

**HOUSE BILL NO. 1338**

Introduced by

Representatives Thoreson, Muscha, Seibel

Senators J. Lee, Nelson, Poolman

1 A BILL for an Act to amend and reenact subsections 3 and 4 of section 14-07.1-20 of of the  
2 North Dakota Century Code, relating to required disclosure of records to the domestic violence  
3 fatality review commission.

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

5 **SECTION 1. AMENDMENT.** Subsections 3 and 4 of section 14-07.1-20 of the North Dakota  
6 Century Code are amended and reenacted as follows:

7 3. The commission may investigate and review the facts and circumstances of all deaths  
8 that occur in the state as a result of domestic violence.

9 a. The review may include necessary and appropriate information, including current  
10 laws and policies, actions taken by agencies and persons related to or involved  
11 with the incident, criminal justice data collection and analysis, and other  
12 information the commission determines to be relevant to the review.

13 b. The confidential and other appropriate records of a department or agency of the  
14 state, county, or municipality relating to the domestic violence incident may be  
15 examined by the commission. Upon request or investigative demand from a  
16 representative of the commission, any hospital, physician, medical professional,  
17 medical facility, mental health professional, or mental health facility shall disclose  
18 all records of that person with respect to any death that has occurred as a result  
19 of domestic violence. The domestic violence fatality review commission and each  
20 member of the commission shall preserve the confidentiality of any records  
21 examined.

22 4. The domestic violence fatality review commission shall report its findings and  
23 recommendations from the previous calendar year to the attorney general before  
24 ~~December~~March thirty-first of each year.