

SENATE BILL NO. 2074

Introduced by

Judiciary Committee

(At the request of the Labor Commissioner)

1 A BILL for an Act to amend and reenact section 14-02.5-13 of the North Dakota Century Code,
2 relating to the duties and powers of the labor department relating to housing discrimination.

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

4 **SECTION 1. AMENDMENT.** Section 14-02.5-13 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **14-02.5-13. Duties and powers of department.**

- 7 1. The department shall administer this chapter. The department may adopt rules
8 necessary to implement this chapter, but substantive rules adopted by the
9 department must impose obligations, rights, and remedies that are the same as are
10 provided in federal fair housing regulations.
- 11 2. The department, for the purpose of thoroughly investigating a complaint, may
12 require the attendance of witnesses and the production of books, records,
13 documents, data, or other objects at any hearing or with reference to any matter
14 that it has authority to investigate and may issue a subpoena for any witness or a
15 subpoena duces tecum to compel the production of any books, records,
16 documents, data, or other objects.
- 17 3. If a person refuses to obey a subpoena, the district court, upon application by the
18 department, may issue to the person an order requiring that person appear and
19 give evidence or otherwise produce documentary evidence requested by the
20 department regarding the matter under investigation.
- 21 4. A witness who is subpoenaed under this section and who appears at a hearing or
22 whose deposition is taken is entitled to receive the same fees and mileage as a
23 witness in a civil case in district court.

Sixtieth
Legislative Assembly

- 1 5. Within the limits of legislative appropriations, the department shall foster prevention
2 of discrimination under this chapter through education for the public, landlords,
3 publishers, realtors, brokers, lenders, and sellers on the rights and responsibilities
4 provided under this chapter and ways to respect those protected rights.
5 6. The department shall emphasize conciliation to resolve complaints.