

HOUSE BILL NO. 1222

Introduced by

Representatives Hanson, Frantsvog, Meier, Rohr, Sukut, Wallman

Senators Armstrong, Flakoll, Mathern

1 A BILL for an Act provide for anti theft functionality for smartphones; and to provide for a report
2 to the legislative management.

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

4 **SECTION 1.**

5 **Antitheft functionality required.**

6 1. Any new smartphone manufactured, sold, or purchased in this state must be equipped
7 with preloaded antitheft functionality or be capable of downloading that functionality.

8 The functionality must be available to purchasers at no cost.

9 2. For the purposes of this section, "smartphone" means a cellular phone or other mobile
10 device that is built on a smartphone mobile operating system; possesses advanced
11 computing capability; enables network connectivity; and is capable of operating on a
12 long-term evolution network and successor wireless data network communication
13 standards. Capabilities a smartphone may possess include, but are not limited to,
14 built-in applications, internet access, digital voice service, text messaging, email, and
15 web browsing. Smartphone does not include a phone commonly referred to as a
16 feature or messaging phone, a laptop computer, a tablet device, or a device that has
17 only electronic reading capability.

18 **SECTION 2. REPORT ON SMARTPHONE ANTITHEFT FUNCTIONALITY.** Wireless
19 telecommunications equipment manufacturers, operating systems providers, and wireless
20 telecommunications service providers must either individually or jointly submit a report to the
21 legislative management by July 31, 2015. The report must describe the principle functions of a
22 baseline antitheft tool that manufacturers and operating system providers will utilize on new
23 models of smartphones in order to comply with section 1 of this Act, and must describe the

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Legislative Assembly

- 1 technology or functions included to ensure the baseline antitheft tool is easily operable by
- 2 individuals with disabilities.