

HOUSE BILL NO. 1260

Introduced by

Representatives Becker, Kasper, B. Koppelman, Rohr, Steiner

Senators Anderson, Heitkamp

1 A BILL for an Act to create and enact a new section to chapter 54-06 of the North Dakota
2 Century Code, relating to a wage and salary moratorium on state or local officials ~~and~~
3 ~~employees~~ if certain temporary restrictions on businesses are imposed.

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

5 **SECTION 1.** A new section to chapter 54-06 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Salary moratorium.**

8 1. If any action, executive order, mandate, or other legal action is imposed which
9 temporarily requires reduced hours of business, reduced capacity of patrons, or
10 closure of any business, or which is reasonably likely to cause reduced business or
11 reduced income to the business, a moratorium on all wage and salary payments from
12 the state or the ~~political subdivision~~city in which the action occurred to the following
13 individuals becomes effective immediately:

14 a. If the action is imposed by a state agency, entity, or official, the moratorium
15 applies to ~~every statewide elected official; state department and agency head;~~
16 ~~director, or manager; state department and agency assistant director or assistant~~
17 ~~manager; state employee with a salary greater than one hundred twenty five~~
18 ~~thousand dollars; and state legislator~~the governor and every member of the
19 legislative assembly.

20 b. If the action is imposed by a city ~~or county~~ agency, entity, or official, the
21 moratorium applies to every ~~elected official and head of every department and~~
22 ~~agency~~commissioner of the respective city ~~or county and every city or county~~
23 ~~employee with a salary greater than one hundred twenty five thousand~~
24 ~~dollars~~and the mayor or city manager.

- 1 2. A moratorium on an individual's wages or salary under this section must be in effect
- 2 for the entire duration of the imposed action. The individual may not recoup the lost
- 3 wages or salary at any time, and the lost wages or salary may not be compensated or
- 4 offset by bonuses, other pay, or salary increases.
- 5 3. This section does not apply if the state or local action, order, or mandate:
- 6 a. Was imposed as a result of the business violating health or safety rules or
- 7 regulations; ~~or~~
- 8 b. Was to approve public road **or infrastructure** construction or maintenance; **or**
- 9 **c. Was imposed due to a natural disaster.**