

**SENATE BILL NO. 2259**

Introduced by

Senators Nething, Fiebiger

Representatives Dahl, Delmore

1 A BILL for an Act to amend and reenact subsection 5 of section 44-04-18 of the North Dakota  
2 Century Code, relating to authority to establish procedures for providing access from an outside  
3 location to computer databases or electronically stored information.

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

5 **SECTION 1. AMENDMENT.** Subsection 5 of section 44-04-18 of the North Dakota  
6 Century Code is amended and reenacted as follows:

7 5. A state-level public entity as defined in subdivision a of subsection 12 of section  
8 44-04-17.1 or a political subdivision as defined in subsection 10 or section  
9 44-04-17.1, may establish procedures for providing access from an outside  
10 location to any computer data base or electronically filed or stored information  
11 maintained by that entity. The procedures must address the measures that are  
12 necessary to maintain the confidentiality of information protected by federal or state  
13 law. Except for access provided to another state-level public entity or political  
14 subdivision, the ~~entity~~ state or political subdivision may charge a reasonable fee for  
15 providing that outside access. If the original information is keyed, entered,  
16 provided, compiled, or submitted by any political subdivision, the fees must be  
17 shared by the state and the political subdivision based on their proportional costs  
18 to make the data available.