

Sixty-fourth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1073

Introduced by

Representative Delzer

1 A BILL for an Act to create and enact a new subsection to section 26.1-41-01 of the North
2 Dakota Century Code, relating to the definition of state average weekly wage; and to amend
3 and reenact subsection 2 of section 26.1-41-01 of the North Dakota Century Code, relating to
4 no-fault work loss, income loss, and funeral expense benefits.

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

6 **SECTION 1.** A new subsection to section 26.1-41-01 of the North Dakota Century Code is
7 created and enacted as follows:

8 "State average weekly wage" means the determination made of the average weekly
9 wage in the state by job service North Dakota on or before July first of each year,
10 computed to the next highest dollar.

11 **SECTION 2. AMENDMENT.** Subsection 2 of section 26.1-41-01 of the North Dakota
12 Century Code is amended and reenacted as follows:

13 2. "Basic no-fault benefits" means benefits for economic loss resulting from accidental
14 bodily injury. The maximum amount of basic no-fault benefits payable for all economic
15 loss incurred and resulting from accidental bodily injury to any one person as the result
16 of any one accident may not exceed thirty thousand dollars, regardless of the number
17 of persons entitled to the benefits or the number of basic no-fault insurers obligated to
18 pay the benefits. Basic no-fault benefits payable may not exceed ~~one hundred fifty-~~
19 ~~dollars per week per person~~ the state average weekly wage prorated for any lesser
20 period for work loss or survivors' income loss, or ~~three~~five thousand ~~five hundred-~~
21 dollars for funeral, cremation, and burial expenses.