

Sixty-ninth
Legislative Assembly
of North Dakota

**FIRST ENGROSSMENT
with Senate Amendments**

ENGROSSED 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 - Investigation and**
8 **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.
- 15 2. A record and portion of a meeting related to the ongoing railroad investigation and
16 surveillance activities of the national transportation safety board and federal railroad
17 administration state safety participation program is an exempt record as defined under
18 section 44-04-17.1.