

**FIRST ENGROSSMENT
with Senate Amendments**

Fifty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1307

Introduced by

Representatives Glassheim, Mickelson

Senator Cook

1 A BILL for an Act to amend and reenact subsection 1 of section 57-38.3-02 and subsection 1 of
2 section 57-38.3-05 of the North Dakota Century Code, relating to claimant agencies for setoff of
3 income tax refunds.

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

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 57-38.3-02 of the 1997
6 Supplement to the North Dakota Century Code is amended and reenacted as follows:

7 1. "Claimant agency" means the department of human services, job service North
8 Dakota, the workers compensation bureau, ~~or~~ the North Dakota guaranteed
9 student loan program, the industrial commission acting as the state housing
10 finance agency under chapter 54-17, or a housing authority created under section
11 23-11-02. The state housing finance agency shall conduct an election by mail
12 among housing authorities of the state during August of each year and the housing
13 authority receiving the most votes shall act, during the twelve months beginning
14 September first of that year, as the claimant agency for all housing authorities for
15 the purposes of submitting debtor information to the tax commissioner for fund
16 transfers and for providing notice to the debtor as required by section 57-38.3-05.

17 **SECTION 2. AMENDMENT.** Subsection 1 of section 57-38.3-05 of the North Dakota
18 Century Code is amended and reenacted as follows:

19 1. Within a time specified by the commissioner, a claimant agency seeking to collect
20 a debt through setoff shall supply the information necessary, in a form and in the
21 manner prescribed by the commissioner, to identify each debtor whose refund is
22 sought to be set off and certify the amount of the debt or debts owed by each ~~such~~
23 debtor.