

PROPOSED AMENDMENTS TO

SENATE BILL NO. 2238

Introduced by

Senators Braunberger, Barta, Cory

Representatives Foss, Schneider

1 A BILL for an Act to create and enact a new section to chapter 47-32 of the North Dakota
2 Century Code, relating to ~~expungement~~ sealing of eviction records.

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

4 **SECTION 1.** A new section to chapter 47-32 of the North Dakota Century Code is created
5 and enacted as follows:

6 ~~Expungement~~ **Sealing of records - Nonpayment of rent - Damage to property - Victim**
7 **of domestic violence.**

- 8 1. A person subject to a court order for eviction ~~under this chapter~~ for nonpayment of rent
9 or damage to the leased premises may move to have all court records relating to the
10 eviction proceedings ~~expunged~~ sealed seven years after the order for eviction has
11 been satisfied, provided the person has not been evicted from another property during
12 the seven years following the eviction.
- 13 2. An individual who was subjected to domestic violence as defined under section
14 14-07.1-01 at the time of the victim's tenancy and was evicted from that tenancy
15 because of a domestic violence incident may move to have all court records relating to
16 the eviction proceedings ~~expunged~~ sealed upon the conviction of the assailant for
17 domestic violence or the issuance of a disorderly conduct restraining order, sexual
18 assault restraining order, or domestic violence protection order against the assailant.