

Introduced by

Senators Holmberg, Hogue, Triplett

Representative Delmore

1 A BILL for an Act to amend and reenact section 43-01-15 of the North Dakota Century Code,  
2 relating to the authority and duty of an abstracter under certificate.

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

4 **SECTION 1. AMENDMENT.** Section 43-01-15 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **43-01-15. Authority and duty of abstracter under certificate.**

7 1. The certificate of authority ~~shall~~must authorize the person, ~~firm, corporation, or limited-~~  
8 ~~liability company~~holder named ~~therein~~in the certificate of authority to engage in and  
9 carry on the business of an abstracter ~~of real estate titles~~ in the county in which the  
10 abstracter's place of business is located and ~~for that purpose~~ to have access during  
11 ordinary office hours to the offices of any county or of the state and to make such  
12 memoranda or notations from the county or state records thereof as may be  
13 necessary for the purpose of making such abstracts of title. ~~Any person, firm,~~  
14 ~~corporation, or limited liability company~~ holding

15 2. Upon request, a holder of a certificate of authority shall furnish or continue an abstract  
16 of title to any tract of land in the county, when requested to do so, on payment of the  
17 fees provided in this chapter.

18 3. Upon written request by the insured person, a holder of a certificate of authority which  
19 has issued an owner's title insurance policy in lieu of preparing an abstract shall  
20 furnish the requester with:

21 ~~a.~~ A copy of the owner's title insurance policy, free of charge; ~~and.~~

22 ~~b.~~ A stub abstract, for which the holder of the certificate of authority may charge a  
23 fee based on the fees provided in this chapter.