

Fifty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1100

Introduced by

Representative Keiser

1 A BILL for an Act to amend and reenact section 34-05-03 of the North Dakota Century Code,
2 relating to confidentiality of information furnished to the labor commissioner.

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

4 **SECTION 1. AMENDMENT.** Section 34-05-03 of the 1995 Supplement to the North
5 Dakota Century Code is amended and reenacted as follows:

6 **34-05-03. Officials and employers to furnish certain information - Penalty.** All
7 public officers and all employers shall furnish to the commissioner of labor such information as
8 the commissioner may request relating to their respective offices or businesses. ~~The~~
9 ~~information obtained must be preserved, systemized, and tabulated by the commissioner.~~
10 ~~Information concerning the business or affairs of any person may not be divulged or made~~
11 ~~public by the commissioner or anyone in the employ of the commissioner's office; provided, that~~
12 the Any investigation, information collected, or determination made by the commissioner while
13 carrying out the duties prescribed in chapters 14-02.4, 34-05, 34-06, and 34-14 is confidential,
14 however, the commissioner may publish aggregate employment-related statistics. The
15 commissioner may provide a list of the names and addresses of employers to other agencies or
16 to a private entity for the purpose of jointly publishing or distributing publications or other
17 information as provided in section 54-06-04.3. Any information so provided may only be used
18 for the purpose of jointly publishing or distributing publications or other information as provided
19 in section 54-06-04.3. Any officer, ~~any~~ employer, ~~and any~~ or operator or manager of any
20 establishment wherein persons are employed, who fails or refuses to furnish the commissioner
21 with the information requested under the provisions of this section, is guilty of a class B
22 misdemeanor. ~~No prosecution may be commenced for a violation of the provisions of this~~
23 ~~section relating to the furnishing of information until a second blank has been mailed to the~~

- 1 ~~defaulting officer or employer and that person has been given twenty days to complete and~~
- 2 ~~return the same.~~