

**Fifty-sixth Legislative Assembly, State of North Dakota, begun in the  
Capitol in the City of Bismarck, on Tuesday, the fifth day of January,  
one thousand nine hundred and ninety-nine**

HOUSE BILL NO. 1297  
(Representatives Sandvig, Rose, Wentz)  
(Senators DeMers, Krauter, Thane)

AN ACT to amend and reenact sections 26.1-36-09.1 and 54-52.1-04.4 of the North Dakota Century Code, relating to health insurance and public employee retirement system coverage of mammograms.

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

**SECTION 1. AMENDMENT.** Section 26.1-36-09.1 of the North Dakota Century Code is amended and reenacted as follows:

**26.1-36-09.1. Health insurance policy and health service contract - Mammogram examination coverage.**

1. An insurance company, nonprofit health service corporation, or health maintenance organization may not deliver, issue, execute, or renew any health insurance policy, health service contract, or evidence of coverage on an individual, group, blanket, franchise, or association basis unless the policy, contract, or evidence of coverage provides benefits, of the same type offered under the policy or contract for illnesses, for health services to any person covered under the policy or contract for:
  - a. One baseline mammogram examination for each woman who is at least thirty-five but less than forty years of age.
  - b. One mammogram examination every ~~two years~~ year, or more frequently if ordered by a physician, for ~~women~~ each woman who ~~are~~ is at least forty ~~but less than fifty~~ years of age.
  - c. ~~One mammogram examination every year for women age fifty and over.~~
2. This section does not apply to individually guaranteed renewable supplemental, specified disease, long-term care, or other limited benefit policies.

**SECTION 2. AMENDMENT.** Section 54-52.1-04.4 of the North Dakota Century Code is amended and reenacted as follows:

**54-52.1-04.4. Insurance to cover mammogram examinations.** The board shall provide medical benefits coverage under ~~either~~ a contract for insurance pursuant to section 54-52.1-04 or under a self-insurance plan pursuant to section 54-52.1-04.2 for:

1. One baseline mammogram examination for each woman who is at least thirty-five but less than forty years of age.
2. One mammogram examination every ~~two years~~ year, or more frequently if ordered by a physician, for ~~women~~ each woman who ~~are~~ is at least forty ~~but less than fifty~~ years of age.
3. ~~One mammogram examination every year for women age fifty and over.~~

\_\_\_\_\_  
Speaker of the House

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President of the Senate

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Chief Clerk of the House

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Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-sixth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1297.

House Vote:      Yeas    62      Nays    34      Absent    2

Senate Vote:    Yeas    34      Nays    12      Absent    3

\_\_\_\_\_  
Chief Clerk of the House

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 1999.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 1999.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 1999,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State