

Fifty-eighth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1349

Introduced by

Representatives Sandvig, Hanson, Warner

Senators Christenson, Nelson, Polovitz

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 employee health insurance coverage for colorectal cancer
3 screening; to amend and reenact section 26.1-36-09.6 of the North Dakota Century Code,
4 relating to health insurance coverage for colorectal cancer screening; and to provide for an
5 appropriation.

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

7 **SECTION 1. AMENDMENT.** Section 26.1-36-09.6 of the North Dakota Century Code
8 is amended and reenacted as follows:

9 **26.1-36-09.6. Health insurance policy and health service contract -**

10 **Prostate-specific antigen test coverage - Colorectal cancer screening.** An insurance
11 company, nonprofit health service corporation, or health maintenance organization may not
12 deliver, issue, execute, or renew any health insurance policy, health service contract, or
13 evidence of coverage on an individual, group, blanket, franchise, or association basis unless
14 the policy, contract, or evidence of coverage provides ~~an~~:

- 15 1. An annual digital rectal examination and a prostate-specific antigen test for an
16 asymptomatic male aged fifty and over, a black male aged forty and over, and a
17 male aged forty or over with a family history of prostate cancer; and
- 18 2. Colorectal cancer screening for individuals who are age fifty years of age or more
19 who do not have personal or family history risk factors, and for individuals who are
20 less than fifty years of age if they have personal or family history risk factors.
21 Screening under this subsection may include a fecal occult blood test, flexible
22 sigmoidoscopy, double contrast barium enema, or colonoscopy as determined
23 appropriate by a medical provider.

1 **SECTION 2.** A new section to chapter 54-52.1 of the North Dakota Century Code is
2 created and enacted as follows:

3 **Insurance to cover prostate-specific antigen testing and colorectal cancer**

4 **screening.** The board shall provide medical benefits coverage under a contract for insurance
5 pursuant to section 54-52.1-04 or under a self-insurance plan pursuant to section 54-52.1-04.2
6 for prostate-specific antigen testing and colorectal cancer screening in the same manner as
7 provided for under section 26.1-36-09.6.

8 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the
9 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
10 treasury, not otherwise appropriated, and from other funds derived from federal funds and other
11 income, to the following departments for the purpose of defraying the cost of the health
12 insurance premiums necessary to pay the screenings provided by section 1, for the biennium
13 beginning July 1, 2003, and ending June 30, 2005, as follows:

14	GENERAL	SPECIAL	
15 DEPARTMENT	FUND	FUNDS	TOTAL
16 Governor	\$1,306		\$1,306
17 Secretary of state	1,843		1,843
18 Office of management and budget	6,368	\$2,695	9,063
19 Information technology department	2,794	14,793	17,587
20 State auditor	2,498	1,189	3,687
21 State treasurer	461		461
22 Attorney general	7,981	2,618	10,599
23 State tax commissioner	9,446		9,446
24 Office of administrative hearings		384	384
25 Legislative assembly	9,523		9,523
26 Legislative council	2,765		2,765
27 Judicial branch	24,933	27	24,960
28 Retirement and investment office		1,152	1,152
29 Public employees retirement system		1,997	1,997
30 Department of public instruction	1,958	4,340	6,298
31 North Dakota university system	1,273	109	1,382

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1	State land department		1,306	1,306
2	Forest service	1,382		1,382
3	State library	1,920		1,920
4	School for the deaf	3,975	95	4,070
5	North Dakota vision services - school for		2,150	2,150
6	the blind			
7	State board for vocational and technical	1,156	611	1,767
8	education			
9	State department of health	7,004	15,037	22,041
10	Veterans home	7,219		7,219
11	Indian affairs commission	230		230
12	Department of veterans affairs	433	28	461
13	Children's services coordinating committee		77	77
14	Department of human services	118,397	40,886	159,283
15	Protection and advocacy project	1,235	608	1,843
16	Job service North Dakota	6	27,412	27,418
17	Insurance commissioner		2,918	2,918
18	Industrial commission	3,916	384	4,300
19	Labor commissioner	532	159	691
20	Public service commission	2,775	297	3,072
21	Aeronautics commission		384	384
22	Department of financial institutions		1,613	1,613
23	Securities commissioner	614		614
24	Bank of North Dakota		12,749	12,749
25	Housing finance agency		2,381	2,381
26	Mill and elevator association		8,832	8,832
27	Workers compensation bureau		16,358	16,358
28	Highway patrol	5,454	8,985	14,439
29	State radio	1,996	154	2,150
30	Division of emergency management	622	838	1,460
31	Department of corrections and rehabilitation	38,163	3,309	41,472

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1	Adjutant general	2,258	5,729	7,987
2	Department of commerce	3,626	137	3,763
3	Department of agriculture	2,321	1,596	3,917
4	State seed department		1,843	1,843
5	Upper great plains transportation	227	1,923	2,150
6	institute			
7	Branch research centers	5,026	811	5,837
8	North Dakota state university	12,911	8,286	21,197
9	extension service			
10	Northern crops institute	350	264	614
11	North Dakota state university main	18,860	8,020	26,880
12	research center			
13	Agronomy seed farm		230	230
14	State historical society	3,614	457	4,071
15	Council on the arts	384		384
16	Game and fish department		10,291	10,291
17	Parks and recreation department	3,090	136	3,226
18	State water commission		6,067	6,067
19	Department of transportation		<u>77,107</u>	<u>77,107</u>
20	Total	\$322,845	\$299,772	\$622,617