

# GUARANTY, INDEMNITY, AND SURETYSHIP

## CHAPTER 296

HOUSE BILL NO. 1462  
(R. Larson)

### GUARANTEE OF DELIVERY

AN ACT to amend and reenact section 22-01-06.3 of the North Dakota Century Code, relating to a guaranty of delivery; and to repeal sections 22-01-06.1, 22-01-06.2, 22-01-06.4, and 22-01-06.5 of the North Dakota Century Code, relating to a guaranty of delivery.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 22-01-06.3 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

22-01-06.3. When account furnished surety or guarantor. ~~In every case in which the~~ When a manufacturer, wholesaler, or distributor is furnishing ~~When a manufacturer, wholesaler, or distributor is furnishing~~ merchandise to any agent, salesman, or dealer whose execution of bond or obligation to ~~such~~ the manufacturer, wholesaler, or distributor has been joined in by ~~any~~ a surety or guarantor, such the manufacturer, wholesaler, or distributor ~~shall each month during the life of such bond or obligation~~ upon written request by the surety or guarantor, shall furnish each such surety or guarantor either by mail or personal delivery a statement each month during the life of the bond or obligation showing the debit and credit items incurred and made in the account between the manufacturer, wholesaler, or distributor and such the agent, salesman, or dealer during the immediately preceding month and the exact balance owing from the agent, salesman, or dealer thereon at the date of such the notice.

SECTION 2. REPEAL. Sections 22-01-06.1, 22-01-06.2, 22-01-06.4, and 22-01-06.5 of the North Dakota Century Code are hereby repealed.

Approved April 10, 1989  
Filed April 11, 1989

## CHAPTER 297

SENATE BILL NO. 2321  
(Todd)

### CONTINUING GUARANTY REVOCATION

AN ACT to amend and reenact section 22-01-14 of the North Dakota Century Code, relating to revocation of a continuing guaranty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 22-01-14 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

22-01-14. Revocation of continuing guaranty. A continuing guaranty may be revoked at any time by the guarantor in respect to future transactions unless there is a continuing consideration as to such transactions which ~~he~~ the guarantor does not renounce. If the contract of guaranty signed by the guarantor so states, the revocation must be in writing and delivered to the guarantee. If the contract does not so state, an oral attempt to revoke is not effective if at the time of the oral communication the guarantee requests delivery of a written revocation and confirms the request in writing.

Approved April 11, 1989  
Filed April 12, 1989