

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2235

Introduced by

Senators Holmberg, Hogue

1 A BILL for an Act to create and enact a new section to chapter 47-04.1 of the North Dakota
2 Century Code, relating to lender approval of amendment of condominium rules.

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

4 **SECTION 1.** A new section to chapter 47-04.1 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Approval by lender of amendment.** Notwithstanding any requirement in the
7 condominium declaration or bylaws requiring a lender's approval of any amendment of the
8 declaration or bylaws, after being given a thirty-day written notice beginning with the date of
9 mailing, any lender contacted at the last-known address that does not refuse or approve of the
10 proposed amendment is deemed to have approved the amendment. This section does not
11 apply to any proposed amendment that affects a lender's right to enforce the terms of the
12 mortgage.