

Sixty-third
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1362

Introduced by

Representatives Carlson, Bellew, Kasper, Kreidt, Weisz

A BILL for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to medicaid expansion; to provide an appropriation to the department of human services for the expansion of the medical assistance program; to provide for a legislative management study; to provide an effective date; and to provide an expiration date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 50-24.1 of the North Dakota Century Code is created and enacted as follows:

Medicaid expansion.

1. The department of human services shall expand medical assistance coverage as authorized by the federal Patient Protection and Affordable Care Act [Pub. L. 111-148], as amended by the Health Care and Education Reconciliation Act of 2010 [Pub. L. 111-152] to individuals under sixty-five years of age with income below one hundred thirty-eight percent of the federal poverty level, based on modified adjusted gross income.

2. The department of human services shall inform new enrollees in the medical assistance program that benefits may be reduced or eliminated if federal participation decreases or is eliminated. The department shall implement the expansion by bidding through private carriers or utilizing the health insurance exchange.

SECTION 2. APPROPRIATION - AUTHORIZATION - DEPARTMENT OF HUMAN

SERVICES. There is appropriated from special funds derived from federal funds any amounts received relating to the Patient Protection and Affordable Care Act [Pub. L. 111-148], as amended by the Health Care and Education Reconciliation Act of 2010 [Pub. L. 111-152], to the department of human services for the purpose of implementing the provisions for the expansion

1 of the medical assistance program, for the biennium beginning July 1, 2013, and ending
2 June 30, 2015.

3 **SECTION 3. LEGISLATIVE MANAGEMENT STUDY - AFFORDABLE CARE ACT**

4 **IMPLICATIONS.** The legislative management shall consider studying during the 2013-14
5 interim the effects of the federal Patient Protection and Affordable Care Act [Pub. L. 11-148], as
6 amended by the Health Care and Education Reconciliation Act of 2010 [Pub. L. 111-152], due to
7 the dramatically changing health care system in the state. The study must address alternatives
8 to the federal Patient Protection and Affordable Care Act and the medicaid expansion provisions
9 to make health care more accessible and affordable to the citizens of the state, including
10 access, the cost of providing services, the medicare penalty to the state's providers, and the
11 medicaid payment system. The legislative management shall report its findings and
12 recommendations, together with any legislation required to implement the recommendations, to
13 the sixty-fourth legislative assembly.

14 **SECTION 4. EFFECTIVE DATE.** Section 1 of this Act becomes effective on January 1,
15 2014.

16 **SECTION 5. EXPIRATION DATE.** Section 1 of this Act is effective through July 31, 2017,
17 and after that date is ineffective.