NITIJELA OF THE MARSHALL ISLANDS

25TH CONSTITUTIONAL REGULAR SESSION, 2004 **BILL NO: 32 ND1**

P.L. 2004-11

AN ACT

to amend the Marshall Islands Health Fund Act, 2002, section 211 by inserting additional language; (a) to provide for the transfer of 45% of the quarterly contributions to the Health Care Revenue Fund; and (b) to provide funding support to the Outer Islands Health Centers.

BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS

Section 1. **Short Title**

This Act may be cited as the Marshall Islands Health Fund (Outer Islands Health Centers Amendment) Act, 2004.

Section 2. **Amendment**

The Marshall Islands Health Fund Act, 2002 is hereby amended by inserting

§211. Payments out of the Health Fund.

Payments may be made out of the Health Fund only for the purposes of this Act , including the following:

(1) The Health Fund shall transfer to the Health Care Revenue Fund, for the purposes of the Health Care Revenue Fund, on a quarterly basis, a sum equal to forty-five per cent (45%) of the total quarterly contributions collected by the Administration under Part IV of this Act.

(2) The remaining fifty-five per cent (55%) shall be paid out of the fund for

(a) the payment of benefits;

(b) the repayment of any legitimate loans;

(c) the costs and expenses of the administration of the Fund under this Act.

(3) No money shall be withdrawn from the health fund except pursuant to:

(a) budgets and procedures approved by the Board;.

(b) the Authority of the Board who shall satisfy itself that a withdrawal is made in accordance with the provisions of this Act and any other applicable law.

(4) Except with the approval of the Nitijela, the budget for the costs for the administration of this Act for any fiscal year shall not exceed 10% of the estimated income from contributions, premiums, government subsidies, penalties, interests, dividends and any other income from the investment of the health fund for that fiscal year.

(5) For purposes of Article, VIII Section 5(1) of the Constitution, the Board is hereby authorized to expend money out of the Health Fund. The Board may delegate such authority to the Chairman of the Board in order to ensure the efficient administration of this Act.

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

§ 211A. Funding Support for Outer Island Health Centers (OIHC)

In addition to the expenditures authorized under subsection (2) of section 211 above, the Health Fund shall pay to the Ministry of Health Services on a quarterly basis, a sum equal to two and one-half per cent (2.5%) of the remaining fifty-five per cent (55%) to support domestic medical referrals.

P.L. 2004-11

Section 3. **Effective Date**

This Act shall take effect on the date of certification in accordance with the Constitution and the Rules of Procedures of the Nitijela.

CERTIFICATE

I hereby certify:

(1) that the above Nitijela Bill No. 32ND1 was passed by the Nitijela of the Marshall Islands on the 25th day of October 2004; and

(2). that I am satisfied that Nitijela Bill No. 32ND1 was passed in accordance with the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela..

I hereby place my signature before the Clerk of the Nitijela on this 22nd day November 2004.

Attest:

Litokwa Tomeing
Speaker,
Nitijela of the Marshall Islands

Joe E Riklon
Clerk,
Nitijela of the Marshall Islands