

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

HOUSE BILL NO. 1204

Introduced by

Representatives Schatz, Dressler, Fisher, Frelich, Meier, Toman

Senators Luick, Van Oosting

1 A BILL for an Act to ~~amend and reenact~~repeal section 16.1-10-04 of the North Dakota Century
2 Code, relating to the publication of false information in political advertisements; ~~and to provide a~~
3 ~~penalty.~~

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

5 ~~SECTION 1. AMENDMENT.~~ Section ~~16.1-10-04~~ of the North Dakota Century Code is
6 ~~amended and reenacted as follows:~~

7 ~~16.1-10-04. Publication of false information in political advertisements -- Penalty.~~

8 ~~1.~~ A person is guilty of a class A misdemeanor if ~~that~~the person knowingly, or with
9 reckless disregard for its truth or falsity, publishes ~~any~~a political advertisement or news
10 release that contains ~~any~~containing an assertion, representation, or statement of fact,
11 including information concerning a candidate's prior public record, which is untrue,
12 deceptive, or misleading, whether on behalf of or in opposition to any candidate for
13 public office, initiated measure, referred measure, constitutional amendment, or any
14 other issue, question, or proposal on an election ballot, and whether the publication is
15 published by radio, television, newspaper, pamphlet, folder, display cards, signs,
16 posters, billboard advertisements, websites, electronic transmissionssocial media, or by
17 any other public means or commercial medium.

18 ~~2.~~ This section does not apply to a newspaper, television or radio station, or other
19 commercial medium that is not the source of the political advertisement or news-
20 release.

1

SECTION 1. REPEAL. Section 16.1-10-04 of the North Dakota Century Code is repealed.