

Introduced by

Industry, Business and Labor Committee

(At the request of Job Service North Dakota)

1 A BILL for an Act to amend and reenact subsection 3 of section 52-04-07 of the North Dakota  
2 Century Code, relating to the prohibition of noncharging of unemployment compensation  
3 benefits attributable to the accounts of base period employers; and to provide for application.

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

5 **SECTION 1. AMENDMENT.** Subsection 3 of section 52-04-07 of the North Dakota Century  
6 Code is amended and reenacted as follows:

7 3. Subsection 2 does not apply to benefit payments ~~which are financed under a~~  
8 ~~reimbursable method if:~~

9 a. Benefit payments are financed under a reimbursable method.

10 b. An overpayment of unemployment compensation benefits results from:

11 (1) The employer, or the agent of the employer, failing to respond timely or  
12 adequately to the request from the bureau for information relating to a claim  
13 for unemployment compensation; and

14 (2) The employer, or agent or the employer, has established a demonstrated  
15 pattern of failing to respond to such requests.

16 This section applies to overpayments established after October 21, 2013.