

Introduced by

Representatives N. Johnson, Ekstrom, Hawken

Senators Grindberg, Heitkamp

1 A BILL for an Act to amend and reenact section 34-14-02 of the North Dakota Century Code,
2 relating to the payment of wages by stored value card.

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

4 **SECTION 1. AMENDMENT.** Section 34-14-02 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **34-14-02. Agreed payday - Direct deposit - Stored value card.** Every employer
7 shall pay all wages due to employees at least once each calendar month on regular agreed
8 paydays designated in advance by the employer. Wages must be paid in lawful money of the
9 United States; with checks, as that item is used in chapter 41-03, drawn on banks or credit
10 unions convenient to the place of employment; or, with direct deposit in the financial institution
11 of the employee's choice; or, at the election of the employee when offered by the employer, by
12 delivery to the employee of a stored value card that meets the requirements of this section. A
13 stored value card that is used by an employer to pay wages must be issued by a federally
14 insured bank or credit union. The value of the funds underlying a stored value card that is used
15 by an employer to pay wages must be a deposit that is insured by the federal deposit insurance
16 corporation or national credit union administration. Before paying wages by delivering a stored
17 value card to an employee, an employer must have deposited with the issuer funds in an
18 amount at least equal to the wages due from the employer to each employee whose wages are
19 being paid through a stored value card and any account fees that are charged to the employer
20 by the issuer.