

**HOUSE BILL NO. 1440**

Introduced by

Representatives Schneider, Adams, P. Anderson, Buffalo, Dobervich, Guggisberg, Mitskog,  
Mock

Senators Bakke, Oban

1 A BILL for an Act to amend and reenact section 47-16-20 of the North Dakota Century Code,  
2 relating to rents and the priority of payments under a rental agreement.

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

4 **SECTION 1. AMENDMENT.** Section 47-16-20 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **47-16-20. Rents - When payable - How applied.**

- 7 1. When there is no contract or usage to the contrary, the rent of agricultural and wild  
8 land ~~shall be~~ payable yearly at the end of each year. Rents of lodgings ~~shall be~~  
9 payable monthly at the end of each month. Other rents ~~shall be~~ payable quarterly  
10 at the end of each quarter from the time the lease takes effect. The rent for a lease  
11 shorter than the periods herein specified ~~shall be~~ payable at the termination of the  
12 lease.
- 13 2. If a rental payment by a lessee for a lodging under subsection 1 is insufficient to pay  
14 the outstanding rental amount due and any late fees or other charges applied by the  
15 lessor, the payment first must be applied to the outstanding rental amount due unless  
16 otherwise specified by the lessee at the time of payment.