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## EMPLOYEE BENEFITS PROGRAMS COMMITTEE

Thursday, April 25, 2024  
Roughrider Room, State Capitol  
Bismarck, North Dakota

- 10:00 a.m. Call to order  
Roll call  
Consideration of the [minutes of the November 16, 2023, meeting](#)
- 10:05 a.m. [Presentation](#) by Ms. Rebecca Fricke, Executive Director, Public Employees Retirement System, regarding an update on the status of implementation of 2023 legislation relating to the Public Employees Retirement System (PERS)
- 10:30 a.m. [Presentation](#) by Ms. Bonnie Wurst, Senior Consultant, Gabriel, Roeder, Smith & Company Holdings, Inc., regarding options to address funding concerns with the Highway Patrol Troopers' retirement system fund
- 10:45 a.m. Committee discussion

### HEALTH INSURANCE MANDATES

- 11:00 a.m. Committee review of North Dakota Century Code Section 54-03-28 regarding measures and proposed measures providing for health insurance mandated coverage of services
- Comments by interested persons
- Committee discussion and directives regarding adoption of a procedure for identifying measures and proposed measures mandating health insurance coverage of services or payment for specified providers of services

### JURISDICTION OF BILL DRAFTS

- 11:30 a.m. Committee consideration of the following bill drafts to determine whether the bill drafts affect, actuarially or otherwise, the retirement programs of state employees or employees of any political subdivision, or health and retiree health plans of state employees or employees of any political subdivision pursuant to Section 54-35-02.4:
- **Bill Draft No. 129** [[25.0129.01000](#)], which revises eligibility requirements for Teachers' Fund for Retirement benefits
  - **Bill Draft No. 40** [[25.0040.01000](#)], which expands participation in the public safety retirement plan to include correctional officers employed by a governmental unit
  - **Bill Draft No. 41** [[25.0041.01000](#)], which revises the definition of correctional officer and expands eligibility for the public safety retirement plan to include dispatchers and emergency medical services personnel
  - **Bill Draft No. 45** [[25.0045.01000](#)], which expands eligibility for the public safety retirement plan to include correctional officers employed by a governmental unit, dispatchers, and medical services personnel, and limits application

- **Bill Draft No. 68** [[25.0068.01000](#)], which provides for health benefit plans to include any amount paid by an enrollee, or on behalf of an enrollee, when calculating an enrollee's overall contribution to an out-of-pocket maximum or cost-sharing requirement for a prescription drug

12:00 noon Recess

1:00 p.m. Continuation of committee consideration of the following bill drafts:

- **Bill Draft No. 69** [[25.0069.02000](#)], which provides for PERS health benefits coverage of fertility treatment
- **Bill Draft No. 70** [[25.0070.03000](#)], which provides for PERS health benefits coverage of fertility preservation services
- **Bill Draft No. 75** [[25.0075.02000](#)], which provides PERS health benefits coverage may not impose cost-sharing requirements for diagnostic or supplemental breast examination services
- **Bill Draft No. 84** [[25.0084.01000](#)], which provides for medical assistance coverage to include payment for applied behavioral analysis
- **Bill Draft No. 104** [[25.0104.02000](#)], which provides for the Department of Corrections and Rehabilitation to prescribe rules for the adequate medical care of inmates and provide instruction on the correct assessment and billing of medical care costs for inmates
- **Bill Draft No. 115** [[25.0115.01000](#)], which revises the PERS definition of firefighter
- **Bill Draft No. 116** [[25.0116.01000](#)], which provides for PERS to determine manner of payment of administrative expenses for the deferred compensation plan and for a continuing appropriation
- **Bill Draft No. 117** [[25.0117.01000](#)], which provides for a change in the computation of final average salary for the Highway Patrol Troopers' retirement system and PERS retirement benefits
- **Bill Draft No. 118** [[25.0118.01000](#)], which provides for health benefit plans to include benefits for insulin drug and medical supplies for insulin dosing and administration
- **Bill Draft No. 119** [[25.0119.01000](#)], which changes PERS eligibility requirements for disability retirement benefits
- **Bill Draft No. 120** [[25.0120.01000](#)], which provides for a transfer to the Highway Patrol Troopers' retirement system fund to increase the funded liability
- **Bill Draft No. 121** [[25.0121.01000](#)], which provides for PERS administrative changes
- **Bill Draft No. 124** [[25.0124.01000](#)], which provides step therapy protocol limitations for an associated condition of metastatic cancer
- **Bill Draft No. 134** [[25.0134.01000](#)], which revises the PERS definition of correctional officer
- **Bill Draft No. 138** [[25.0138.01000](#)], which provides for step therapy protocol exceptions
- **Bill Draft No. 142** [[25.0142.01000](#)], which provides PERS health benefits coverage for state employees and retirees must be compliant with the Patient Protection and Affordable Care Act
- **Bill Draft No. 143** [[25.0143.01000](#)], which provides for a state employee compensation adjustment and transfer to Teachers' Fund for Retirement for a cost-of-living adjustment

3:00 p.m. Adjourn

**A livestream of the meeting will be available to the public at: <https://video.ndlegis.gov>.**

**Committee Members**

Representatives: Austen Schauer (Chairman), Josh Boschee, Clayton Fegley, Patrick Hatlestad, Jorin Johnson, Jim Kasper, Corey Mock

Senators: Brad Bekkedahl, Sean Cleary, Kyle Davison, Judy Estenson, Larry Luick, Kristin Roers

Staff Contacts: Beth Dittus, Counsel