Sixty-fourth Legislative Assembly of North Dakota

SENATE BILL NO. 2285

Introduced by

Senators Holmberg, Campbell, Poolman

Representatives Delmore, Owens, Thoreson

- 1 A BILL for an Act to amend and reenact section 34-02-01 of the North Dakota Century Code,
- 2 relating to exceptions from the duty of an employer to indemnify an employee for expenses.

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

- 4 **SECTION 1. AMENDMENT.** Section 34-02-01 of the North Dakota Century Code is
- 5 amended and reenacted as follows:
- 6 34-02-01. Employer must indemnify employee for losses and expenses Exception.
- An employer shall indemnify the employer's employee, except as prescribed in section
- 8 34-02-02, for all that the employee necessarily expends or loses in direct consequence of the
- 9 discharge of the employee's duties as such or of the employee's obedience to the directions of
- 10 the employer even though such directions were unlawful, unless the employee at the time of
- obeying such directions believed them to be unlawful. The obligation to indemnify does not
- 12 <u>include expenses incurred to purchase or rent tools of a trade or any other equipment that may</u>
- be used outside the employment.