

Fifty-sixth  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2376

Introduced by

Senators Cook, Christmann

Representatives Grosz, Keiser

1 A BILL for an Act to create and enact a new section to chapter 26.1-41 of the North Dakota  
2 Century Code, relating to noneconomic loss for serious, accidental bodily injury; to provide for a  
3 report to the legislative council; and to provide an expiration date.

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

5 **SECTION 1.** Chapter 26.1-41 of the North Dakota Century Code is created and  
6 enacted as follows:

7 **Secured person exemption for no liability insurance.** In any action against a  
8 secured person to recover damages because of accidental bodily injury arising out of the  
9 ownership or operation of a secured motor vehicle in this state, the secured person may not be  
10 assessed damages for noneconomic loss for a serious injury in favor of a party who has at  
11 least two convictions under section 39-08-20 and who was operating a motor vehicle owned by  
12 that party at the time of injury without a valid policy of liability insurance in order to respond to  
13 damages for liability arising out of the ownership, maintenance, or use of that motor vehicle.

14 **SECTION 2. REPORT TO LEGISLATIVE COUNCIL.** In 2002, the director of the  
15 department of transportation shall report to an interim committee designated by the legislative  
16 council regarding the effectiveness of section 1 of this Act in decreasing the incidents of driving  
17 without liability insurance.

18 **SECTION 3. EXPIRATION DATE.** This Act is effective through July 31, 2003, and  
19 after that date is ineffective.