

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO FIRST ENGROSSMENT

ENGROSSED HOUSE BILL NO. 1209

Introduced by

Representatives S. Olson, Frelich, Marschall, Osowski, Rohr, Hoverson, Motschenbacher

Senators Enget, Paulson, Weston

1 A BILL for an Act to provide for a legislative management report relating to a foreign adversary
2 threat assessment conducted by the department of emergency services.

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

4 **SECTION 1. DEPARTMENT OF EMERGENCY SERVICES - FOREIGN ADVERSARY**
5 **THREAT ASSESSMENT - REPORT ~~ONE-TIME FUNDING~~ - LEGISLATIVE MANAGEMENT**
6 **REPORT.**

7 1. The department of emergency services shall:

- 8 a. Identify sectors and industries most vulnerable to foreign adversarial influence,
9 including critical infrastructure, technology, agriculture, energy, and academia;
10 b. Assess foreign adversarial influence beyond land acquisition, including strategic
11 investments, partnerships, and other forms of economic, educational, and
12 political influence;
13 c. Evaluate existing investments and activities to determine compliance with
14 federal, state, and local laws;
15 d. Identify sectors in which foreign adversarial influence is often unmonitored or
16 under reported; and
17 e. Propose broad mitigation strategies relating to identified risks and vulnerabilities
18 to enhance the state's ability to manage foreign adversarial influence while
19 supporting economic growth and security.

- 1 2. By July 1, 2026, the department of emergency services shall produce a written report
2 outlining its findings and recommendations. The report must:
 - 3 a. Provide a detailed analysis of the foreign adversary threats and vulnerabilities
4 specific to the state;
 - 5 b. Identify critical risks across sectors, including infrastructure, security, academia,
6 and economic investments;
 - 7 c. Provide sector specific mitigation recommendations designed to reduce
8 vulnerabilities in infrastructure, academic institutions, economic investments, and
9 other prominent sectors in the state; and
 - 10 d. Include a proposal providing for the establishment of a state intelligence unit and
11 the structure, roles, and operational procedures required for continuous
12 monitoring of foreign adversary threats by the state intelligence unit.
- 13 3. Before September 1, 2026, the department of emergency services shall present the
14 recommendations in the report under subsection 2, and any proposed legislation
15 necessary to implement the recommendations, to the legislative management. The
16 findings in the report must remain in the exclusive possession and under the control of
17 the department of emergency services and is an exempt record under chapter 44-04.