

June 2009

TITLE 34

Labor and Employment

Summary of Bills Enacted by 2009 Legislative Assembly

This memorandum summarizes 2009 legislation primarily affecting North Dakota Century Code Title 34. Bills primarily affecting other titles may also affect this title, but those bills are not summarized in this memorandum.

House Bill No. 1099 establishes a two-year statute of limitations by which an employee shall file a claim with the Labor Commissioner for wages due under the wage collection law or under the minimum wages and hours law.

House Bill No. 1175, as part of a bill that makes several changes relating to child support enforcement, modifies the method used by the Department of Human Services to enforce the requirement that an employer report new hires and simplifies the process by providing for a separate legal action against the employer to collect any civil penalty that is imposed for failing to report new hires.

House Bill No. 1436, as part of the bill that changes the name of the Legislative Council to Legislative Management and retains the name Legislative Council as it pertains to the Legislative Council staff, corrects a reference to the Legislative Council staff.

Senate Bill No. 2267 amends the whistleblower protection law available for public employees, providing a state employee who claims reprisal under the whistleblower law may appeal to Human Resource Management Services in the manner prescribed for classified employees and providing the Labor Department shall receive complaints of violation of the whistleblower law and the department may attempt to obtain voluntary compliance through informal advice, negotiation, or conciliation.