EFFECTIVE DATES OF 2021 LEGISLATION

Section 13 of Article IV of the Constitution of North Dakota and North Dakota Century Code Section 1-02-42 provide the rules for determining the effective dates of laws enacted by the Legislative Assembly. The general rule is that a law takes effect on August 1 after its filing with the Secretary of State. An appropriation measure for the support and maintenance of state departments and institutions or a tax measure that changes tax rates takes effect on July 1 after its filing with the Secretary of State. Later effective dates can be specified in a bill, and a law that is declared an emergency measure which passes each house by a vote of two-thirds of the members-elect of each house can take effect upon its filing with the Secretary of State.

House Bills

1001 - July 1, 2021[1]
1002 - July 1, 2021
1003 - July 1, 2021[2]
1004 - July 1, 2021
1005 - July 1, 2021
1006 - July 1, 2021
1007 - July 1, 2021
1008 - July 1, 2021[3]
1009 - July 1, 2021[4]
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1012 - July 1, 2021[5]
1013 - July 1, 2021
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1015 - July 1, 2021[6]
1016 - July 1, 2021[7]
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1018 - July 1, 2021[8]
1019 - July 1, 2021[9]
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1503 - July 1, 2021

Senate Bills

2001 - April 13, 2021[42]
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2238 - March 24, 2021

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2277 - July 1, 2021[69]
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2317 - May 10, 2021[73]
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2328 - July 1, 2021[75]
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2332 - August 1, 2021
2334 - July 1, 2021
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2341 - April 13, 2021
2344 - August 1, 2021

[1]Except Sections 3, 7, and 8, which are effective May 3, 2021.

[2]Except Sections 4 and 16, which are effective April 29, 2021.

[3]Except Sections 4, 7, 8, and 12, which are effective May 3, 2021.

[4]Except Sections 15, 16, and 17, which are effective May 3, 2021.

[5]Except Section 25, which applies retroactively to July 1, 2020; part of Section 1 and Sections 3, 5, 30, 31, and 54, which are effective May 10, 2021; and Sections 22 and 33, which are effective January 1, 2022.

[6]Except Sections 3, 6, 9, and 13, which are effective May 10, 2021.

[7]Except part of Section 1 and Sections 4 and 6, which are effective May 3, 2021.

[8]Except part of Section 1, which is effective April 29, 2021.

[9]Except part of Section 1 and Sections 8, 9, and 10, which are effective April 29, 2021.

[10]This Act applies to self-insurance health plans effective on or after March 9, 2021.

[11]Except Sections 24 and 26, which are effective August 1, 2022.

[12]This Act applies to all claims, regardless of date of injury, which have a notice of decision issued after July 31, 2021.

[13]Section 1 of this Act applies to attorney's fees incurred after July 31, 2021.

[14]Except Section 14, because the contingency referenced in Section 26 did not occur. Section 14 will not become effective.

[15]This Act is effective for taxable years beginning after December 31, 2021.

[16]Sections 1, 2, 3, 4, 5, 6, 7, 10, 11, and 12 apply to all claims regardless of the date of injury. Section 4 applies to all payroll periods of employer accounts regardless of the date of the statement or omission and applies to all claims regardless of the date of injury.

[17]The Department of Human Services shall stagger implementation of Section 5 of this Act so it applies:

1. On January 1, 2022, to foster home for children, supervised independent living program, and qualified residential treatment program for children providers first certified on or after January 1, 2022; and
2. On January 1, 2023, to foster home for children, supervised independent living program, and qualified residential treatment program for children providers in existence on December 31, 2021.

[18]Except Section 1, which is effective for taxable periods beginning after June 30, 2021.

[19]This Act is effective for taxable years beginning after December 31, 2020.

[20]This Act is effective for taxable years beginning after December 31, 2020.

[21]Except Section 2, which is effective August 1, 2025.

[22]This Act is effective for taxable years beginning after December 31, 2020.

[23]This Act applies retroactively to January 1, 2020.

[24]This Act applies to all asbestos claims filed on or after August 1, 2021.

[25]Except Section 2, which is effective for taxable events occurring after June 30, 2021.

[26]This Act is effective for taxable years beginning after December 31, 2020.

[27]Except Section 6, which is effective August 1, 2031.

[28]This Act is effective for contracts entered after June 30, 2021.

[29]This Act applies retroactively.

[30]House Bill No. 1349, as passed, provided for an effective date of August 1, 2021; however, the effective date for Section 3 of House Bill No. 1349 subsequently was amended in Section 46 of House Bill No. 1015, which provided for an effective date of May 10, 2021.

[31]This Act is effective for taxable events occurring after June 30, 2021.

[32]This Act is effective for net sales, gross receipts, use, and motor vehicle excise tax collections deposited in the state aid distribution fund after June 30, 2021.

[33]Except Section 12, which is effective May 3, 2021; and Section 7, which is effective July 1, 2022.

[34]Section 1 of this Act applies retroactively to May 15, 2020.

[35]This Act is effective for the first 2 taxable years beginning after December 31, 2020.

[36]Except Section 2, which is effective on January 3, 2023, if the Executive Director of the Department of Human Services certifies to the Secretary of State and to the Legislative Council that by December 31, 2022, no care coordination agreements have been facilitated under Section 50-24.1-40.

