

FIRST ENGROSSMENT

ENGROSSED SENATE BILL NO. 2238

Introduced by

Senators Braunberger, Barta, Cory

Representatives Foss, Schneider

1 A BILL for an Act to create and enact a new section to chapter 47-32 of the North Dakota
2 Century Code, relating to sealing of eviction records.

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

4 **SECTION 1.** A new section to chapter 47-32 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Sealing of records - Nonpayment of rent - Damage to property - Victim of domestic**
7 **violence.**

- 8 1. A person subject to a court order for eviction for nonpayment of rent or damage to the
9 leased premises, who has resolved all nonpayment of rent and damage claims, may
10 move to have all court records relating to the eviction proceedings sealed seven years
11 after the order for eviction has been satisfied, provided the person has not been
12 evicted from another property during the seven years following the eviction.
- 13 2. An individual who was subjected to domestic violence as defined under section
14 14-07.1-01 at the time of the victim's tenancy and was evicted from that tenancy
15 because of a domestic violence incident may move to have all court records relating to
16 the eviction proceedings sealed upon the conviction of the assailant for domestic
17 violence or the issuance of a disorderly conduct restraining order, sexual assault
18 restraining order, or domestic violence protection order against the assailant.