

Introduced by

Representatives Sandvig, Maragos, Thorpe

Senators Mathern, Seymour

1 A BILL for an Act to amend and reenact section 65-05-16 of the North Dakota Century Code,
2 relating to workers' compensation death benefits.

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

4 **SECTION 1. AMENDMENT.** Section 65-05-16 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **65-05-16. Death benefits payable.**

- 7 1. The bureau may pay benefits under this chapter in the case of the death of an
8 employee as the direct result of an injury sustained in the course of the employee's
9 employment when:
- 10 a. If there has been no disability preceding death, the death occurs within one
11 year after the date of the injury;
- 12 b. If there has been disability preceding death, the death occurs within one year
13 after the cessation of disability resulting from the injury; or
- 14 c. If there has been disability which has continued to the time of death, the death
15 occurs ~~within six years after~~ regardless of the date of ~~injury~~ death.
- 16 2. The bureau may not pay death benefits unless a claim is submitted within two
17 years of the death and:
- 18 a. The death is a direct result of an accepted compensable injury; or
- 19 b. If no claim was submitted by the deceased, the claim for death benefits is
20 submitted within two years of the injury.