

Introduced by

Judiciary Committee

(At the request of the Highway Patrol)

1 A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota
2 Century Code, relating to designating certain crash scene images as exempt records; and to
3 amend and reenact subsection 9 of section 44-04-18.7 of the North Dakota Century Code,
4 relating to exempt records related to criminal intelligence and investigation information.

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

6 **SECTION 1. AMENDMENT.** Subsection 9 of section 44-04-18.7 of the North Dakota
7 Century Code is amended and reenacted as follows:

8 9. An image ~~is an exempt record if the image is taken with:~~

9 a. With a body camera or similar device and ~~which is taken in~~contains an image of:

10 (1) Nude or partially denuded human figures as defined in section

11 12.1-27.1-03.1;

12 (2) An individual with serious bodily injury as defined in section 12.1-01-04; or

13 (3) A deceased individual; or

14 b. In a private place ~~is an exempt record.~~

15 **SECTION 2.** A new section to chapter 44-04 of the North Dakota Century Code is created
16 and enacted as follows:

17 **Crash scene images - Exempt.**

18 An image of an individual from a crash scene or incident is an exempt record if the image
19 contains:

20 a. Nude or partially denuded human figures as defined in section 12.1-27.1-03.1;

21 b. An individual with serious bodily injury as defined in section 12.1-01-04;

22 c. A deceased individual; or

23 d. A minor.