

Fifty-fifth
Legislative Assembly
of North Dakota

SENATE CONCURRENT RESOLUTION NO. 4024

Introduced by

Senators Mathern, DeMers, Lee, G. Nelson

Representatives Boucher, Dorso

1 A concurrent resolution directing the Legislative Council to study the development of an
2 electronic mail policy for governmental entities.

3 **WHEREAS**, various state agencies and institutions and numerous political subdivisions
4 operate or maintain electronic mail systems through which government officials and employees
5 and others are able to communicate and transmit information; and

6 **WHEREAS**, state law does not address the impact of open records laws with respect to
7 the use of electronic mail, nor does it address the privacy issues surrounding monitoring of
8 electronic mail; and

9 **WHEREAS**, before the state adopts an electronic mail policy, comprehensive study of
10 privacy issues such as monitoring of electronic communications and what types of electronic
11 communications are subject to open records laws is needed;

12 **NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE**
13 **HOUSE OF REPRESENTATIVES CONCURRING THEREIN:**

14 That the Legislative Council study the development of an electronic mail policy for
15 governmental entities; and

16 **BE IT FURTHER RESOLVED**, that the Legislative Council report its findings and
17 recommendations, together with any legislation required to implement the recommendations, to
18 the Fifty-sixth Legislative Assembly.