

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
5 application.

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, colonoscopy, or other procedure
23 as determined 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. APPLICATION.** Notwithstanding any legislative measure approved by the
9 fifty-eighth legislative assembly which could affect the application or expiration of this Act, the
10 provisions of this Act apply as of August 1, 2003, and do not expire until specifically repealed by
11 the legislative assembly.