

PROPOSED CREATION OF JOINT RULE 801.1

1 **SECTION 1.** Joint Rule 801.1 is created as follows:

2 **801.1. Recording of proceedings.** All floor sessions of the Senate and House of
3 Representatives must be recorded on electronic media as provided by the Legislative Council.
4 The recording must include audio and may include video. The Legislative Council shall provide
5 for public access to the recordings through the legislative branch website. The Legislative
6 Council shall maintain access to the recordings in accordance with its records retention policy
7 with respect to records having historical value.

NOTE: This proposed rule is in response to Senate Bill No. 2169 (2011), which enacted North Dakota Century Code Section 54-03-30:

The senate shall adopt rules regarding the recording of senate floor sessions and the house of representatives shall adopt rules regarding the recording of house floor sessions. The legislative council shall archive all audio recordings of floor sessions. Audio recordings of floor sessions are public records that must be open and accessible for inspection during reasonable office hours.

A joint rule is proposed so both houses will operate under the same rule with respect to recording of floor sessions.

The records retention policy of the Legislative Council, in effect since October 1998, provides that records having historical value "should be maintained by the Legislative Council or transferred to the state archives or other appropriate officer for archiving."