

Introduced by

Senators Watne, C. Nelson

Representatives Delmore, Wentz

1 A BILL for an Act to create and enact a new section to chapter 26.1-36 of the North Dakota  
2 Century Code, relating to insurance coverage for breast reconstruction.

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

4 **SECTION 1.** A new section to chapter 26.1-36 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Health insurance policy and health service contract - Reconstructive breast**  
7 **surgery coverage.** An insurance company, nonprofit health service corporation, or health  
8 maintenance organization may not deliver, issue, execute, or renew any health insurance  
9 policy, health service contract, limited benefit policy, or evidence of coverage that provides  
10 coverage for mastectomy on an individual, group, blanket, franchise, or association basis  
11 unless the policy, contract, or evidence of coverage provides benefits for breast reconstruction.  
12 If a patient elects breast reconstruction, the reconstruction coverage must allow the patient and  
13 physician to choose the method and manner of reconstruction, and the coverage must include  
14 reconstruction of the breast on which surgery has been performed and surgery and  
15 reconstruction of the other breast to produce a symmetrical appearance.