

HOUSE BILL NO. 1043

Introduced by

Representatives Wald, Kasper

Senator Klein

1 A BILL for an Act to amend and reenact subsection 32 of section 26.1-36.3-01 and subsection 1
2 of section 26.1-36.3-04 of the North Dakota Century Code, relating to the definition of a small
3 employer for purposes of group health plans.

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

5 **SECTION 1. AMENDMENT.** Subsection 32 of section 26.1-36.3-01 of the North
6 Dakota Century Code is amended and reenacted as follows:

7 32. "Small employer" means, in connection with a group health plan with respect to a
8 calendar and a plan year, an employer who employed an average of at least ~~two~~
9 one but not more than fifty eligible employees on business days during the
10 preceding calendar year and who employs at least ~~two employees~~ one employee
11 on the first day of the plan year.

12 **SECTION 2. AMENDMENT.** Subsection 1 of section 26.1-36.3-04 of the North Dakota
13 Century Code is amended and reenacted as follows:

14 1. This section only applies to a health benefit plan offered by a small employer who
15 employed an average of at least ~~two~~ one but not more than twenty-five eligible
16 employees on business days during the preceding calendar year and who employs
17 at least ~~two employees~~ one employee on the first day of the plan year.