

Introduced by

Senator Fischer

Representative S. Kelsh

1 A BILL for an Act to create and enact a new subsection to section 57-40.6-01 of the North
2 Dakota Century Code, relating to a definition; and to amend and reenact sections 57-40.6-06
3 and 57-40.6-07 of the North Dakota Century Code, relating to a 911 system data base.

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

5 **SECTION 1.** A new subsection to section 57-40.6-01 of the North Dakota Century
6 Code is created and enacted as follows:

7 "Unpublished" means information that is not published or available from directory
8 assistance.

9 **SECTION 2. AMENDMENT.** Section 57-40.6-06 of the North Dakota Century Code is
10 amended and reenacted as follows:

11 **57-40.6-06. Data base.** ~~In 911 systems that have been approved by the state~~
12 ~~emergency services communication system advisory committee, any A telecommunications~~
13 ~~company providing emergency 911 service shall provide, on an annual basis, current customer~~
14 ~~names, addresses, and telephone numbers to each 911 coordinator or public service safety~~
15 ~~answering point within each 911 system and shall update the information according to a~~
16 ~~schedule prescribed by the state 911 advisory committee's standards and guidelines.~~

17 Information provided under this section must be provided in accordance with the transactional
18 record disclosure requirements of the federal Electronics Communications Privacy Act of 1986,
19 48 U.S.C. 2703 (C)(1)(B)(iii) 18 U.S.C. 2703(c)(1)(B)(iii), and in a manner that identifies the
20 names and telephone numbers that are unpublished.

21 **SECTION 3. AMENDMENT.** Section 57-40.6-07 of the North Dakota Century Code is
22 amended and reenacted as follows:

23 **57-40.6-07. Use of the furnished information.** ~~Names, addresses, Unpublished~~
24 names and telephone numbers provided to generated by a 911 coordinator or 911 public

1 ~~service~~ safety answering point ~~or provided to a 911 coordinator or public safety answering point~~
2 under section 57-40.6-06 are ~~private data~~ confidential and may be used only for verifying the
3 location or identity, or both, for response purposes ~~only~~, of a person calling a 911 answering
4 point for emergency help. ~~The information furnished may not be used or disclosed by the~~
5 ~~public service answering point or its agents or employees for any other purpose except under a~~
6 ~~court order~~ Published names and telephone numbers maintained by a 911 coordinator or public
7 safety answering point are exempt records as defined in section 44-04-17.1 but must be
8 provided upon request to the treasurer and auditor of the county served by the 911 coordinator
9 for the purpose of verifying and correcting names and addresses used for official purposes.