

Fifty-fifth  
Legislative Assembly  
of North Dakota

**ENGROSSED SENATE BILL NO. 2272**

Introduced by

Senators Solberg, Kinnoin, Sand

Representatives Aarsvold, D. Johnson, Nelson

1 A BILL for an Act to create and enact a new subsection to section 41-09-46 of the North Dakota  
2 Century Code, relating to termination of security interests under the central notice system; to  
3 amend and reenact sections 35-17-08, 35-30-06, and 35-31-06 of the North Dakota Century  
4 Code, relating to termination of statutory liens filed under the central notice system; and to  
5 provide a penalty.

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

7 **SECTION 1. AMENDMENT.** Section 35-17-08 of the 1995 Supplement to the North  
8 Dakota Century Code is amended and reenacted as follows:

9 **35-17-08. Fees - Penalty.** The fee for filing an agister's lien with the secretary of state  
10 or the county register of deeds is five dollars. The fee for filing a termination statement is five  
11 dollars. The termination fee must be paid at the time the fee for filing the lien is paid. The fee  
12 for filing an amendment or assignment of an agister's lien is five dollars. If a lienholder fails to  
13 file a termination statement within sixty days after the lien is satisfied, the lienholder is liable to  
14 the debtor for fifty dollars.

15 **SECTION 2. AMENDMENT.** Section 35-30-06 of the 1995 Supplement to the North  
16 Dakota Century Code is amended and reenacted as follows:

17 **35-30-06. Fees - Penalty.** The fee for filing an agricultural processor's lien with the  
18 secretary of state or the county register of deeds is five dollars. The fee for filing a termination  
19 statement is five dollars. The termination fee must be paid at the time the fee for filing the lien  
20 is paid. The fee for filing an amendment or assignment of an agricultural processor's lien is five  
21 dollars. If a lienholder fails to file a termination statement within sixty days after the lien has  
22 been satisfied, the lienholder is liable to the debtor for fifty dollars.

23 **SECTION 3. AMENDMENT.** Section 35-31-06 of the 1995 Supplement to the North  
24 Dakota Century Code is amended and reenacted as follows:

1           **35-31-06. Fees - Penalty.** The fee for filing an agricultural supplier's lien with the  
2   secretary of state or the county register of deeds is five dollars. The fee for filing a termination  
3   statement is five dollars. The termination fee must be paid at the time the fee for filing the lien  
4   is paid. The fee for filing an amendment or assignment of an agricultural supplier's lien is five  
5   dollars. If a lienholder fails to file a termination statement within sixty days after the lien has  
6   been satisfied, the lienholder is liable to the debtor for fifty dollars.

7           **SECTION 4.** A new subsection to section 41-09-46 of the 1995 Supplement to the  
8   North Dakota Century Code is created and enacted as follows:

9           If an affected secured party, or lienholder pursuant to section 35-17-04, 35-30-02,  
10          or 35-31-02, fails to file a termination statement within sixty days after the secured  
11          party no longer claims a security interest under the financing statement, the  
12          secured party is liable to the debtor for fifty dollars.