

**SENATE BILL NO. 2180**

Introduced by

Senator Grindberg

Representative Carlson

1 A BILL for an Act to create and enact a new section to chapter 39-16 of the North Dakota  
2 Century Code, relating to the sale of driver's license information; and to provide a penalty.

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

4 **SECTION 1.** A new section to chapter 39-16 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Bulk purchase of drivers' records abstracts - Penalty.**

- 7 1. The director shall offer for sale in bulk the abstracts of drivers' records in electronic  
8 form for use by any insurer or insurance support organization, or by a self-insured  
9 entity, or its agents, in connection with claims investigation activities, antifraud  
10 activities, rating, or underwriting, or for use in the normal course of business by a  
11 legitimate business or its agents, to verify the accuracy of personal information  
12 submitted by an individual to the business or its agents, and if the information  
13 submitted is not correct or is no longer correct, to obtain the correct information for  
14 the purposes of preventing fraud by, pursuing legal remedies against, or recovering  
15 on a debt or security interest against, the individual. Notwithstanding section  
16 39-16-03, the fee for the sale in bulk of information in abstracts of drivers' records  
17 is an initial fee of three thousand dollars for the cost of initial account setup and for  
18 the right to purchase monthly updates, and a fee of five hundred dollars for each  
19 monthly update.
- 20 2. The purchaser of the data base shall keep a record of every person making a  
21 request and the name of the individual whose abstract information was requested,  
22 and obtain in writing from the requestor and keep on record the reason for the  
23 request, the person for whom the request is made, and the intended recipient of  
24 the information. If requests can be classified so that the reason for the requests,

- 1                   the person for whom the requests are made, and the intended recipient of the  
2                   information are the same for each request in the class, then only one writing is  
3                   required per class. The purchaser may not resell the data base in bulk. Purchaser  
4                   records must be kept for three years. Upon request, the purchaser shall make  
5                   these records available to the director and to a driver as to requests made about  
6                   that driver. The director or the purchaser may notify a driver of a request made for  
7                   information on that driver.
- 8                   3. A person who knowingly obtains or discloses information in violation of this section  
9                   is guilty of a class B misdemeanor.