

Introduced by

Senators Magrum, Larson

Representative Christensen

1 A BILL for an Act to create and enact a new subsection to section 32-15-22 of the North Dakota
2 Century Code, relating to eminent domain and the assessment of damages.

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

4 **SECTION 1.** A new subsection to section 32-15-22 of the North Dakota Century Code is
5 created and enacted as follows:

6 Following the assessment of damages by the trier of fact, if the property consists of a
7 primary residence situation on five or more acres of surface property the court shall
8 increase the award by ~~thirty-three~~ ^{twenty} percent and enter the judgment accordingly.
9 The increase may not be considered by the trier of fact in the original assessment of
10 damages.