

Fifty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1273

Introduced by

Representative Oban

1 A BILL for an Act to create and enact a new section to chapter 26.1-41 of the North Dakota
2 Century Code, relating to termination of basic no-fault benefits by basic no-fault insurers.

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

4 **SECTION 1.** A new section to chapter 26.1-41 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Termination of basic no-fault benefits - Treble damages.** A basic no-fault insurer
7 that has accepted a claim for basic no-fault benefits cannot terminate any basic no-fault
8 benefits until it has notified the claimant in writing at least thirty days in advance of its intent to
9 terminate basic no-fault benefits and of the reasons why the benefits are being terminated. A
10 basic no-fault insurer cannot terminate basic no-fault benefits retroactively. A claimant is
11 entitled to treble damages if a basic no-fault insurer failed to give notice as required or
12 terminated basic no-fault benefits retroactively.