

SENATE BILL NO. 2292

Introduced by

Senators Cook, Lyson

Representatives Devlin, Eckre, Porter

1 A BILL for an Act to amend and reenact section 35-20-17 of the North Dakota Century Code,
2 relating to landlord's mobile home liens.

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

4 **SECTION 1. AMENDMENT.** Section 35-20-17 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **35-20-17. Landlord's mobile home lien.** A landlord of a mobile home lot has a lien for
7 accrued rents, storage, and removal of relating to any mobile home left on the lot after the
8 tenant has vacated the premises after an eviction or the expiration of the lease term. A lien
9 under this section does not have priority over a prior perfected security interest in the property.
10 A holder of a lien under this section may retain possession of the mobile home subject to the
11 lien until the amount due is paid. A lienholder may sell a mobile home thirty days after the
12 lienholder mails notice of the lien to the owner of the mobile home and secured parties of
13 record. After the sale, the lienholder shall forward to the former owner any money resulting
14 from the sale of the mobile home in excess of the amount owed to the lienholder for accrued
15 rents, storage, and removal of relating to the mobile home. If the location of the former mobile
16 home owner is not known, any money from a sale in excess of the amount owed is presumed
17 abandoned under chapter 47-30.1.