

NITIJELA OF THE MARSHALL ISLANDS

22ND CONSTITUTIONAL REGULAR SESSION, 2001

BILL NO. 43 N.D.1

P.L. 2001-31

An Act

To amend the Social Security Act Health Fund Act of 1991, to provide for the transfer by the Marshall Islands Social Security Administration of 45% of the quarterly contributions into the Health Fund to the Ministry of Health, for the provision of on-Island basic health care.

BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS:

Section 1. Short Title.

This Act may be cited as the Social Security Health Fund (Amendment) Act of 2000.

Section 2. Amendments.

The Social Security Health Fund Act, 49 MIRC, Chapter 2, Section 208 is hereby amended to read as follows:

“Section 208. Payments out of the Health Fund.

(1) Payments may be made out of the Health Fund only for the purposes of this Chapter including, without limitation, the following:

(a) the payment of benefits, provided however, that for the provision of on-Island basic health care required under Section 221 of this Chapter, the Administration shall transfer to the Ministry of Health, on a quarterly basis, a sum equal to 45% of the total quarterly contributions collected by the Administration under Part IV, and such sum shall be paid into the Health Care Revenue Fund;

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(b) the repayment of loans pursuant to Section 225 of this Chapter;

and

(c) the costs and expenses of the administration of the Chapter.

(2) No money may be withdrawn from the Health Fund except for the following purposes:

(a) pursuant to budgets and procedures approved by the Board consistent with Subsection (3) of this Section; and

(b) with the authority of the Administrator who shall satisfy himself that the withdrawal is made in accordance with this Chapter and any other applicable law.

(3) Except with the approval of the Nitijela, the budget for the costs of administration of the Chapter for any fiscal year shall not exceed ten percent (10%) of the estimated income from contributions, premiums, government subsidy payments, penalties and interest, plus interest, dividends, and other income from the investments of the Health Fund for that fiscal year.

(4) For purposes of Article VIII, Section 5(1) of the Constitution, a delegation to expend money out of the Health Fund is given to the Board. The Board may delegate such authority to the Administrator.

(5) The Board shall adopt rules regarding the payment to health care providers. The Administration shall determine the rates of the payment due to all health care providers and pay such amounts in accordance with this Chapter, or any other law.”

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Section 3. Effective Date.

This Act shall take effect on the date of certification in accordance with Article IV, Section 21 of the Constitution.

Certificate

I hereby certify:

(1) that the Nitijela Bill No. 43 ND.1 has been passed by the Nitijela of the Marshall Islands on the 12th day of October, 2001; and

(2) that I am satisfied that Nitijela Bill No. 43 ND.1 has been passed in accordance with the Constitution of the Republic of the Marshall Islands and the Rules of the Nitijela .

I hereby place my signature before the Clerk of the Nitijela this 24th day of October, 2001.

Attest:

Litokwa Tomeing
Litokwa Tomeing, Speaker
Nitijela of the Marshall Islands

Joe E. Riklon
Joe E. Riklon, Clerk
Nitijela of the Marshall Islands