

LABOR AND EMPLOYMENT

CHAPTER 382

HOUSE BILL NO. 1360
(Martinson, Conmy, Meiers)

DISCRIMINATION IN EMPLOYMENT PRACTICES PROHIBITED

AN ACT to prohibit discrimination in employment practices.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

SECTION 1. EMPLOYMENT DISCRIMINATION - DECLARATION OF POLICY - LIMITATION OF ACTIONS.) It is the policy of North Dakota to prohibit discrimination because of race, color, religion, sex, or national origin in all employment practices including hiring, firing, promotion, compensation and other terms, privileges, and conditions of employment. The department of labor shall receive complaints under this Act and shall have sixty days to negotiate settlements to the extent acceptable to the parties involved. Notwithstanding the provisions of chapter 28-01, any action or proceeding under this Act must be commenced within three years after the act of alleged discrimination occurs unless discovery of the alleged act of discrimination was prevented by the fraudulent conduct of the person who allegedly perpetrated the discrimination. This Act shall not apply to employers with fifteen or fewer employees.

SECTION 2. DISTRICT COURT JURISDICTION.) The district courts of the state of North Dakota shall have jurisdiction to try actions claiming a violation of section 1 hereof.

Approved April 7, 1979

CHAPTER 383

HOUSE BILL NO. 1154
(Tinjum)

ASSIGNMENT OF WAGE CLAIMS

AN ACT to amend and reenact section 34-14-08 of the North Dakota Century Code, relating to assignment of wage claims to the commissioner of labor for recovery by civil action.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 34-14-08 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

34-14-08. ASSIGNMENT OF WAGE CLAIMS TO COMMISSIONER OF LABOR FOR RECOVERY BY CIVIL ACTION.) The commissioner of labor or his deputy shall have power and authority to take assignments of wage claims, and rights of action for penalties provided by section 34-14-09, ~~net-to-exceed-one-thousand-dollars-in-any-case-of-any-one claim~~ without being bound by any of the technical rules with reference to the validity of such assignments; and shall have power and authority to prosecute actions for the collection of such claims on behalf of persons who, in the judgment of the commissioner or his deputy, are entitled to the services of the commissioner or his deputy and who, in his judgment, have claims which are valid and enforceable in the courts. The commissioner or his deputy shall have power to join various claimants in one preferred claim or lien, and in case of suit to join them in one cause of action.

Approved March 7, 1979