[37]This Act is effective for taxable production beginning after June 30, 2021.

[38]House Bill No. 1417, as passed, provided for an effective date of July 1, 2021; however, the effective date for House Bill No. 1417 subsequently was amended in Section 18 of Senate Bill No. 2021, which provided for an effective date of May 10, 2021.

[39]This Act applies retroactively to the qualifying event of an emergency responder dying in the line of duty on or after January 1, 2010; however, the benefits under this Act do not begin before August 1, 2021.

[40]This Act applies to net sales, gross receipts, use, and motor vehicle excise tax collections received by the Tax Commissioner after June 30, 2021.

[41]This Act is effective for taxable years beginning after December 31, 2020.

[42]Except Sections 6 and 7, which are effective July 1, 2021.

[43]Except part of Section 1 and Sections 3, 6, 7, 8, 14, 16, 19, 20, and 21, which are effective April 26, 2021.

[44]Except part of Section 1, which is effective May 10, 2021.

[45]Except Section 2, which is effective April 16, 2021.

[46]Except Sections 3 and 10, which are effective May 3, 2021.

[47]Except Section 4, which is effective April 20, 2021.

[48]Except Section 3, which is effective April 28, 2021.

[49]Except Section 5, which is effective April 29, 2021.

[50]Senate Bill No. 2018 as passed, provided for an effective date of July 1, 2021; however, the effective date for part of Sections 1, 2, and 8 of Senate Bill No. 2018 subsequently were amended in Section 26 of House Bill No. 1013 and Section 46 of House Bill No. 1015, which provided for an effective date of May 10, 2021.

[51]Except Section 5, which was vetoed by the Governor.

[52]Senate Bill No. 2033 as passed, provided for an effective date of March 30, 2021; however, language identical to the language found in Section 1 of Senate Bill No. 2018 also was created in Section 14 of Senate Bill No. 2003, which provided for an effective date of April 26, 2021.

[53]The Governor shall implement this Act with Brain Injury Advisory Council appointments effective September 1, 2021.

[54]Except Section 1, which is effective for taxable years beginning after December 31, 2021.

[55]This Act applies retroactively.

[56]The Department of Human Services shall stagger implementation of Section 3 of this Act so the section applies:

1. On January 1, 2022, to agreements entered between the Department of Human Services and the individual on or after January 1, 2022; and
2. On January 1, 2023, to agreements entered between the Department of Human Services and the individual on or before December 31, 2021.

[57]Except for Section 12, which is effective January 1, 2022. Senate Bill No. 2086 as passed, provided for an effective date of August 1, 2021; however, the effective date for Section 22 of Senate Bill No. 2086 subsequently was amended in Section 67 of House Bill No. 1012, which provided for an effective date of May 10, 2021.

[58]The Department of Human Services shall stagger implementation of Section 2 of this Act so the section applies:

1. On January 1, 2022, to adoption assistance agreements entered between the Department of Human Services and the adoptive parent on or after January 1, 2022; and
2. On January 1, 2023, to adoption assistance agreements entered between the Department of Human Services and the adoptive parent on or before December 31, 2021.

[59]This Act applies to board appointments made on and after August 1, 2021.

[60]This Act applies retroactively to purchases made after December 31, 2020.

[61]Senate Bill No. 2140, as passed, provided for an effective date of August 1, 2021; however, the effective date for Senate Bill No. 2140 subsequently was amended in Section 46 of House Bill No. 1015, which provided for an effective date of May 10, 2021.

[62]This Act is effective for taxable events occurring after June 30, 2021.

[63]This Act is effective for taxable years beginning after December 31, 2020.

[64]This Act is effective for taxable years beginning after December 31, 2020.

[65]Except Section 4, which is effective for taxable events occurring after June 30, 2021.

[66]This Act is effective for taxable events occurring after June 30, 2021.

[67]This Act applies to a siting application filed after August 31, 2021.

[68]Except Section 5, which is effective on July 1, 2023; and Section 4, which is effective on August 1, 2023.

[69]This Act is effective for taxable events occurring after June 30, 2021.

[70]This Act applies to claims by students, parents of students, or any other individual who knew or reasonably should have known about the contraction, exposure, or potential exposure to COVID-19 before April 1, 2021.

[71]Except Sections 2, 5, 7, 9, and 10, which are effective July 31, 2024.

[72]Except Section 3, which is effective August 1, 2025.

[73]Senate Bill No. 2317, as passed, provided for an effective date of July 1, 2021; however, the effective date for Senate Bill No. 2317 subsequently was amended in Section 27 of House Bill No. 1013 and Section 46 of House Bill No. 1015, which provided for an effective date of May 10, 2021.

[74]This Act applies to oil and gas tax revenue collections allocated by the State Treasurer after September 1, 2021.

[75]The credit in Section 1 of this Act only applies to production from wells located outside the exterior boundaries of the Fort Berthold Reservation unless the Three Affiliated Tribes, through the tribal chair, notifies the Tax Commissioner in writing that the Three Affiliated Tribes desires to include production from wells from within the boundaries of the exterior boundaries of the Fort Berthold Reservation without altering the provisions of the compact on oil and gas production taxes within the Fort Berthold Reservation. This Act applies to flare mitigation from a qualifying well on which a flare mitigation system is installed between June 30, 2021, and July 1, 2023.