

HOUSE BILL NO. 1389

Introduced by

Representative DeKrey

- 1 A BILL for an Act to amend and reenact subsection 2 of section 26.1-41-13 of the North Dakota
2 Century Code, relating to payment of no-fault benefits for injuries incurred on buses.

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

4 **SECTION 1. AMENDMENT.** Subsection 2 of section 26.1-41-13 of the North Dakota
5 Century Code is amended and reenacted as follows:

- 6 2. As between applicable security basic no-fault benefits are payable as follows:
- 7 a. As to any person injured while occupying a secured motor vehicle, or injured
8 as a pedestrian by a secured motor vehicle, the basic no-fault insurer of the
9 secured motor vehicle shall pay the benefits.
- 10 b. As to any person who is injured while occupying an unsecured motor vehicle,
11 or while being struck as a pedestrian by an unsecured motor vehicle, the
12 basic no-fault insurer affording the benefits to the injured person shall pay the
13 benefits.
- 14 c. As to any person injured while occupying a bus that is a secured motor
15 vehicle, the basic no-fault insurer of the bus shall pay benefits; and if there is
16 no basic no-fault insurer affording benefits, then the basic no-fault insurer
17 affording benefits to the injured person as the owner of a secured motor
18 vehicle or as a relative of the owner of a secured motor vehicle shall pay the
19 benefits; ~~and, if there is no basic no-fault insurer affording benefits to the~~
20 ~~injured person, then the basic no-fault insurer of the bus shall pay the~~
21 ~~benefits.~~
- 22 d. As to any person injured while occupying a secured motor vehicle that is
23 transporting persons under a ridesharing arrangement, as defined in section
24 8-02-07, the basic no-fault insurer affording benefits to the injured person as

1 the owner of a secured motor vehicle or as a relative of the owner of a
2 secured motor vehicle shall pay the benefits; and, if there is no basic no-fault
3 insurer affording benefits to the injured person, then the basic no-fault insurer
4 of the secured motor vehicle shall pay the benefits.