

Sixty-second
Legislative Assembly
of North Dakota

SENATE BILL NO. 2161

Introduced by

Senators G. Lee, Hogue, Nething

Representatives Weisz, Hofstad, D. Johnson

1 A BILL for an Act to create and enact a new subsection to section 32-12.1-03 of the North
2 Dakota Century Code, relating to political subdivision liability; and to amend and reenact section
3 24-06-31 of the North Dakota Century Code, relating to obstructions in highways.

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

5 **SECTION 1. AMENDMENT.** Section 24-06-31 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **24-06-31. Obstructions in highway.**

8 Each overseer of highways having ~~personal~~actual knowledge, or on being notified in writing,
9 of any obstruction in the highway or public street in the overseer's district immediately shall
10 remove or cause any such obstruction to be removed. Highway or public street does not mean
11 a congressional section line, as described in section 24-07-03, which is unimproved or
12 unmaintained.

13 **SECTION 2.** A new subsection to section 32-12.1-03 of the North Dakota Century Code is
14 created and enacted as follows:

15 A political subdivision is not liable for any claim based on an act or omission regarding
16 a congressional section line, as described in section 24-07-03, which is unimproved or
17 unmaintained.