

Introduced by

1 A BILL for an Act to create and enact section 23-27-06 of the North Dakota Century Code,
2 relating to state department of health emergency medical services assessments, training, and
3 recruitment; to amend and reenact section 18-04-04.1 and subsection 1 of section 26.1-03-17
4 of the North Dakota Century Code, relating to insurance premium tax collections; and to provide
5 an appropriation.

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

7 **SECTION 1. AMENDMENT.** Section 18-04-04.1 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **18-04-04.1. Insurance tax distribution fund.** The insurance tax distribution fund is a
10 special fund in the state treasury. The portion of revenue provided in section 26.1-03-17 must
11 be deposited in the fund for disbursement as provided in this chapter, section 23-27-06, and
12 chapter 23-40, subject to legislative appropriation.

13 **SECTION 2.** Section 23-27-06 of the North Dakota Century Code is created and
14 enacted as follows:

15 **23-27-06. Emergency medical services assessments, training, and recruitment.**

16 The department shall:

- 17 1. Contract with a third party for completing an assessment of each emergency
18 medical services operation receiving funds under chapter 23-40.
- 19 2. Make leadership training available to all emergency medical services personnel.
20 The training is mandatory for all emergency medical services personnel employed
21 by emergency medical services operations receiving funds under chapter 23-40.
22 The department shall reimburse all participants for lodging, meals, and mileage
23 expenses incurred while attending the training as provided by law for state
24 employees.

1 3. Develop an annual statewide emergency medical services recruitment drive.

2 **SECTION 3. AMENDMENT.** Subsection 1 of section 26.1-03-17 of the North Dakota
3 Century Code is amended and reenacted as follows:

4 1. Before issuing the annual certificate required by law, the commissioner shall collect
5 from every stock and mutual insurance company, nonprofit health service
6 corporation, health maintenance organization, and prepaid legal service
7 organization, except fraternal benefit and benevolent societies, doing business in
8 this state, a tax on the gross amount of premiums, assessments, membership fees,
9 subscriber fees, policy fees, service fees collected by any third-party administrator
10 providing administrative services to a group that is self-insured for health care
11 benefits, and finance and service charges received in this state during the
12 preceding calendar year, at the rate of two percent with respect to life insurance,
13 one and three-fourths percent with respect to accident and health insurance, and
14 one and three-fourths percent with respect to all other lines of insurance. This tax
15 does not apply to considerations for annuities. The total tax is payable on or
16 before March first following the year for which the tax is assessable. Collections
17 from this tax, except for collections deposited in the firefighters death benefit fund,
18 must be deposited in the insurance tax distribution fund under section 18-04-04.1
19 but not in an amount exceeding one-half of the biennial amount appropriated for
20 distribution under sections 18-04-05, 23-27-06, and 23-40-05 in any fiscal year.
21 Collections from this tax in an amount of up to fifty thousand dollars per biennium,
22 as may be necessary, are appropriated on a continuing basis for deposit in the
23 firefighters death benefit fund for distribution under chapter 18-05.1. Collections
24 from this tax exceeding the sum of the amount deposited in the insurance tax
25 distribution fund and the amount deposited in the firefighters death benefit fund
26 each fiscal year must be deposited in the general fund in the state treasury. If the
27 due date falls on a Saturday or legal holiday, the tax is payable on the next
28 succeeding business day.

29 **SECTION 4. APPROPRIATION.** There is appropriated out of any moneys in the
30 insurance tax distribution fund in the state treasury, not otherwise appropriated, the sum of
31 \$3,250,000, or so much of the sum as may be necessary, to the state department of health for

1 the purpose of providing grants to emergency medical services operations as provided for in
2 North Dakota Century Code chapter 23-40, for the biennium beginning July 1, 2009, and ending
3 June 30, 2011.

4 **SECTION 5. APPROPRIATION.** There is appropriated out of any moneys in the
5 insurance tax distribution fund in the state treasury, not otherwise appropriated, the sum of
6 \$1,274,000, or so much of the sum as may be necessary, to the state department of health for
7 the purpose of implementing an assessment process, providing leadership training, and
8 developing an annual statewide emergency medical services recruitment drive as provided for
9 in section 2 of this Act, for the biennium beginning July 1, 2009, and ending June 30, 2011.