

**Fifty-eighth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 7, 2003**

HOUSE CONCURRENT RESOLUTION NO. 3011
(Representative Belter)
(Senator J. Lee)

A concurrent resolution directing the Legislative Council to study the North Dakota open records statutes and the appropriateness of the penalties for an unauthorized disclosure of certain records.

WHEREAS, there are over two hundred sections of the North Dakota Century Code which declare records confidential or address the handling of confidential records; and

WHEREAS, although North Dakota Century Code Section 12.1-13-01 provides that a person who knowingly discloses confidential information is guilty of a class C felony, various other sections of law provide conflicting penalties for the unauthorized disclosure of confidential information; and

WHEREAS, because of the severity of the sanctions for the unauthorized disclosure of confidential information, a comprehensive study of statutory provisions relating to the confidentiality of records and the appropriateness of the penalties for the unauthorized disclosure of certain records is necessary;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the Legislative Council study the North Dakota open records statutes and the appropriateness of the penalties for unauthorized disclosure of certain records; and

BE IT FURTHER RESOLVED, that the Legislative Council report its findings and recommendations, together with any legislation required to implement the recommendations, to the Fifty-ninth Legislative Assembly.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

Filed in this office this _____ day of _____, 2003,
at _____ o'clock _____ M.

Secretary of State