Sixty-fourth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2015

HOUSE BILL NO. 1338
(Representatives Thoreson, Muscha, Seibel)
(Senators J. Lee, Nelson, Poolman)

AN ACT to amend and reenact subsections 3 and 4 of section 14-07.1-20 of the North Dakota Century Code, relating to required disclosure of records to the domestic violence fatality review commission.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

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

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

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

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

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

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-fourth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1338.

House Vote:	Yeas 89	Nays 1	Absent 4
Senate Vote:	Yeas 46	Nays 0	Absent 1

Chief Clerk of the House

Received by the Governor at 9:27 A.M. on March 31, 2015.

Approved at 2:21 P.M. on April 1, 2015.

Governor

Filed in this office this 1st day of April, 2015,

at 3:23 o'clock P M.

Secretary of State