

Sixty-third
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2321

Introduced by

Senators J. Lee, Armstrong, Warner

Representatives Guggisberg, Heilman, Porter

1 A BILL for an Act to amend and reenact section 65-06-03 of the North Dakota Century Code,
2 relating to workers' compensation wage loss benefit for volunteer firefighters; and to provide for
3 application.

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

5 **SECTION 1. AMENDMENT.** Section 65-06-03 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **65-06-03. Compensation benefits - How determined.**

8 ~~The~~Except as otherwise provided under this section, in determining the basis of
9 compensation and benefits to be paid to a volunteer firefighter, an emergency or disaster
10 volunteer, or a community emergency response team member under the terms of this chapter,
11 the organization shall be determined~~make the determination~~ in accordance with the provisions
12 of section 65-05-09; ~~provided, however, that. In determining the average weekly wage of the a~~
13 claimant who is a volunteer firefighter, an emergency or disaster volunteer, or a community
14 emergency response team member, the organization shall be determined from a~~determine the~~
15 computation of income derived from the claimant's business or employment. If the claimant is a
16 volunteer firefighter, in determining the average weekly wage the organization shall consider all
17 employment, regardless of whether coverage is required or otherwise secured.

18 **SECTION 2. APPLICATION.** This Act applies to claims filed on or after the effective date of
19 this Act.