

**FIRST ENGROSSMENT
with Senate Amendments**

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 - LEGISLATIVE MANAGEMENT REPORT.**

6 1. The department of emergency services shall:

7 a. Identify sectors and industries most vulnerable to foreign adversarial influence,
8 including critical infrastructure, technology, agriculture, energy, and academia;

9 b. Assess foreign adversarial influence beyond land acquisition, including strategic
10 investments, partnerships, and other forms of economic, educational, and
11 political influence;

12 c. Evaluate existing investments and activities to determine compliance with
13 federal, state, and local laws;

14 d. Identify sectors in which foreign adversarial influence is often unmonitored or
15 under reported; and

16 e. Propose broad mitigation strategies relating to identified risks and vulnerabilities
17 to enhance the state's ability to manage foreign adversarial influence while
18 supporting economic growth and security.

19 2. By July 1, 2026, the department of emergency services shall produce a written report
20 outlining its findings and recommendations. The report must:

21 a. Provide a detailed analysis of the foreign adversary threats and vulnerabilities
22 specific to the state;

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