

**Fifty-eighth Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 7, 2003**

HOUSE CONCURRENT RESOLUTION NO. 3011  
(Representative Belter)  
(Senator J. Lee)

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

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

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

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

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

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

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

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Speaker of the House

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President of the Senate

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Chief Clerk of the House

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Secretary of the Senate

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2003,  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State