

HOUSE BILL NO. 1090

Introduced by

Industry, Business and Labor Committee

(At the request of Job Service North Dakota)

1 A BILL for an Act to amend and reenact subsection 1 of section 52-06-30 of the North Dakota
2 Century Code, relating to assignment of unemployment compensation benefits.

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

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 52-06-30 of the 1997 Supplement
5 to the North Dakota Century Code is amended and reenacted as follows:

6 1. No assignment, pledge, or encumbrance of any right to benefits which are or may
7 become due or payable under the North Dakota Unemployment Compensation
8 Law is valid. Such rights to benefits are exempt from levy, execution, attachment,
9 or any other remedy provided for the collection of a debt. Benefits received by any
10 individual, as long as they are not mingled with other funds of the recipient, are
11 exempt from any remedy for the collection of all debts except debts incurred for
12 necessities furnished to the individual, that person's spouse, or dependents during
13 the time when the individual was unemployed. No waiver of any exemption
14 provided for in this subsection is valid. However, this subsection does not impair
15 the operation of subsection 2 or section 52-06-06.1 or the continuous levy
16 authorized under Public Law No. 105-34, Section 1024 [111 Stat. 923-924; 26
17 U.S.C. 6331(h)].