

COUNTY JUSTICE COURT

CHAPTER 363

HOUSE BILL NO. 1486
(R. Berg)

EVICITION GROUNDS

AN ACT to create and enact a new subsection to section 33-06-01 of the North Dakota Century Code, relating to grounds for eviction.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new subsection to section 33-06-01 of the 1989 Supplement to the North Dakota Century Code is created and enacted as follows:

A lessee or a person on the premises with the lessee's consent acts in a manner that unreasonably disturbs other tenants' peaceful enjoyment of the premises.

Approved April 3, 1991
Filed April 4, 1991

CHAPTER 364

HOUSE BILL NO. 1481
(Kelsch)

EVICTON NOTICE SERVICE

AN ACT to amend and reenact section 33-06-02 of the North Dakota Century Code, relating to service of the written notice of intention to evict.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 33-06-02 of the 1989 Supplement to the North Dakota Century Code is amended and reenacted as follows:

33-06-02. Appearance - Notice of intention to evict - When required - When and how served. In any action for eviction the time specified in the summons for the appearance of the defendant may not be less than three nor more than fifteen days from the date on which it is issued. In all cases arising under subsections 4, 5, and 6 of section 33-06-01, three days' written notice of intention to evict must be given to the lessee, subtenant, or party in possession, before proceedings can be instituted. The notice may be served and returned as a summons is served and returned or, if the party cannot be found, then by the sheriff of the county posting the notice conspicuously upon the premise. Service by delivery of a copy of the summons to the defendant in person within the county must be made at least three days before the time fixed for the appearance of the defendant. Service elsewhere or personal service in any other mode must be made at least seven days before the time fixed for the appearance of the defendant.

Approved March 25, 1991
Filed March 26, 1991