Fifty-seventh Legislative Assembly of North Dakota

## HOUSE BILL NO. 1276

Introduced by

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

Representatives DeKrey, Kerzman, Weisz

- 1 A BILL for an Act to amend and reenact subsection 2 of section 47-05-02.1 of the North Dakota
- 2 Century Code, relating to conservation easements.

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

- **SECTION 1. AMENDMENT.** Subsection 2 of section 47-05-02.1 of the North Dakota Century Code is amended and reenacted as follows:
  - 2. The duration of the easement, servitude, or nonappurtenant restriction on the use of real property must be specifically set out, and in no case may the duration of any interest in real property regulated by this section exceed ninety-nine years. The duration of an easement for a waterfowl production area acquired by the federal government, and consented to by the governor or the appropriate state agency after July 1, 1985, may not exceed fifty years. The duration of a wetlands reserve program easement acquired by the federal government pursuant to the Food, Agriculture, Conservation, and Trade Act of 1990 after July 1, 1991, may not exceed thirty years. The duration of an easement for conserving natural areas and habitats for biota acquired by a nonprofit organization after July 31, 2001, may not exceed ten years. An individual granting an easement to a nonprofit organization for a ten-year period may repurchase the easement by paying one-tenth of the purchase price for each year remaining on the life of the easement.