

**Sixty-eighth Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 3, 2023**

SENATE BILL NO. 2376  
(Senator Sickler)

AN ACT to provide for a legislative management study regarding the recording of custodial interrogations.

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

**SECTION 1. LEGISLATIVE MANAGEMENT STUDY - RECORDING OF CUSTODIAL INTERROGATIONS.**

1. During the 2023-24 interim, the legislative management shall study, with the assistance of the North Dakota commission on uniform state laws, the recording practices of local and state law enforcement during custodial interrogations to determine the feasibility and desirability for uniform implementation of recording practices. The study must include the number of law enforcement agencies currently recording custodial interrogations and the following information:
  - a. Any policies regarding how the recording of interrogations is conducted;
  - b. The storage and retention practices associated with recording interrogations;
  - c. The types of equipment used to record interrogations;
  - d. The types of locations at which interrogations are recorded;
  - e. The types of criminal investigations in which interrogations are recorded and the frequency those interrogations are recorded;
  - f. The current disclosure of recorded interrogations in criminal discovery;
  - g. Best practices and current requirements for the recording of interrogations, including adoption of the Uniform Electronic Recordation of Custodial Interrogations Act;
  - h. The financial costs associated with the recording of custodial interrogations and implementation of uniform practices; and
  - i. Any barriers to uniform implementation of the recording of custodial interrogations.
2. The legislative management may seek the assistance of the North Dakota commission on uniform state laws in the development of recommended policies and procedures.
3. The legislative management shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the sixty-ninth legislative assembly.

Tammie J. Lee  
President of the Senate

Dennis R. Johnson  
Speaker of the House

Brandi Morgan  
Secretary of the Senate

Bruce T. Ruet  
Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-eighth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2376.

Senate Vote:    Yeas 46            Nays 0            Absent 1

House Vote:    Yeas 90            Nays 2            Absent 2

Brandi Morgan  
Secretary of the Senate

Received by the Governor at 2:34 PM. on March 24, 2023.

Approved at 2:33 PM. on March 29, 2023.

Doug Burgum  
Governor

Filed in this office this 30<sup>th</sup> day of March, 2023,

at 1:50 o'clock P M.

Michael Howe  
Secretary of State