

FIRST ENGROSSMENT  
with House Amendments

Sixty-first  
Legislative Assembly  
of North Dakota

ENGROSSED SENATE BILL NO. 2176

Introduced by

Senators J. Lee, Fischer, Flakoll

Representatives Hawken, Keiser, Potter

1 A BILL for an Act to amend and reenact section 47-16-18 of the North Dakota Century Code,  
2 relating to the termination of a lease by death.

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

4 **SECTION 1. AMENDMENT.** Section 47-16-18 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **47-16-18. When lease of real property is terminated by death.** Only when the a  
7 lease of real property which is terminable at the pleasure of one of the parties to the contract is  
8 ~~it~~ terminated by the notice to one party of the death or incapacity of the other party to contract.  
9 Upon the death of a lessee of real property for residential purposes, however, and at the option  
10 of any surviving lessee or of the estate of the decedent, the lease terminates on the last day of  
11 the month in the month following the death of the lessee unless the lease term expires before  
12 that time.