

Sixty-first
Legislative Assembly
of North Dakota

Introduced by

1 A BILL for an Act to amend and reenact subsection 2 of section 65-05-10 of the North Dakota
2 Century Code, relating to the duration of workers' compensation temporary partial disability
3 benefits.

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

5 **SECTION 1. AMENDMENT.** Subsection 2 of section 65-05-10 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 2. Benefits must be paid during the continuance of partial disability, ~~not to exceed a~~
8 ~~period of five years. The organization may waive the five-year limit on the duration~~
9 ~~of partial disability benefits in cases of catastrophic injury as defined in section~~
10 ~~65-05.1-06.1 or when the injured worker is working and has long-term restrictions~~
11 ~~verified by clear and convincing objective medical and vocational evidence that~~
12 ~~limits the injured worker to working less than twenty-eight hours per week because~~
13 ~~of the compensable work injury. This subsection is effective for partial loss of~~
14 ~~earnings capacity occurring after June 30, 1991.~~