

HOUSE BILL NO. 1104

Introduced by

Judiciary Committee

(At the request of the Office of Management and Budget)

1 A BILL for an Act to amend and reenact subsection 1 of section 32-12.2-11 of the North Dakota
2 Century Code, relating to exempt records.

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

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 32-12.2-11 of the North Dakota
5 Century Code is amended and reenacted as follows:

- 6 1. The following records in the possession of the office of management and budget or
7 a public entity are privileged and exempt and are not subject to section 44-04-18 or
8 section 6 of article XI of the Constitution of North Dakota:
- 9 a. Records containing information relating to that portion of the funds or liability
10 reserves of the risk management fund established for the purpose of
11 satisfying a specific pending or reasonably predictable claim against the state
12 or a state employee; and
- 13 b. Incident reports, investigation reports, or other risk management fund records
14 of a pending or reasonably predictable claim against the state or a state
15 employee.