

HOUSE BILL NO. 1356

Introduced by

Representatives Louser, Ista, Lefor

Senators Hogan, Hogue

1 A BILL for an Act to amend and reenact section 44-04-18.6 of the North Dakota Century Code,
2 relating to the legislative leaders' access to requests to the legislative council made by
3 members of the legislative assembly.

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

5 **SECTION 1. AMENDMENT.** Section 44-04-18.6 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **44-04-18.6. Access to legislative records and information.**

8 1. The following records, regardless of form or characteristic, of or relating to the
9 legislative council, the legislative management, the legislative assembly, the house of
10 representatives, the senate, or a member of the legislative assembly are not subject to
11 section 44-04-18 and section 6 of article XI of the Constitution of North Dakota:

12 a. A record of a purely personal or private nature;

13 b. A record that is legislative council work product or is legislative council-client
14 communication;

15 c. A record that reveals the content of communications between a member of the
16 legislative assembly and any person; and

17 d. Except with respect to a governmental entity determining the proper use of
18 telephone service, a record of telephone usage which identifies the parties or lists
19 the telephone numbers of the parties involved.

20 2. The exception in subdivision c of subsection 1 applies to records possessed by a
21 member of the legislative assembly or by any other public officer or employee.

22 3. This section does not apply to any record distributed at a meeting subject to section
23 44-04-19 and section 5 of article XI of the Constitution of North Dakota.

- 1 4. Notwithstanding subsection 1, information related to a request to the legislative council
- 2 made by a member of the legislative assembly for a draft of a bill or resolution or a
- 3 revision to a bill or resolution may be disclosed to the caucus leader of the requester's
- 4 political faction.