

Sixty-second
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1165

Introduced by

Representatives Kreidt, Pollert, Porter, Weisz

Senators Fischer, Kilzer

1 A BILL for an Act to create and enact a new section to chapter 26.1-36 of the North Dakota
2 Century Code, relating to individual accident and health insurance coverage.

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

4 **SECTION 1.** A new section to chapter 26.1-36 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Health insurance coverage not required.**

- 7 1. Regardless of whether a resident of this state has or is eligible for health insurance
8 coverage under a health insurance policy, health service contract, or evidence of
9 coverage by or through an employer or under a plan sponsored by the state or federal
10 government, the resident is not required to obtain or maintain a policy of individual
11 health coverage except as may be required by a court or by the department of human
12 services through a court or administrative proceeding.
- 13 2. This section does not render a resident of this state liable for any penalty, assessment,
14 fee, or fine as a result of the resident's failure to procure or obtain health insurance
15 coverage.
- 16 3. This section does not apply to an individual who voluntarily applies for coverage under
17 a state-administered program pursuant to the medical assistance program under title
18 XIX of the federal Social Security Act [42 U.S.C. 1396 et seq.] or the state's children's
19 health insurance program under title XXI of the federal Social Security Act [42 U.S.C.
20 1397aa et seq.]. This section does not apply to a student who is required by an
21 institution of higher education to obtain and maintain health insurance as a condition of
22 enrollment. This section does not impair the rights of an individual to contract privately
23 for health insurance coverage for family members or former family members.

