

HOUSE BILL NO. 1195

Introduced by

Representative Klemin

Senator Trenbeath

1 A BILL for an Act to amend and reenact section 35-20-08 of the North Dakota Century Code,
2 relating to attorney's liens.

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

4 **SECTION 1. AMENDMENT.** Section 35-20-08 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **35-20-08. Attorney's lien ~~—On papers - On money - Against a judgment.~~** An

7 attorney has a lien for a general balance of compensation in and for each case upon:

- 8 1. ~~Any papers belonging to his client which have come into his hands in the course of~~
9 ~~his professional employment in the case for which the lien is claimed.~~
- 10 2. Money in ~~his~~ the attorney's hands belonging to ~~his~~ the attorney's client in the case.
- 11 3. ~~2.~~ Money due ~~his~~ the attorney's client in the hands of the adverse party, or attorney of
12 such party, in an action or proceeding in which the attorney claiming the lien was
13 employed, from the time of giving notice in writing to ~~such~~ the adverse party, or the
14 attorney of such party if the money is in the possession or under the control of such
15 attorney, which notice must state the amount claimed and in general terms for what
16 services. After judgment in any court of record, the notice may be given and the
17 lien made effective against the judgment debtor by entering the same in the
18 judgment docket opposite the entry of the judgment.