

**Sixtieth Legislative Assembly of North Dakota
In Regular Session Commencing Wednesday, January 3, 2007**

SENATE BILL NO. 2217
(Senator Holmberg)

AN ACT to amend and reenact section 43-01-18 of the North Dakota Century Code, relating to abstractor fees; and to provide for a legislative council study.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 43-01-18 of the North Dakota Century Code is amended and reenacted as follows:

43-01-18. Fees chargeable by abstractor. An abstractor may charge no more than the following fees for making and certifying to an abstract:

1. For each entry on an abstract or continuation ~~thereof~~ of an entry on an abstract, ~~six ten~~ ten dollars.
2. For a complete certification covering the records of the several county offices, ~~seventy-five one hundred~~ one hundred dollars.
3. For a certification covering lands in excess of one quarter section [64.75 hectares] in the same abstract of title ~~an additional fee of nine dollars, and~~ for each quarter section [64.75 hectares] or portion thereof of a quarter section in excess of one, may be charged an additional fee of ten dollars.
4. For a certification covering premises in more than one block in any subdivision in the same abstract of title, ~~an additional fee of nine dollars, and~~ for the premises in each additional block in excess of one, may be charged an additional fee of ten dollars.
5. For each name searched for judgments, real estate taxes, bankruptcy proceedings, federal tax liens, and state tax liens, ~~mechanics' liens and mechanics' lien notices, three five~~ dollars and fees charged to the abstractor by a governmental agencies agency or governmental entities entity.
6. ~~For all miscellaneous instruments, two dollars for the first one hundred words, and one dollar for each additional hundred words or fraction thereof.~~
7. The fees as may be fixed by special statute.

SECTION 2. LEGISLATIVE COUNCIL STUDY - ABSTRACTERS, TITLE OPINIONS, AND TITLE INSURANCE. The legislative council shall consider studying, during the 2007-08 interim, abstracters, title opinions, and title insurance, including a review of the orderly and efficient transfer of real property which provides adequate assurances of title. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-first legislative assembly.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixtieth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2217.

Senate Vote: Yeas 42 Nays 4 Absent 1

House Vote: Yeas 76 Nays 15 Absent 3

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2007.

Approved at _____ M. on _____, 2007.

Governor

Filed in this office this _____ day of _____, 2007,

at _____ o'clock _____ M.

Secretary of State