

SENATE BILL NO. 2291

Introduced by

Senator Heitkamp

Representative Amerman

1 A BILL for an Act to create and enact a new section to chapter 65-10 of the North Dakota
2 Century Code, relating to a claimant's ability to appeal a workforce safety and insurance
3 decision directly to the district court.

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

5 **SECTION 1.** A new section to chapter 65-10 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Claimant choice of appeal procedure.** A claimant may dispute a decision of the
8 organization by complying with the administrative hearing process under section 65-01-16 or
9 may appeal a decision of the organization directly to the district court. If a claimant chooses to
10 appeal a decision directly to the district court, the order being appealed is deemed a final action
11 of the organization and therefore appealable and at the district court the parties must be
12 allowed a fair hearing by which the parties are given an equal opportunity to present evidence.