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Sixtieth
Legislative Assembly   **SENATE BILL NO. 2216**
of North Dakota

Introduced by

    Senator Holmberg

1   A BILL for an Act to create and enact a new section to chapter 32-19 of the North Dakota

2   Century Code, relating to payment to redeem; and to amend and reenact section 32-19-22 of

3   the North Dakota Century Code, relating to the service of notice before foreclosure.

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

5   **SECTION 1.** A new section to chapter 32-19 of the North Dakota Century Code is

6   created and enacted as follows:

7   **Payment to redeem.** A person redeeming from a sheriff's sale may pay the required

8   amount either to the holder of the certificate or to the sheriff. If there is a dispute as to the

9   amount required to redeem, the person attempting to redeem shall deposit with the sheriff the

10   amount the person calculates to be due and a written description of the basis for the

11   calculation. The deposit has the effect of a redemption as of the date of deposit, subject to the

12   subsequent payment of any additional amount determined to be due as of that date.

13   **SECTION 2. AMENDMENT.** Section 32-19-22 of the North Dakota Century Code is

14   amended and reenacted as follows:

15   **32-19-22. Notice may be served by ~~registered~~ mail.** The notice before foreclosure

16   may be served by ~~registered~~ mail, as provided in rule 4 of the North Dakota Rules of Civil

17   Procedure, addressed to the owner of record at the owner's post-office address in the mortgage

18   or by the records in the chain of title of the recorder of the county where the real estate is

19   situated. If ~~such~~ the post-office address is not shown in the mortgage or in ~~such~~ the records,

20   the notice may be served ~~by registered mail,~~ as provided in rule 4 of the North Dakota Rules of

21   Civil Procedure, addressed to the owner of record at the post office nearest any part or tract of

22   the real estate.