

Sixty-third
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1352

Introduced by

Representatives Hunskor, Drovdal, Monson, Trottier

Senators Andrist, Hogue, Laffen, O'Connell

1 A BILL for an Act to create and enact a new section to chapter 38-11.1 of the North Dakota
2 Century Code, relating to mediation of mineral developer and surface owner disputes.

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

4 **SECTION 1.** A new section to chapter 38-11.1 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Mediation of disputes.**

7 Within one year after a compensation offer made under section 38-11.1-08 is rejected,
8 either the mineral developer or surface owner may require the parties to submit the matter to
9 mediation. If a mediation is required under this section, the parties may agree on the selection
10 of a civil mediator from the statewide alternative dispute resolution neutral roster. If the parties
11 fail to agree on a mediator within thirty days after a party has required mediation, the parties
12 shall submit the matter to the North Dakota mediation service. Each party to the mediation shall
13 pay an equal portion of the compensation of the mediator.