

CHAPTER 85-03-03 CLAIMING PROPERTY

Section

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85-03-03-01. Claims.

A claim must be submitted on a claim form and signed under penalty of perjury.

History: Effective January 1, 2019.

General Authority: NDCC 47-30.1-38

Law Implemented: NDCC 47-30.1-24, 47-30.1-24.1, 47-30.1-25

85-03-03-02. Required documentation.

A claimant shall provide adequate documentation to establish ownership of the abandoned property, including photo identification and documentation of social security number.

1. The following additional documentation is required when a claim is submitted on behalf of:
 - a. Deceased individuals: Copy of death certificate and documentation providing legal claim authority.
 - b. Business claims: Federal employer identification number and documentation providing legal claim authority.
 - c. Incapacitated individuals: Copy of documentation providing legal claim authority.
2. If there are multiple owners, all reported owners or the legal representative shall submit a claim form.
3. The administrator may request additional documentation necessary to support a claim.
4. If a claimant chooses to donate the property to the common schools trust fund, required documentation remains the same.

History: Effective January 1, 2019.

General Authority: NDCC 47-30.1-38

Law Implemented: NDCC 47-30.1-24, 47-30.1-24.1, 47-30.1-25

85-03-03-03. Payment of claim.

Upon approval of a claim, payment must be issued:

1. In the name of the reported owner;
2. In accordance with a court order; or
3. In the name of the rightful owner, as determined by the administrator, based on the records of the holder and other information available to the administrator.

History: Effective January 1, 2019.

General Authority: NDCC 47-30.1-38

Law Implemented: NDCC 47-30.1-24, 47-30.1-25

85-03-03-04. Heir finder requests.

1. An electronic list of owners must be provided upon request. The list includes:
 - a. Property held by the unclaimed property division as of the date of the request;
 - b. Owner's name;
 - c. Owner's last known address;
 - d. Holder information;
 - e. Date of last activity; and
 - f. Type of property.
2. A paper copy of the list must be provided upon request for a fee to be set by the administrator.

History: Effective January 1, 2019.

General Authority: NDCC 47-30.1-38

Law Implemented: NDCC 47-30.1-19.1

85-03-03-05. Claims submitted by heir finder.

An approved claim submitted by an heir finder must be paid in the name of the original owner.

History: Effective January 1, 2019.

General Authority: NDCC 47-30.1-38

Law Implemented: NDCC 47-30.1-24, 47-30.1-35