

February 8, 2013

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1352

Page 1, line 1, after "38-11.1" insert "and a new section to chapter 47-16"

Page 1, line 2, after "disputes" insert "and resolution of title disputes"

Page 1, line 8, remove "require the parties to submit the matter to"

Page 1, replace lines 9 through 13 with "involve the North Dakota mediation service or other civil mediator. Involvement of a mediator may comply with Rule 8.8 of the North Dakota Rules of Court for purposes of alternative dispute resolution compliance. The cost of the mediator must be mediated between the parties. If the parties are unable to reach an agreement regarding the cost of the mediator through mediation, each party shall pay an equal portion of the mediator's compensation. The compensation of the mediator must be at least one hundred seventy dollars per hour."

SECTION 2. A new section to chapter 47-16 of the North Dakota Century Code is created and enacted as follows:

Resolution of title disputes.

If the mineral owner and mineral developer disagree over the mineral owner's ownership interest in a spacing unit, the mineral developer shall furnish the mineral owner with a description of the conflict and the proposed resolution or with that portion of the title opinion that concerns the disputed interest."

Renumber accordingly