

Fifty-seventh
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2126

Introduced by

Industry, Business and Labor Committee

(At the request of the Private Investigative and Security Board)

1 A BILL for an Act to amend and reenact sections 43-30-01 and 43-30-02 of the North Dakota
2 Century Code, relating to private investigative and security services.

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

4 **SECTION 1. AMENDMENT.** Section 43-30-01 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **43-30-01. Definitions.** As used in this chapter, unless the context or subject matter
7 otherwise requires:

8 1. "Board" means the private investigative and security board.

9 2. "License" includes a registration issued by the board.

10 3. "Licensee" includes an individual who is registered by the board.

11 4. "Private investigative service" means obtaining or furnishing information with
12 reference to any act or individual.

13 ~~3.~~ 5. "Private security service" means furnishing for hire security officers or other
14 persons to protect persons or property, or to prevent the theft or the unlawful
15 taking of goods, wares, and merchandise, or to prevent the misappropriation or
16 concealment of goods, wares, merchandise, money, bonds, stocks, choses in
17 action, notes, or other valuable documents or papers, or the business of
18 performing the service of such security officer or other person for any of these
19 purposes.

20 **SECTION 2. AMENDMENT.** Section 43-30-02 of the North Dakota Century Code is
21 amended and reenacted as follows:

22 **43-30-02. Exemptions.** This chapter does not apply to:

- 1 1. Any investigator or officer employed by or under any contract with the federal
2 government, state, or any county or city thereof, appointed, elected, or contracted
3 with, by due authority of law, while engaged in the performance of official duties.
- 4 2. Any state's attorney.
- 5 3. Any attorneys or counselors at law in the regular practice of their profession and
6 any paralegal or legal assistant employed by an attorney or law firm when the
7 attorney or law firm retains complete responsibility for the work product of the
8 paralegal or legal assistant.
- 9 4. Any person whose sole investigative business is the furnishing of information as to
10 the business and financial standing and credit of persons.
- 11 5. Any person making any investigation of any matter in which that person or the
12 person by whom that person is solely employed is interested or involved.
- 13 6. Any person making any investigation for any person engaged in the business of
14 transporting persons or property in interstate commerce.
- 15 7. Any adjuster or investigator representing an insurance company.
- 16 8. A person whose sole investigative business is obtaining or furnishing information
17 about acts or individuals from public records.