

HOUSE BILL NO. 1199

Introduced by

Representatives DeKrey, Dahl, R. Kelsch, Schneider

Senators Holmberg, Klein

1 A BILL for an Act to amend and reenact subsection 1 of section 57-38.3-02 of the North Dakota
2 Century Code, relating to setoff of income tax refund for debts owed to any fund or program
3 administered by the insurance commissioner; and to provide an effective date.

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

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 57-38.3-02 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 1. "Claimant agency" means the department of human services, job service North
8 Dakota, workforce safety and insurance, the insurance commissioner, the North
9 Dakota guaranteed student loan program, the industrial commission acting as the
10 state housing finance agency under chapter 54-17, a housing authority created
11 under section 23-11-02, or the state court administrator on behalf of the state
12 courts for purposes of court-ordered fines, fees, or costs due the state. On or
13 before September first of each year, the state housing finance agency shall
14 conduct an election by mail among housing authorities of the state and certify to
15 the tax commissioner which housing authority received the greatest number of
16 votes and is capable of compliance with the duties of a claimant agency under
17 section 57-38.3-05. During the ensuing calendar year, the housing authority
18 certified as selected under this subsection shall act as the claimant agency for all
19 housing authorities for the purposes of submitting debtor information to the tax
20 commissioner for fund transfers and for providing notice to the debtor as required
21 by section 57-38.3-05.

22 **SECTION 2. EFFECTIVE DATE.** This Act is effective for taxable years beginning after
23 December 31, 2008.