Sixty-fifth Legislative Assembly of North Dakota

**BILL NO.** 

Introduced by

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(At the request of the Supreme Court)

- 1 A BILL for an Act to amend and reenact section 54-52.1-03.4 of the North Dakota Century
- 2 Code, relating to participation in the public employees uniform group insurance program.

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

- 4 **SECTION 1. AMENDMENT.** Section 54-52.1-03.4 of the North Dakota Century Code is amended and reenacted as follows:
- 54-52.1-03.4. Temporary employees and, employees on unpaid leave of absence, and
  disabled judges.
  - 1. A temporary employee employed before August 1, 2007, may elect to participate in the uniform group insurance program by completing the necessary enrollment forms and qualifying under the medical underwriting requirements of the program if such election is made before January 1, 2015, and if the temporary employee is participating in the uniform group insurance program on January 1, 2015.
  - 2. In order for a temporary employee employed after July 31, 2007, to qualify to participate in the uniform group insurance program, the employee must be employed at least twenty hours per week; must be employed at least twenty weeks each year of employment; must make the election to participate before January 1, 2015; and must be participating in the uniform group insurance program as of January 1, 2015.
  - 3. To be eligible to participate in the uniform group insurance program, a temporary employee first employed after December 31, 2014, or any temporary employee not participating in the uniform group insurance program as of January 1, 2015, must meet the definition of a full-time employee under section 4980H(c)(4) of the Internal Revenue Code [26 U.S.C. 4980H(c)(4)].
  - 4. Monthly, the temporary employee or the temporary employee's employer shall pay to the board the premiums in effect for the coverage being provided. In the case of a

- temporary employee who is an applicable taxpayer as defined in section 36B(c)(1)(A) of the Internal Revenue Code [26 U.S.C. 36B(c)(1)(A)], the temporary employee's required contribution for medical and hospital benefits self-only coverage may not exceed the maximum employee required contribution specified under section 36B(c) (2)(C) of the Internal Revenue Code [26 U.S.C. 36B(c)(2)(C)], and the employer shall pay any difference between the maximum employee required contribution for medical and hospital benefits self-only coverage and the cost of the premiums in effect for this coverage.
- 5. An active judge of the supreme or district court who receives disability retirement benefits under section 54-52-17 may elect to continue participating in the uniform group insurance program for hospital and medical benefits coverage on the same basis the judge participated before becoming disabled. A judge who makes this election may continue participating in this uniform group insurance program for the remainder of the judge's term of office or until the judge turns sixty-five years of age, whichever occurs first.
- 6. An employer may pay health or life insurance premiums for a permanent employee on an unpaid leave of absence.
- 7. A political subdivision, department, board, or agency may make a contribution for coverage under this section.