

HOUSE BILL NO. 1197

Introduced by

Representatives Pyle, Hanson, Ostlie, Roers Jones, Wagner

Senators Dwyer, Patten, K. Roers

1 A BILL for an Act to amend and reenact section 46-05-01 of the North Dakota Century Code,
2 relating to publication of legal notices by newspapers.

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

4 **SECTION 1. AMENDMENT.** Section 46-05-01 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **46-05-01. Newspapers qualified to do legal printing - File copies with state historical**
7 **society - Publishing notices in adjoining county.**

8 1. As used in this section:

9 a. "E-edition" means a digital facsimile of a newspaper print edition which is
10 substantially the same in both format and content as the print edition.

11 b. "Publish" means the dissemination in the print edition of a qualified newspaper or
12 in the newspaper's e-edition if it has one, or in both.

13 2. Before anya newspaper in this state is qualified to publish anya legal notice or anya
14 matter required by law to be printed or published in somea newspaper in the state, or
15 any public notice for anya political subdivision within this state, the newspaper must:

16 4. a. Have been established in a regular and continuous circulation of at least one
17 year, with a bona fide subscription list of at least one hundred fifty regular
18 subscribers;

19 2. b. Be nonsectarian and printed in English; and

20 3. c. Have been admitted to the United States mails and have complied with the
21 requirements of the federal laws governing periodicals mailing privileges for at
22 least one year.

23 3. The owner or publisher of each legal newspaper shall send to the state historical
24 society, to the address designated by the director, one copy of each print and e-edition

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- 1 issue of the newspaper. In a county in which no newspaper is published, anya notice
- 2 required by law to be published may be published in a newspaper published in an
- 3 adjoining county and having a general circulation in the county.