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Sixty-first
Legislative Assembly
of North Dakota

Introduced by

(At the request of the Office of Management and Budget)

1 A BILL for an Act to amend and reenact subsection 1 of section 32-12.2-11 of the North Dakota
2 Century Code, relating to exempt records.

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

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 32-12.2-11 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 **32-12.2-11. Certain records relating to claims against the state or state**
7 **employees privileged and exempt from open records law.**

8 1. The following records in the possession of the office of management and budget or
9 a public entity, are privileged and exempt and are not subject to section 44-04-18
10 or section 6 of article XI of the Constitution of North Dakota:

11 a. Records containing information relating to that portion of the funds or liability
12 reserves of the risk management fund established for the purpose of
13 satisfying a specific pending or reasonably predictable claim against the state
14 or a state employee; and

15 b. Incident reports, investigation reports, or other risk management fund records
16 of a pending or reasonably predictable claim against the state or a state
17 employee.