

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

2326

2001 SENATE HUMAN SERVICES

SB 2326

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2326

Senate Human Services Committee

Conference Committee

Hearing Date January 31, 2001

Tape Number	Side A	Side B	Meter #
1	X		50.8
1		X	3
February 5, 2001 2	X		6.5
Committee Clerk Signature <i>Paul Holaday</i>			

Minutes:

The hearing was opened on SB 2326.

SENATOR LEE introduced the bill. This bill has to do with CHAND, Comprehensive Health Association of ND. It's a high risk pool for people who are unable to get insurance from other sources. The concern is that there is no limitation that an individual must live in ND for any length of time to participate in this high risk pool. This calls for an individual would be required to live in the state for half of the year - 182 days- in order to continue to participate in CHAND.

SENATOR MATHERN: What happens when a person leave? Do they leave the eligibility immediately? SENATOR LEE: They would know at the beginning that they would have to be a resident for 182 days, but at the time of renewal they would have to vouch for the fact of residency. The concept is that somebody living out of the state for most of the year should not be able to participate.

ROD ST. AUBYN, BCBS, supports bill. The CHAND board is experiencing problems. This is a residency requirement. There are always a problem with residency, but we are trying to avoid some of the abuses. SENATOR KILZER: Are there other states that have reciprocity agreements? MR. ST. AUBYN: I am not aware of any. Most states will allow for portability. SENATOR MATHERN: How would you interpret this? MR. ST. AUBYN: We would determine when address actually changed. Haven't had too many cases to resolve. SENATOR POLOVITZ: Is this for underprivileged? VANCE MAGNASON: CHAND is a high risk program. 135% of rate for individual coverage. Claims are higher so there is help from CHAND. SENATOR MATHERN: If we added when coverage ceases immediately when another plan is in place.

CHUCK JOHNSON sited an example of a lady on Chand living in Las Vegas for 3-4 had property in ND, so she claimed residency in ND.

KEN KARLS, Cystic Fibrosis Assoc., has an amendment to propose. (Written testimony). The amendment would allow for exemption from CHAND participants who are absent from the state for authenticated medical reasons. It is possible for cystic fibrosis patients to be at a place of treatment for days that may take them over the 182 day requirement. We have a number of members on CHAND now. SENATOR MATHERN: Do you agree with the amendment, Mr. St. Aubyn? MR. ST. AUBYN: If the amendment read if the individual physically resides outside the state for other than a verifiable medical reason as determined by the CHAND board. SENATOR KILZER: This could happen in burns and neonatal cases.

The hearing was closed on SB 2326.

Discussion was held on SB 2326. SENATOR MATHERN moved the amendments. SENATOR ERBELE seconded the motion. Roll call vote carried 6-0. SENATOR MATHERN moved a DO

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Senate Human Services Committee

Bill/Resolution Number SB 2326

Hearing Date January 31, 2001

PASS AS AMENDED. SENATOR ERBELE seconded it. Roll call vote carried 6-0.

SENATOR POLOVITZ is the carrier.

10638.0100

Fifty-seventh
Legislative Assembly
Of North Dakota

SENATE BILL NO. 2326

Introduced by

Senators Lee, Flakoll

Representatives Devlin, Price

Amendments to Senate Bill No. 2326

Page 1, line 14, after "year" insert "except for Comprehensive Health Association of North Dakota participants who are absent from the state for a verifiable medical reason as determined by the Comprehensive Health Association of North Dakota board"

Roll Call Vote #: 1

Date: 2/5/01

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2326

Senate HUMAN SERVICES Committee

Subcommittee on _____
 or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Amendments

Motion Made By Sen Mathern Seconded By Sen Erbele

Senators	Yes	No	Senators	Yes	No
Senator Lee, Chairperson	✓		Senator Polovitz	✓	
Senator Kilzer, Vice-Chairperson	✓		Senator Mathern	✓	
Senator Erbele	✓				
Senator Fischer	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Roll Call Vote #: 2 Date: 2/5/01

**2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO.**

Senate HUMAN SERVICES Committee

- Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Do pass as amended

Motion Made By Sen Mathern Seconded By Sen Erbele

Senators	Yes	No	Senators	Yes	No
Senator Lee, Chairperson	✓		Senator Polovitz	✓	
Senator Kilzer, Vice-Chairperson	✓		Senator Mathern	✓	
Senator Erbele	✓				
Senator Fischer	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Sen Polovitz

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
February 7, 2001 7:48 a.m.

Module No: SR-22-2546
Carrier: Polovitz
Insert LC: 10638.0101 Title: .0200

REPORT OF STANDING COMMITTEE

SB 2326: Human Services Committee (Sen. Lee, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2326 was placed on the Sixth order on the calendar.

