

SENATE BILL NO. 2216

Introduced by

Senator Cleary

Representative Roers Jones

1 A BILL for an Act to create and enact a new section to chapter 12-44.1 of the North Dakota
2 Century Code, relating to the confidentiality of defendant's contact information.

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

4 **SECTION 1.** A new section to chapter 12-44.1 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Defendant and law enforcement contact information - Confidential.**

7 1. As used in this section, "critical incident" means:

8 a. An on or off-duty officer-involved shooting;

9 b. An on-duty officer motor vehicle collision involving death or serious bodily injury;

10 or

11 c. Any other on-duty officer incident resulting in death or serious bodily injury.

12 2. The address and telephone number of a criminal defendant which is in the possession
13 of a correctional facility or correctional facility staff is a confidential record while the
14 defendant's case is pending trial or appeal.

15 3. Except as otherwise provided by law, the identity and any contact information of a law
16 enforcement officer involved in a critical incident is a confidential record until the
17 investigation is complete.

18 4. This section does not prohibit the dissemination of a defendant's address and
19 telephone number among law enforcement agencies and officers, or among
20 governmental agencies and employees engaged in official government business.