

**SENATE BILL NO. 2240**

Introduced by

Senators Hogan, Lee

Representatives Dobervich, Strinden

1 A BILL for an Act to amend and reenact section 50-24.1-37 of the North Dakota Century Code,  
2 relating to the Medicaid expansion program; and to provide an appropriation.

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

4 **SECTION 1. AMENDMENT.** Section 50-24.1-37 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **50-24.1-37. Medicaid expansion - Legislative management report. (Contingent repeal -**  
7 **[See note](#))**

- 8 1. The department shall expand medical assistance coverage as authorized by the  
9 federal Patient Protection and Affordable Care Act [Pub. L. 111-148], as amended by  
10 the Health Care and Education Reconciliation Act of 2010 [Pub. L. 111-152] to  
11 individuals under sixty-five years of age with income below one hundred thirty-eight  
12 percent of the federal poverty line published by the federal office of management and  
13 budget applicable to the household size.
- 14 2. The department shall inform new enrollees in the medical assistance expansion  
15 program that benefits may be reduced or eliminated if federal participation decreases  
16 or is eliminated.
- 17 3. Except for pharmacy services and coverages for individuals ages nineteen and twenty,  
18 the department shall implement the expansion by bidding through private carriers or  
19 utilizing the health insurance exchange.
- 20 4. The contract between the department and the private carrier must provide the  
21 department with full access to provider reimbursement rates. The department shall  
22 consider provider reimbursement rate information in selecting a private carrier under  
23 this section. Before August first of each even-numbered year, the department shall

1 submit a report to the legislative management regarding provider reimbursement rates  
2 under the medical assistance expansion program.

3 5. Provider reimbursement rate information received by the department under this  
4 section is an open record.

5 6. By January 1, 2025, the department shall implement at least one dual special needs  
6 medical assistance expansion plan for dual-eligible Medicaid enrollees. The  
7 department shall establish standards for care coordination services that must be  
8 provided to enrollees under the plan under this subsection.

9 **SECTION 2. APPROPRIATION - DEPARTMENT OF HEALTH AND HUMAN SERVICES -**

10 **MEDICAID EXPANSION PROGRAM.** There is appropriated out of any moneys in the general  
11 fund in the state treasury, not otherwise appropriated, the sum of \$356,269, or so much of the  
12 sum as may be necessary, to the department of health and human services for the purpose of  
13 implementing a medical assistance expansion dual special needs plan, for the biennium  
14 beginning July 1, 2023, and ending June 30, 2025. The department is authorized one and  
15 one-half full-time equivalent positions to implement the medical assistance expansion dual  
16 special needs plan.