

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2217

Introduced by

Senator Holmberg

1 A BILL for an Act to amend and reenact section 43-01-18 of the North Dakota Century Code,
2 relating to abstractor fees; and to provide for a legislative council study.

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

4 **SECTION 1. AMENDMENT.** Section 43-01-18 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **43-01-18. Fees chargeable by abstractor.** An abstractor may charge no more than
7 the following fees for making and certifying to an abstract:

- 8 1. For each entry on an abstract or continuation ~~thereof~~ of an entry on an abstract,
9 ~~six~~ ten dollars.
- 10 2. For a complete certification covering the records of the several county offices,
11 ~~seventy five~~ one hundred dollars.
- 12 3. For a certification covering lands in excess of one quarter section [64.75 hectares]
13 in the same abstract of title ~~an additional fee of nine dollars, and~~ for each quarter
14 section [64.75 hectares] or portion ~~thereof~~ of a quarter section in excess of one,
15 ~~may be charged~~ an additional fee of ten dollars.
- 16 4. For a certification covering premises in more than one block in any subdivision in
17 the same abstract of title, ~~an additional fee of nine dollars, and~~ for the premises in
18 each additional block in excess of one, ~~may be charged~~ an additional fee of ten
19 dollars.
- 20 5. For each name searched for judgments, real estate taxes, bankruptcy
21 proceedings, federal tax liens, and state tax liens, ~~mechanics' liens and~~
22 ~~mechanics' lien notices, three~~ five dollars and fees charged to the abstractor by a
23 governmental ~~agencies~~ agency or governmental ~~entities~~ entity.

6. ~~For all miscellaneous instruments, two dollars for the first one hundred words, and
one dollar for each additional hundred words or fraction thereof.~~

~~7.~~ The fees as may be fixed by special statute.

**SECTION 2. LEGISLATIVE COUNCIL STUDY - ABSTRACTERS, TITLE OPINIONS,
AND TITLE INSURANCE.** The legislative council shall consider studying, during the 2007-08
interim, abstracters, title opinions, and title insurance, including a review of the orderly and
efficient transfer of real property which provides adequate assurances of title. The legislative
council shall report its findings and recommendations, together with any legislation required to
implement the recommendations, to the sixty-first legislative assembly.