

SENATE BILL NO. 2355

Introduced by

Senators Anderson, Tollefson

Representative Schmidt

1 A BILL for an Act to amend and reenact section 51-29-02 of the North Dakota Century Code,
2 relating to the redemption of gift certificates.

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

4 **SECTION 1. AMENDMENT.** Section 51-29-02 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **51-29-02. Expiration dates - Service fees - Redemption.** A person may not charge
7 additional monthly or annual service or maintenance fees on a gift certificate. A person may not
8 limit the time for redemption of a gift certificate to a date before six years after the date of
9 purchase of the gift certificate, place an expiration date on a gift certificate before six years after
10 the date of purchase of the gift certificate, or include on a gift certificate any statement
11 suggesting that an expiration or redemption date, except as permitted in this section, may apply
12 to a gift certificate. If the original value of a gift certificate was more than five dollars and the
13 remaining value is under five dollars or twenty-five percent of the value of the gift certificate,
14 whichever is less, the consumer may request the remainder of the value of the gift certificate to
15 be paid in cash and the person issuing the certificate must honor that request.

16 This section does not apply to a gift certificate distributed to a consumer pursuant to an
17 awards, loyalty, or promotional program without any money or other thing of value being given
18 in exchange for the gift certificate by the consumer. Any restriction or limitation on such gift
19 certificate must be disclosed to the consumer, in writing, at the time the gift certificate is
20 distributed to the consumer.