

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1506

Introduced by

Representatives Charging, Maragos

Senators Hacker, Kringstad, Warner

1 A BILL for an Act to amend and reenact section 65-05-19 of the North Dakota Century Code,
2 relating to providing nondependency payments in certain workforce safety and insurance
3 cases; and to provide for retroactive application.

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

5 **SECTION 1. AMENDMENT.** Section 65-05-19 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **65-05-19. Providing nondependency payments in certain cases.** If the death of an
8 employee with no surviving spouse or dependent children results from an injury within the time
9 specified in section 65-05-16, the organization shall pay a lump sum ~~of two thousand dollars~~
10 equal to five percent of the maximum total death benefits specified in subsection 1 of section
11 65-05-17 to the surviving nondependent child, or in equal shares to the surviving nondependent
12 children. In the event that no nondependent child is living, the sum provided ~~herein shall~~ under
13 this section must be paid in equal shares to the surviving parents of the deceased, and if there
14 are none, then to the deceased employee's living brothers and sisters. If there are no living
15 brothers or sisters, the sum ~~herein shall~~ under this section must be paid in equal shares to the
16 surviving grandparents, if any, of the deceased employee.

17 **SECTION 2. RETROACTIVE APPLICATION OF ACT.** This Act applies retroactively
18 to all recipients beginning November 29, 2004.