

Fifty-eighth
Legislative Assembly
of North Dakota

SENATE BILL NO. 2373

Introduced by

Senator Krebsbach

1 A BILL for an Act to amend and reenact section 43-17.1-08 of the North Dakota Century Code,
2 relating to communications of the State Board of Medical Examiners.

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

4 **SECTION 1. AMENDMENT.** Section 43-17.1-08 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **43-17.1-08. ~~Communication to~~ Communications and records of investigative**
7 **~~panel privileged.~~** Communications to the investigative panels and their agents are privileged,
8 and no member of the investigative panels nor any of their agents may be compelled to testify
9 with respect thereto in any proceedings except in formal proceedings conducted before the
10 board of medical examiners. All records of the investigative panels, except their financial
11 records, are confidential, including the formal complaint filed by an investigative panel with the
12 board under section 43-17.1-05 until such time as the panel receives proof of service of the
13 complaint on the respondent. Notwithstanding the provisions of this section, if an investigative
14 panel determines that the records of the investigative panel disclose a possible violation of state
15 or federal criminal law, the investigative panel may provide the records to the appropriate law
16 enforcement agency.