

**Sixty-third Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 8, 2013**

HOUSE BILL NO. 1111
(Industry, Business and Labor Committee)
(At the request of Job Service North Dakota)

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

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

3. Subsection 2 does not apply to benefit payments ~~which are financed under a reimbursable method-if:~~
 - a. Benefit payments are financed under a reimbursable method.
 - b. An overpayment of unemployment compensation benefits results from:
 - (1) The employer, or the agent of the employer, failing to respond timely or adequately to the request from the bureau for information relating to a claim for unemployment compensation; and
 - (2) The employer, or agent of the employer, has established a demonstrated pattern of failing to respond to such requests.

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

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-third Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1111.

House Vote: Yeas 94 Nays 0 Absent 0

Senate Vote: Yeas 47 Nays 0 Absent 0

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2013.

Approved at _____ M. on _____, 2013.

Governor

Filed in this office this _____ day of _____, 2013,

at _____ o'clock _____ M.

Secretary of State