

Introduced by

Senators Unruh, Kannianen, Rust

Representatives Delzer, Kempenich, Steiner

1 A BILL for an Act to ~~amend and reenact section 47-09-06 of the North Dakota Century Code,~~
2 ~~relating to the execution and delivery of a written transfer of land~~create and enact a new section
3 to chapter 47-09 of the North Dakota Century Code, relating to transfers of land between any
4 federal, state, or local governmental entities; and to provide for retroactive application.

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

6 **~~SECTION 1. AMENDMENT.~~** ~~Section 47-09-06 of the North Dakota Century Code is~~
7 ~~amended and reenacted as follows:~~

8 ~~— 47-09-06. Delivery of written transfer – Requirement – Presumption from execution.~~

9 ~~— A grant takes effect so as to vest the interest intended to be transferred only upon its~~
10 ~~delivery by the grantor and is presumed to have been delivered at its date, except the date of~~
11 ~~the execution of land transferred to a government entity or between federal agencies, state~~
12 ~~agencies, and political subdivisions is the date the deed is recorded by the county recorder.~~

13 **SECTION 1.** A new section to chapter 47-09 of the North Dakota Century Code is created
14 and enacted as follows:

15 **Land transfers - Filing requirements.**

16 A transfer of land between any federal, state, or local governmental entities does not
17 change the acreage for real estate taxes or payments in lieu of real estate taxes until a deed
18 with a proper legal description is filed with the county recorder.

19 **SECTION 2. RETROACTIVE APPLICATION.** This Act is retroactive in application.