

Introduced by

Senators Klein, Wanzek

Representatives Dockter, Pollert, Oversen

1 A BILL for an Act to amend and reenact subdivision c of subsection 1 of section 11-18-05,  
2 sections 24-01-25 and 35-22-19, and subsection 2 of section 35-24-13 of the North Dakota  
3 Century Code, relating to fees and notice requirements of the county recorder.

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

5 **SECTION 1. AMENDMENT.** Subdivision c of subsection 1 of section 11-18-05 of the North  
6 Dakota Century Code is amended and reenacted as follows:

7 c. Plats, irregular tracts, or annexations, ~~ten dollars for one lot plus ten cents for~~  
8 ~~each additional lot, with the exception of auditor's lots which must be a single~~  
9 ~~charge of seven~~fifty dollars.

10 **SECTION 2. AMENDMENT.** Section 24-01-25 of the North Dakota Century Code is  
11 amended and reenacted as follows:

12 **24-01-25. Fees not charged for recording instruments.**

13 No fees may be charged or collected from the state of North Dakota by the county auditor,  
14 the recorder, or the clerk of court for any services rendered for the recording or filing of any  
15 document required under the provisions of this chapter 177 ~~of the 1953 Session Laws~~.

16 **SECTION 3. AMENDMENT.** Section 35-22-19 of the North Dakota Century Code is  
17 amended and reenacted as follows:

18 **35-22-19. Failure of recorder to mail notices - Liability.**

19 The failure of the recorder to comply with the provisions of sections 35-22-17 and 35-22-18  
20 in no way invalidates the foreclosure proceedings nor affects the title to the property involved,  
21 ~~but such failure renders the recorder liable in a civil action to the person entitled to a copy of the~~  
22 ~~affidavit of publication herein described for any damage sustained by the person by reason of~~  
23 such failure.

1           **SECTION 4. AMENDMENT.** Subsection 2 of section 35-24-13 of the North Dakota Century  
2 Code is amended and reenacted as follows:

3           2.    Upon the filing of such bond, the recorder individual or entity which posted the bond  
4               shall send a notice thereof, together with a copy of the bond, to all obligees named  
5               therein, by registered or certified mail addressed to such obligees at the address set  
6               forth in their respective claims for lien.