

SENATE BILL NO. 2222

Introduced by

Senators Flakoll, Schneider, Wardner

Representatives Beadle, Carlson, Nathe

1 A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota
2 Century Code, relating to open records requests submitted by members of the legislative
3 assembly and the legislative council.

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

5 **SECTION 1.** A new section to chapter 44-04 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Requests for records by members of the legislative assembly and the legislative**
8 **council.**

- 9 1. Notwithstanding section 44-04-18.6, any record of the legislative council relating to a
10 request for public records made by the legislative council on behalf of a member of the
11 legislative assembly is a public record.
- 12 2. Each public entity that receives a request for public records from a member of the
13 legislative assembly shall forward to the legislative council a description of the request,
14 the name of the requester, and an estimate of the total cost of complying with the
15 request if the public agency would be authorized to charge for locating and copying
16 the records under section 44-04-18. A public entity that receives a request for public
17 records from the legislative council shall forward to the legislative council an estimate
18 of the total cost of complying with the request if the public agency would be authorized
19 to charge for locating and copying the records under section 44-04-18 during any
20 biennium. If the cumulative total cost of public records requests by and on behalf of a
21 member of the legislative assembly exceeds five thousand dollars during a biennium,
22 the member may pay any excess amount charged through nonpublic funds or request
23 the legislative management to direct the legislative council to obtain the records at no
24 charge.