Sixty-first
Legislative Assembly
of North Dakota

SENATE BILL NO. 2049

Introduced by

Legislative Council

(Public Safety Committee)

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

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

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

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

23-27-06. Emergency medical services assessments, training, and recruitment. The department shall:

1. Contract with a third party for completing an assessment of each emergency medical services operation receiving funds under chapter 23-40. The assessment must include an assessment of the operational functions of the emergency medical services operation and the development of goals to improve the emergency medical services system.
2. Make leadership training available to all emergency medical services personnel. The training is mandatory for all emergency medical services service directors employed by emergency medical services operations receiving funds under

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

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

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

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

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

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