

Fifty-fifth  
Legislative Assembly  
of North Dakota

**ENGROSSED SENATE BILL NO. 2198**

Introduced by

Senator Holmberg

1 A BILL for an Act to create and enact a new section to chapter 35-20 of the North Dakota  
2 Century Code, relating to creation of a landlord's lien on a mobile home.

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

4 **SECTION 1.** A new section to chapter 35-20 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Landlord's mobile home lien.** A landlord of a mobile home lot has a lien for storage  
7 and removal of any mobile home left on the lot after the tenant has vacated the premises after  
8 an eviction or the expiration of the lease term. A lien under this section does not have priority  
9 over a prior perfected security interest in the property. A holder of a lien under this section may  
10 retain possession of the mobile home subject to the lien until the amount due is paid. A  
11 lienholder may sell a mobile home thirty days after the lienholder mails notice of the lien to the  
12 owner of the mobile home. After the sale, the lienholder shall forward to the former owner any  
13 money resulting from the sale of the mobile home in excess of the amount owed to the  
14 lienholder for storage and removal of the mobile home. If the location of the former mobile  
15 home owner is not known, any money from a sale in excess of the amount owed is presumed  
16 abandoned under chapter 47-30.1.