

Fifty-eighth
Legislative Assembly
of North Dakota

HOUSE CONCURRENT RESOLUTION NO. 3011

Introduced by

Representative Belter

Senator J. Lee

1 A concurrent resolution directing the Legislative Council to study the North Dakota open records
2 statutes and the appropriateness of the penalties for an unauthorized disclosure of certain
3 records.

4 **WHEREAS**, there are over two hundred sections of the North Dakota Century Code
5 which declare records confidential or address the handling of confidential records; and

6 **WHEREAS**, although North Dakota Century Code Section 12.1-13-01 provides that a
7 person who knowingly discloses confidential information is guilty of a class C felony, various
8 other sections of law provide conflicting penalties for the unauthorized disclosure of confidential
9 information; and

10 **WHEREAS**, because of the severity of the sanctions for the unauthorized disclosure of
11 confidential information, a comprehensive study of statutory provisions relating to the
12 confidentiality of records and the appropriateness of the penalties for the unauthorized
13 disclosure of certain records is necessary;

14 **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES**
15 **OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

16 That the Legislative Council study the North Dakota open records statutes and the
17 appropriateness of the penalties for unauthorized disclosure of certain records; and

18 **BE IT FURTHER RESOLVED**, that the Legislative Council report its findings and
19 recommendations, together with any legislation required to implement the recommendations, to
20 the Fifty-ninth Legislative Assembly.