

Sixty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1274

Introduced by

Representatives B. Koppelman, K. Koppelman, Louser, D. Ruby

Senator Burckhard

1 A BILL for an Act to amend and reenact subsection 2 of section 52-06-02 of the North Dakota
2 Century Code, relating to disqualification from unemployment insurance benefits for individuals
3 with court imposed work restrictions.

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

5 **SECTION 1. AMENDMENT.** Subsection 2 of section 52-06-02 of the North Dakota Century
6 Code is amended and reenacted as follows:

7 2. For the week in which the individual has been discharged for misconduct in connection
8 with the individual's most recent employment and thereafter until such time as the
9 individual:

10 a. Can demonstrate that the individual has earned remuneration for personal
11 services in employment from and after the date of the unemployment
12 compensation claim filing, equivalent to at least ten times the individual's weekly
13 benefit amount as determined under section 52-06-04; and

14 b. Has not left the individual's most recent employment under disqualifying
15 circumstances.

16 For the purpose of this subsection, "most recent employment" means employment
17 with any employer for whom the claimant last worked and was discharged for
18 misconduct in connection with the claimant's employment or with any employer, in
19 insured work, for whom the claimant last worked and earned wages equal to or
20 exceeding ten times the claimant's weekly benefit amount. For the purpose of this
21 subsection, a claimant with court imposed restrictions limiting the ability to perform
22 services must be deemed to have been discharged for misconduct in connection with
23 the claimant's most recent employment if the employer no longer has work available
24 within the claimant's restrictions.