

January 14, 2025

Sixty-ninth  
Legislative Assembly  
of North Dakota

## PROPOSED AMENDMENTS TO

### HOUSE BILL NO. 1110

Introduced by

Judiciary Committee

(At the request of the Public Service Commission)

1 A BILL for an Act to amend and reenact section 49-10.1-14 of the North Dakota Century Code,  
2 relating to access to investigative and surveillance records and meetings of the public service  
3 commission.

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

5 **SECTION 1. AMENDMENT.** Section 49-10.1-14 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **49-10.1-14. Commission may adopt and enforce safety rules -**

8 **InvestigativeInvestigation and surveillance records - Railroads - Exempt.**

9 1. The commission, for the protection of persons and property, may adopt and enforce  
10 railroad safety rules not inconsistent with any federal agency having jurisdiction over  
11 railroads. The commission may adopt rules more stringent than federal rules when  
12 necessary to eliminate an essentially state or local safety hazard if the rules are not  
13 incompatible with any federal law or rule and do not create an undue burden on  
14 interstate commerce. ~~The commission may limit access to records~~

15 2. A record and portionsportion of a meeting related to investigative~~the ongoing railroad~~  
16 investigation and surveillance activities of the national transportation safety board is an  
17 exempt record as defined under section 44-04-17.1.