

**Sixty-third Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 8, 2013**

SENATE BILL NO. 2074
(Judiciary Committee)
(At the request of the Insurance Commissioner)

AN ACT to amend and reenact subsection 1 of section 26.1-02.1-05 of the North Dakota Century Code, relating to penalties for insurance fraud; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 26.1-02.1-05 of the North Dakota Century Code is amended and reenacted as follows:

1. a. A violation of section 26.1-02.1-02.1 is a:
 - (1) A class A felony if the value of any property or services retained exceeds fifty thousand dollars;
 - (2) A class B felony if the value of any property or services attempted to be obtained exceeds fifty thousand dollars;
 - (3) A class B felony if the value of any property or services retained exceeds ten thousand dollars but does not exceed fifty thousand dollars;
 - (4) A class C felony if the value of any property or services attempted to be obtained exceeds ten thousand dollars but does not exceed fifty thousand dollars;
 - (5) A class C felony if the value of any property or services retained exceeds fiveone thousand dollars but does not exceed ten thousand dollars; and a
 - (6) A class A misdemeanor in all other cases.
- b. For purposes of this section, the value of any property and services must be determined in accordance with ~~subsection 6~~ of section 12.1-23-05.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-third Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2074.

Senate Vote: Yeas 45 Nays 0 Absent 2

House Vote: Yeas 83 Nays 9 Absent 2

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2013.

Approved at _____ M. on _____, 2013.

Governor

Filed in this office this _____ day of _____, 2013,

at _____ o'clock _____ M.

Secretary of State