

**HOUSE BILL NO. 1086**

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 6 of section 52-04-06 of the North Dakota  
2 Century Code, relating to the risk adjustment rate for unemployment compensation  
3 contributions.

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

5 **SECTION 1. AMENDMENT.** Subsection 6 of section 52-04-06 of the North Dakota  
6 Century Code is amended and reenacted as follows:

7 6. If an employer has a quarterly taxable payroll in excess of fifty thousand dollars  
8 and at least three times its established average annual payroll; or the average  
9 annual payroll is zero, and the employer's cumulative lifetime reserve balance is  
10 positive, then the tax rate for that employer is one hundred fifty percent of the  
11 positive employer maximum rate in effect that year or a rate of one percent of the  
12 positive employer maximum rate in effect that year or a rate of one percent,  
13 whichever is greater, beginning the first day of the calendar quarter in which it  
14 occurred and for the remainder of the calendar year. If the employer's cumulative  
15 lifetime reserve balance is negative, then the tax rate for that employer is the  
16 negative employer maximum rate of contribution in effect that year, beginning the  
17 first day of the calendar quarter in which it occurred and for the remainder of the  
18 calendar year.