

**SENATE BILL NO. 2316**

Introduced by

Senators Campbell, Anderson, Luick

Representatives Monson, Paur, Trottier

1 A BILL for an Act to provide for an excess damages program; to provide an appropriation; and  
2 to provide for retroactive application.

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

4 **SECTION 1. EXCESS DAMAGES PROGRAM.** The insurance commissioner shall  
5 administer an excess damages program by providing supplemental payments for damages for  
6 an occurrence on January 5, 2015, which would otherwise be limited by the limitation of five  
7 hundred thousand dollars for injury to three or more persons during any single occurrence  
8 contained in section 32-12.1-03. The insurance commissioner may not accept a claim made  
9 after June 30, 2016. If the fund is unable to provide funding for all claims, the insurance  
10 commissioner shall prorate the payment of the claims.

11 **SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the general  
12 fund in the state treasury, not otherwise appropriated, the sum of \$2,000,000, or so much of the  
13 sum as may be necessary, to the insurance commissioner for the purpose of the excess  
14 damages program, for the biennium beginning July 1, 2015, and ending June 30, 2017.

15 **SECTION 3. RETROACTIVE APPLICATION.** This Act applies retroactively to an event  
16 occurring on January 5, 2015.