

Sixty-second
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2334

Introduced by

Senators Taylor, Mathern, Triplett

Representatives Hawken, Holman, S. Kelsh

1 A BILL for an Act to amend and reenact section 50-24.1-02.6 of the North Dakota Century
2 Code, relating to the medical assistance eligibility requirements for pregnant women; and to
3 provide an effective date.

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

5 **SECTION 1. AMENDMENT.** Section 50-24.1-02.6 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **50-24.1-02.6. Medical assistance benefits - Eligibility criteria.**

8 1. The department shall provide medical assistance benefits to otherwise eligible
9 persons who are:

10 a. Medically needy persons who have countable income that does not exceed an
11 amount determined under subsection 2; ~~and~~

12 b. Minors who have countable income that does not exceed an amount determined
13 under subsection 3; and

14 c. Pregnant women who have countable income that does not exceed an amount
15 determined under subsection 4.

16 2. The department of human services shall establish an income level for medically needy
17 persons at an amount, no less than required by federal law, that, consistent with the
18 requirements of subsection 3, is the greatest income level achievable without
19 exceeding legislative appropriations for that purpose.

20 3. The department of human services shall establish income levels for minors, based on
21 the age of the minors, at amounts, no less than required by federal law.

22 4. The department of human services shall establish income levels for pregnant women
23 at an amount equal to one hundred sixty percent of the federal poverty level in the
24 month for which eligibility for medical assistance benefits is being determined.

1 5. The department of human services shall provide medical assistance benefits to
2 children and families coverage groups and pregnant women without consideration of
3 assets.

4 **SECTION 2. EFFECTIVE DATE.** Section 1 of this Act becomes effective on the date the
5 department of human services certifies to the legislative council that the department has
6 received approval to claim federal financial participation to expand medical assistance benefits
7 to pregnant women as provided for in section 1 of this Act.