Fifty-ninth Legislative Assembly of North Dakota In Regular Session Commencing Tuesday, January 4, 2005

HOUSE BILL NO. 1219 (Representatives Porter, Bellew) (Senator Krebsbach)

AN ACT to amend and reenact sections 51-28-02 and 57-40.6-07 of the North Dakota Century Code, relating to the use of unpublished names and telephone numbers for automated emergency notifications.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 51-28-02 of the North Dakota Century Code is amended and reenacted as follows:

51-28-02. Use of prerecorded or synthesized voice messages. A caller may not use or connect to a telephone line an automatic dialing-announcing device unless the subscriber has knowingly requested, consented to, permitted, or authorized receipt of the message or the message is immediately preceded by a live operator who obtains the subscriber's consent before the message is delivered. This section and section 51-28-05 do not apply to messages a message from a public safety agency notifying a person of an emergency; a message from a school districts district to students a student, parents a parent, or employees, messages an employee; a message to subscribers a subscriber with whom the caller has a current business relationship; or messages a message advising employees an employee of a work schedules

SECTION 2. AMENDMENT. Section 57-40.6-07 of the North Dakota Century Code is amended and reenacted as follows:

57-40.6-07. Use of the furnished information. Unpublished names and telephone numbers generated by a 911 coordinator or 911 public safety answering point or provided to a 911 coordinator or public safety answering point under section 57-40.6-06 are confidential and may be used only for verifying the location or identity, or both, for response purposes, of a person calling a 911 answering point for emergency help or by the 911 coordinator or public safety answering point for the purpose of a public safety agency notifying a person of an emergency. Published names and telephone numbers maintained by a 911 coordinator or public safety answering point are exempt records as defined in section 44-04-17.1 but must be provided upon request to the treasurer and auditor of the county served by the 911 coordinator for the purpose of verifying and correcting names and addresses used for official purposes.

	Speaker of the House Chief Clerk of the House				President of the Senate Secretary of the Senate		
This certifies Assembly of	that the w North Dak	vithin bill o ota and is	riginated ir known on	n the Ho the rec	ouse of Reproords of that b	esentatives ody as Hous	of the Fifty-ninth Le se Bill No. 1219.
House Vote:	Yeas	s 94	Nays	0	Absent	0	
Senate Vote	: Yeas	s 45	Nays	0	Absent	2	
					Chief	Clerk of the	House
Received by the Governor at M. on							, 2005.
Approved at		M. on					, 2005.
					Gove	rnor	
Filed in this office this day of							, 2005,
at	o'clock	M.					
					Socra	etary of State	