

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2175**

Introduced by

Senators Wardner, Lyson

Representatives K. Koppelman, Larson, Delmore

1 A BILL for an Act to amend and reenact section 14-07-08 of the North Dakota Century Code,
2 relating to the liabilities of husband and wife.

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

4 **SECTION 1. AMENDMENT.** Section 14-07-08 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **14-07-08. Separate and mutual rights and liabilities of husband and wife.**

7 The separate and mutual rights and liabilities of a husband and a wife are as follows:

8 1. Neither the husband nor the wife as such is answerable for the acts of the other.

9 2. ~~The~~Except for necessary expenses as provided in subsection 3, the earnings of one
10 spouse are not liable for the debts of the other spouse, and the earnings and
11 accumulations of either spouse and of any minor children living with either spouse or
12 in one spouse's custody, while the husband and wife are living separate from each
13 other, are the separate property of each spouse.

14 3. The husband and wife are liable jointly and severally for any debts contracted by
15 either, while living together, for necessary household supplies of food, clothing, and
16 fuel, medical care, and for shelter for themselves and family, and for the education of
17 their minor children.

18 4. The separate property of the husband or wife is not liable for the debts of the other
19 spouse but each is liable for their own debts contracted before or after marriage.