Page 1, line 14, after "year" insert "except for an association participant who is absent from the state for a verifiable medical reason as determined by the association board"

Renumber accordingly

2001 HOUSE HUMAN SERVICES

SB 2326

2001 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2326

House Human Services Committee

Conference Committee

Hearing Date February 20, 2001

Tape Number	Side A	Side B	Meter #
Tape 2	X		Tape didn't work
Committee Clerk Signature <i>Cornie Easton</i>			

Minutes:

Chairman Price, Vice Chairman Devlin, Rep. Dosch, Rep. Galvin, Rep. Klein, Rep. Pollert, Rep. Porter, Rep. Tieman, Rep. Weiler, Rep. Weisz, Rep. Cleary, Rep. Metcalf, Rep. Niemeier, Rep. Sandvig

Chairman Price: Open hearing on SB 2326.

Rod St. Aubyn: Blue Cross/Blue Shield. This bill helps those people that have become uninsured and can't get insurance. Basically it is a clarification of the residency requirements relating to CHAND.

Chairman Price: We felt we should not have to subsidize insurance for someone that is not living in the state.

Ken Karls: Cystic Fibrosis Association of North Dakota. (See written testimony.) The Association has been involved with the Comprehensive Health Association of North Dakota for many years because of the need for such coverage by persons with cystic fibrosis. We support

the bill as amended in the Senate Human Services Committee, which allows exceptions for participants who are absent from the state for verifiable medical reasons. I include the following as an explanation as to why we believe that amendment is necessary. Lung transplantation for North Dakotans with cystic fibrosis is no longer an uncommon occurrence. Because it is withheld as an option until all other alternatives have been tried, persons needing a transplant are usually in need of frequent and in some cases, continuous hospitalization while awaiting organs. This hospitalization normally takes place at the Medical Center doing the transplant due to the serious condition of the patient. Since no lung transplantation is done in North Dakota, the hospitalization necessarily takes place out of state. A recent transplant recipient spent 128 days out of state over a nine-month period. This is not uncommon for transplant patients, and if extrapolated over 12 months, amounts to 171 days. If the next patient needing a transplant has additional complications, or must wait longer for a new set of lungs, they could conceivably exceed the 182 day limit in one calendar year through no fault of their own. CHAND was designed to help those who have no other alternative for health care coverage. If lung transplant candidates covered by CHAND lose this coverage, they would have no other alternative. I trust the intent of this bill was not to exclude those persons from CHAND coverage.

Chairman Price: Close hearing on SB 2326.

COMMITTEE WORK:

Rep. Metcalf: Do Pass.

Rep. Tieman: Second.

13 YES 0 NO 1 ABSENT CARRIED BY REP. TIEMAN

Date: 2-20-01
Roll Call Vote #: 1

2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. SB 2326

House Human Services Committee

Subcommittee on _____

or

Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS

Motion Made By Rep. Metcalf Seconded By Rep. Tieman

Representatives	Yes	No	Representatives	Yes	No
Clara Sue Price - Chairman	✓		Audrey Cleary	✓	
William Devlin - V. Chairman	✓		Ralph Metcalf	✓	
Mark Dosch	✓		Carol Niemeier	✓	
Pat Galvin	✓		Sally Sandvig	✓	
Frank Klein	✓				
Chet Pollert	✓				
Todd Porter					
Wayne Tieman	✓				
Dave Weiler	✓				
Robin Weisz	✓				

Total (Yes) 13 No _____

Absent 1

Floor Assignment Rep. Tieman

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)
February 20, 2001 12:03 p.m.

Module No: HR-31-3983
Carrier: Tieman
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2326, as engrossed: Human Services Committee (Rep. Price, Chairman)
recommends DO PASS (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING).
Engrossed SB 2326 was placed on the Fourteenth order on the calendar.

2001 TESTIMONY

SB 2326

SB 2326

Testimony of Kenneth Karls Cystic Fibrosis Association of North Dakota

Chairman Price and members of the committee, my name is Ken Karls and I represent the Cystic Fibrosis Association of North Dakota. The Association has been involved with the Comprehensive Health Association of North Dakota for many years because of the need for such coverage by persons with cystic fibrosis.

We support the bill as amended in the Senate Human Services Committee, which allows exceptions for participants who are absent from the state for verifiable medical reasons. I include the following as an explanation as to why we believe that amendment is necessary.

Lung transplantation for North Dakotans with cystic fibrosis is no longer an uncommon occurrence. Because it is withheld as an option until all other alternatives have been tried, persons needing a transplant are usually in need of frequent and in some cases, continuous hospitalization while awaiting organs. This hospitalization normally takes place at the Medical Center doing the transplant due to the serious condition of the patient. Since no lung transplantation is done in North Dakota, that hospitalization necessarily takes place out of state.

A recent transplant recipient spent 128 days out of state over a nine-month period. This is not uncommon for transplant patients, and if extrapolated over 12 months, amounts to 171 days. If the next patient needing a transplant has additional complications, or must wait longer for a new set of lungs, they could conceivably exceed the 182-day limit in one calendar year through no fault of their own.

CHAND was designed to help those who have no other alternative for health care coverage. If lung transplant candidates covered by CHAND lose this coverage, they would have no other alternative. I trust the intent of this bill was not to exclude those persons from CHAND coverage.

Thank you. I am available to answer any questions you may have about this testimony.