

Introduced by

Senators Braunberger, Barta, Cory

Representatives Hendrix, Schneider

1 A BILL for an Act to create and enact a new section to chapter 34-05 and a new subsection to  
2 section 34-05-01.3 of the North Dakota Century Code, relating to the labor commissioner's  
3 oversight of certain landlord-tenant disputes.

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

5 **SECTION 1.** A new section to chapter 34-05 of the North Dakota Century Code is created  
6 and enacted as follows:

7 **Failure to comply - Disciplinary action - Notice - How served.**

- 8 1. The labor commissioner shall receive and investigate complaints from a tenant and  
9 take disciplinary action against a landlord upon the failure of the landlord to comply  
10 with sections 47-16-20 and 47-32-02, or any rules adopted by the labor commissioner  
11 to enforce sections 47-16-20 and 47-32-02.
- 12 2. Before the labor commissioner may take disciplinary action against a landlord for a  
13 violation under this section, the labor commissioner shall notify the landlord in writing  
14 of the reason disciplinary action is being considered and provide a reasonable time for  
15 the landlord to correct the violation.
- 16 3. The notice required under subsection 2 must be delivered personally by the labor  
17 commissioner or the commissioner's agent, or sent by registered or certified mail.
- 18 4. Any disciplinary action taken against a landlord under this section must comply with  
19 chapter 28-32.

20 **SECTION 2.** A new subsection to section 34-05-01.3 of the North Dakota Century Code is  
21 created and enacted as follows:

22 Receive and investigate complaints from tenants and take disciplinary action against  
23 landlords failing to comply with sections 47-16-20 and 47-32-02.