

Introduced by

1 A BILL for an Act to amend and reenact section 65-05-09.4 of the North Dakota Century Code,
2 relating to workers' compensation additional benefits payable; and to provide for application.

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

4 **SECTION 1. AMENDMENT.** Section 65-05-09.4 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **65-05-09.4. Additional benefit payable.** If an injured employee's benefits cease
7 under subsection 2 of section 65-05-09.3, the organization shall pay to that employee every
8 twenty-eight days a benefit based on the length of time the injured employee received disability
9 benefits during the term of that claim. The organization shall pay the injured employee's
10 additional benefits until the employee's death or for a period of time not to exceed the total
11 length of time the employee received disability benefits under sections 65-05-08, 65-05-08.1,
12 65-05-09, and 65-05-10, and a vocational rehabilitation allowance under chapter 65-05.1, for
13 that claim, whichever occurs first. The benefit is based on the injured employee's
14 compensation rate before any applicable social security offset. The percentage of that final
15 payment payable as the additional benefit is:

16	At least 1 year and less <u>Less than 3 years of disability</u>	5 percent of weekly benefit.
17	At least 3 years and less than 5 years of disability	10 percent of weekly benefit.
18	At least 5 years and less than 7 years of disability	15 percent of weekly benefit.
19	At least 7 years and less than 9 years of disability	20 percent of weekly benefit.
20	At least 9 years and less than 11 years of disability	25 percent of weekly benefit.
21	At least 11 years and less than 13 years of disability	30 percent of weekly benefit.
22	At least 13 years and less than 15 years of disability	35 percent of weekly benefit.
23	At least 15 years and less than 17 years of disability	40 percent of weekly benefit.
24	At least 17 years and less than 20 years of disability	45 percent of weekly benefit.

