

HOUSE BILL NO. 1381

Introduced by

Representatives Ekstrom, Charging, N. Johnson, Potter

Senators Fairfield, Triplett

1 A BILL for an Act to create and enact a new section to chapter 54-52.1 of the North Dakota
2 Century Code, relating to public employees retirement system health insurance coverage of
3 outpatient prescription drugs; and to provide an expiration date.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 54-52.1 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Insurance to cover outpatient prescription drugs.** For all contracts or plans for
8 health insurance which become effective after June 30, 2005, and which do not extend past
9 June 30, 2007, the board shall provide medical benefits coverage under a contract for
10 insurance pursuant to section 54-52.1-04 or under a self-insurance plan pursuant to section
11 54-52.1-04.2 which includes benefits for outpatient prescription drugs or devices for health
12 services to any individual covered under the policy for outpatient hormone replacement therapy,
13 regardless of whether a woman is premenopausal or postmenopausal; contraceptives,
14 including emergency contraceptives; infertility therapy; and osteoporosis treatment and
15 management which are of the same type of coverage offered under the policy or plan for other
16 outpatient prescription drugs or devices.

17 **SECTION 2. PUBLIC EMPLOYEES RETIREMENT SYSTEM - COVERAGE FOR**
18 **OUTPATIENT PRESCRIPTION DRUGS HEALTH MANDATE DIRECTIVE.** Pursuant to
19 section 54-03-28, the public employees retirement system shall prepare and request
20 introduction of a bill to the sixtieth legislative assembly to repeal the expiration date of section 1
21 of this Act and to extend the outpatient prescription drug coverage to apply to all group and
22 individual accident and health insurance policies. The public employees retirement system
23 shall append to the bill a report regarding the effect of the outpatient prescription drug coverage

1 requirement on the system's health insurance programs, information on the utilization and costs
2 relating to the coverage, and a recommendation on whether the coverage should continue.

3 **SECTION 3. EXPIRATION DATE.** Section 1 of this Act is effective through July 31,
4 2007, and after that date is ineffective.