

**SENATE BILL NO. 2403**

Introduced by

Senators Klein, Cook, O'Connell, B. Stenehjem

Representatives Lemieux, Schmidt

1 A BILL for an Act to amend and reenact section 39-16-03.1 of the North Dakota Century Code,  
2 relating to the confidentiality of a driver record or abstract.

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

4 **SECTION 1. AMENDMENT.** Section 39-16-03.1 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **39-16-03.1. Entries on driver record abstract more than three years old**  
7 **confidential.** Notwithstanding any other ~~provisions~~ provision of this chapter, ~~no~~ the following  
8 entries on a driver record or abstract are not available to the public, except for statistical  
9 purposes, other than by order of a court of competent jurisdiction accompanied by a fee of  
10 twenty-five dollars:

- 11 1. An entry more than three years old or.
- 12 2. After the period of suspension ceases, an entry concerning a suspension under  
13 subsection 4, 5, 6, or 7 of section 39-06-03; or subsection 2, 5, or 6 of section  
14 39-06-32, after the suspension ceases, on a driver record or abstract shall be  
15 available to the public, except for statistical purposes, other than by order of a court  
16 of competent jurisdiction. The order must be accompanied by a fee of twenty five  
17 dollars.
- 18 3. An entry concerning a suspension as the result of a person under twenty-one years  
19 of age who has an alcohol concentration of at least two one-hundredths of one  
20 percent but under ten one-hundredths of one percent by weight within two hours  
21 after driving or being in actual physical control of a vehicle.