



## ND LEGAL SELF HELP CENTER COMMONLY REFERENCED NORTH DAKOTA STATUTES AND COURT RULES (Civil Actions Only)

Both attorneys and self-represented (pro-se) litigants are required to know and follow all statutes, court rules and procedures. The following statutes and rules are starting points for research. Other statutes or rules may apply. Attorneys and self-represented litigants should not rely solely on the information provided in this guide.

**Statutes** are the laws passed by the North Dakota State Legislature. North Dakota statutes are found in the [North Dakota Century Code](#) or [N.D.C.C.](#) ([www.legis.nd.gov](http://www.legis.nd.gov))

**Court rules** are approved and adopted by the North Dakota Supreme Court. Court rules govern the procedure in a court action. Or, to put it another way, control how an action moves through the court system. In civil actions, the commonly used court rules are: ([www.ndcourts.gov/rules](http://www.ndcourts.gov/rules))

- [North Dakota Rules of Civil Procedure](#)
- [North Dakota Rules of Court](#)
- [North Dakota Rules of Evidence](#)

North Dakota Supreme Court opinions, also called case law, may affect the interpretation of statutes and rules.

### **ANNULMENT**

**N.D.C.C. Chapter 14-03:** Marriage Contract

**N.D.C.C. Chapter 14-04:** Annulment of Marriage

### **APPEAL (ADMINISTRATIVE AGENCY DECISION)**

**N.D.C.C. Chapter 28-32:** Administrative Agencies Practice Act

### **APPEAL (JOB SERVICE DECISION)**

**N.D.C.C. Chapter 28-32:** Administrative Agencies Practice Act

**N.D.C.C. Chapter 52-06:** Benefits

### **APPEAL (WSI DECISION)**

**N.D.C.C. Chapter 28-32:** Administrative Agencies Practice Act

**N.D.C.C. Chapter 65-10:** Appeals

### **CHILD SUPPORT**

**N.D.C.C. Chapter 14-09:** Parent and Child

### **CONTEMPT OF COURT**

**N.D.C.C. Chapter 27-10:** Contempts

### **DISCOVERY RULES**

**Rules 26 through 37 ND Rules of Civil Procedure**

### **DIVORCE – NO CHILDREN**

**N.D.C.C. Chapter 14-05:** Divorce

**Rule 8.2 ND Rules of Court:** Interim Orders in Domestic Relations Cases

**Rule 8.3 ND Rules of Court:** Case Management (Divorce Cases)

**Rule 8.4 ND Rules of Court:** Summons in Actions for Divorce, Separation or to Determine Parental Rights and Responsibilities

**Rule 8.5 ND Rules of Court:** Domestic Relations Summary Proceeding

### **DIVORCE – WITH CHILDREN**

**Same as Divorce – No Children, Plus:**

**N.D.C.C. Chapter 14-09:** Parent and Child

**N.D.C.C. Chapter 14-14.1:** Uniform Child Custody Jurisdiction and Enforcement Act

**Rule 8.1 ND Rules of Court:** Family Mediation Program

### **ENFORCE A FOREIGN CUSTODY ORDER**

**N.D.C.C. Chapter 14-14.1:** Uniform Child Custody Jurisdiction and Enforcement Act

### **EVICITION**

**N.D.C.C. Chapter 47-16:** Leasing of Real Property

**N.D.C.C. Chapter 47-32:** Eviction

## **EXPUNGEMENT**

**N.D.C.C. Section 25-03.1-45:** Commitment Process  
**N.D.C.C. Section 19-03.1-23:** Controlled Substances

## **GARNISHMENT**

**N.D.C.C. Chapter 32-09.1:** Garnishment

## **GUARDIANSHIP (ADULT)**

**N.D.C.C. Chapter 30.1-26:** General Provisions  
**N.D.C.C. Chapter 30.1-28:** Guardians of Incapacitated Persons

## **GUARDIANSHIP (MINOR)**

**N.D.C.C. Chapter 27-20:** Uniform Juvenile Court Act  
**N.D.C.C. Chapter 30.1-26:** General Provisions  
**N.D.C.C. Chapter 30.1-27:** Guardians of Minors

## **INTERIM MOTIONS**

**Rule 8.2 ND Rules of Court:** Interim Orders in Domestic Relations Cases

## **JUDGMENTS**

**N.D.C.C. Chapter 28-20:** Judgments

## **JUDGMENTS (DEFAULT)**

**N.D.C.C. Chapter 28-29:** Relief from Defaults  
**Rule 55 ND Rules of Civil Procedure:** Default; Default Judgment  
**Rule 60 ND Rules of Civil Procedure:** Relief from a Judgment or Order

## **JUDGMENTS (EXECUTION/EXEMPTIONS)**

**N.D.C.C. Chapter 28-21:** Execution of the Judgment  
**N.D.C.C. Chapter 28-22:** Exemptions  
**N.D.C.C. Chapter 28-25:** Proceedings Supplementary to the Execution  
**Rule 69 ND Rules of Civil Procedure:** Execution

## **JUDGMENTS (FOREIGN)**

**N.D.C.C. Chapter 28-20.1:** Enforcement of Foreign Judgments  
**N.D.C.C. Chapter 28-20.2:** Uniform Foreign Money – Judgments Recognition Act

## **JUDGMENTS (RELIEF FROM/SET ASIDE)**

**Rule 60 ND Rules of Civil Procedure:** Relief from a Judgment or Order

## **LIENS (CONSTRUCTION)**

**N.D.C.C. Chapter 35-27:** Construction Lien

## **LIENS (REPAIRMAN'S/MECHANIC'S)**

**N.D.C.C. Chapter 35-13:** Repairman's Lien

## **MOTIONS**

**Rule 3.2 ND Rules of Court:** Motions

## **NAME CHANGE**

**N.D.C.C. Chapter 32-28:** Change of Names of Persons and Places

## **PARENTING RIGHTS AND RESPONSIBILITIES BETWEEN UNMARRIED PARENTS**

**N.D.C.C. Chapter 14-09:** Parent and Child  
**N.D.C.C. Chapter 14-14.1:** Uniform Child Custody Jurisdiction and Enforcement Act  
**Rule 8.1 ND Rules of Court:** Family Mediation Program

**Rule 8.2 ND Rules of Court:** Interim Orders in Domestic Relations Cases

**Rule 8.4 ND Rules of Court:** Summons in Actions for Divorce, Separation or to Determine Parental Rights and Responsibilities

## **PROBATE**

**N.D.C.C. Title 30.1:** Uniform Probate Code

## **REGISTER A FOREIGN CUSTODY ORDER**

**N.D.C.C. Chapter 14-14.1:** Uniform Child Custody Jurisdiction and Enforcement Act

## **SMALL CLAIMS**

**N.D.C.C. Chapter 27-08.1:** Small Claims Court  
**Rule 10.2 ND Rules of Court:** Small Claims Court

## **SERVICE**

**Rule 4 ND Rules of Civil Procedure:** Persons Subject to Jurisdiction; Process; Service  
**Rule 5 ND Rules of Civil Procedure:** Service and Filing of Pleadings and Other Documents

## **SUBPOENAS**

**Rule 45 ND Rules of Civil Procedure:** Subpoena