

SENATE BILL NO. 2049

Introduced by

Legislative Council

(Public Safety Committee)

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. The assessment
19 must include an assessment of the operational functions of the emergency medical
20 services operation and the development of goals to improve the emergency
21 medical services system.
- 22 2. Make leadership training available to all emergency medical services personnel.
23 The training is mandatory for all emergency medical services service directors
24 employed by emergency medical services operations receiving funds under

1 chapter 23-40. The department shall provide a stipend and reimburse all
2 participants for lodging, meals, and mileage expenses incurred while attending the
3 training as provided by law for state employees.

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

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

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

1 **SECTION 4. APPROPRIATION.** There is appropriated out of any moneys in the
2 insurance tax distribution fund in the state treasury, not otherwise appropriated, the sum of
3 \$3,250,000, or so much of the sum as may be necessary, to the state department of health for
4 the purpose of providing grants to emergency medical services operations as provided for in
5 North Dakota Century Code chapter 23-40, for the biennium beginning July 1, 2009, and ending
6 June 30, 2011.

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