

Introduced by

Representative Schatz

1 A BILL for an Act to create and enact section 26.1-36-09.16 of the North Dakota Century Code,
2 relating to health insurance coverage of annual physical examinations; and to amend and
3 reenact section 26.1-36.6-03 of the North Dakota Century Code, relating to public employees
4 retirement system self-insurance health plans.

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

6 **SECTION 1.** Section 26.1-36-09.16 of the North Dakota Century Code is created and
7 enacted as follows:

8 **26.1-36-09.16. Coverage of physical examination.**

9 An insurer may not deliver, issue, execute, or renew an accident and health insurance
10 policy on an individual, group, blanket, franchise, or association basis which provides coverage
11 for an annual physical examination unless the coverage includes an examination that meets the
12 requirements for a federal department of transportation physical examination. This section does
13 not require coverage of more than one physical examination per year. This section does not
14 require every physical examination to meet the requirements of a federal department of
15 transportation physical examination.

16 **SECTION 2. AMENDMENT.** Section 26.1-36.6-03 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **26.1-36.6-03. Self-insurance health plans - Requirements.**

19 1. The following policy provisions apply to a self-insurance health plan or to the
20 administrative services only or third-party administrator, and are subject to the
21 jurisdiction of the commissioner: 26.1-36-03, 26.1-36-03.1, 26.1-36-05, 26.1-36-10,
22 26.1-36-12, 26.1-36-12.4, 26.1-36-12.6, 26.1-36-13, 26.1-36-14, 26.1-36-17,
23 26.1-36-18, 26.1-36-19, 26.1-36-23, 26.1-36-29, 26.1-36-37.1, 26.1-36-38, 26.1-36-39,
24 26.1-36-41, 26.1-36-44, and 26.1-36-46.

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- 1 2. The following health benefit provisions applicable to a group accident and health
2 insurance policy under chapter 26.1-36 apply to a self-insurance health plan and are
3 subject to the jurisdiction of the commissioner: 26.1-36-06, 26.1-36-06.1, 26.1-36-07,
4 26.1-36-08, 26.1-36-08.1, 26.1-36-09, 26.1-36-09.1, 26.1-36-09.2, 26.1-36-09.3,
5 26.1-36-09.5, 26.1-36-09.6, 26.1-36-09.7, 26.1-36-09.8, 26.1-36-09.9, 26.1-36-09.10,
6 26.1-36-09.11, 26.1-36-09.12, 26.1-36-09.13, 26.1-36-09.14, 26.1-36-09.15,
7 26.1-36-09.16, 26.1-36-11, 26.1-36-12.2, 26.1-36-20, 26.1-36-21, 26.1-36-22,
8 26.1-36-23.1, and 26.1-36-43.