

**FIRST ENGROSSMENT
with House Amendments**

ENGROSSED SENATE BILL NO. 2415

Introduced by

Senator Fischer

Representative S. Kelsh

1 A BILL for an Act to create and enact a new subsection to section 57-40.6-01 of the North
2 Dakota Century Code, relating to a definition; and to amend and reenact sections 57-40.6-06
3 and 57-40.6-07 of the North Dakota Century Code, relating to a 911 system data base.

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

5 **SECTION 1.** A new subsection to section 57-40.6-01 of the North Dakota Century
6 Code is created and enacted as follows:

7 "Unpublished" means information that is not published or available from directory
8 assistance.

9 **SECTION 2. AMENDMENT.** Section 57-40.6-06 of the North Dakota Century Code is
10 amended and reenacted as follows:

11 **57-40.6-06. Data base.** ~~In 911 systems that have been approved by the state~~
12 ~~emergency services communication system advisory committee, any A~~ telecommunications
13 company providing emergency 911 service shall provide, ~~on an annual basis,~~ current customer
14 names, addresses, and telephone numbers to each 911 coordinator or public service safety
15 answering point within each 911 system ~~and shall update the information according to a~~
16 ~~schedule prescribed by the state 911 advisory committee's standards and guidelines.~~

17 Information provided under this section must be provided in accordance with the transactional
18 record disclosure requirements of the federal Electronics Communications Privacy Act of 1986,
19 ~~48 U.S.C. 2703 (C)(1)(B)(iii)~~ 18 U.S.C. 2703(c)(1)(B)(iii), and in a manner that identifies the
20 names and telephone numbers that are unpublished.

21 **SECTION 3. AMENDMENT.** Section 57-40.6-07 of the North Dakota Century Code is
22 amended and reenacted as follows:

23 **57-40.6-07. Use of the furnished information.** ~~Names, addresses, Unpublished~~
24 names and telephone numbers provided to generated by a 911 coordinator or 911 public

1 ~~service~~ safety answering point or provided to a 911 coordinator or public safety answering point
2 under section 57-40.6-06 are ~~private data~~ confidential and may be used only for verifying the
3 location or identity, or both, for response purposes ~~only~~, of a person calling a 911 answering
4 point for emergency help. ~~The information furnished may not be used or disclosed by the~~
5 ~~public service answering point or its agents or employees for any other purpose except under a~~
6 ~~court order~~ Published names and telephone numbers maintained by a 911 coordinator or public
7 safety answering point are exempt records as defined in section 44-04-17.1 but must be
8 provided upon request to the treasurer and auditor of the county served by the 911 coordinator
9 for the purpose of verifying and correcting names and addresses used for official purposes.