

Sixty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1493

Introduced by

Representatives Simons, Bellew, Hoverson, Johnston, Paur, Toman, Vetter

Senator Kannianen

1 A BILL for an Act to amend and reenact section 12.1-31-14 of the North Dakota Century Code,
2 relating to interference with privacy using an unmanned aerial vehicle system; and to provide a
3 penalty.

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

5 **SECTION 1. AMENDMENT.** Section 12.1-31-14 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **12.1-31-14. Surreptitious intrusion or interference with privacy.**

8 1. An individual is guilty of a class B misdemeanor if, with intent to intrude upon or
9 interfere with the privacy of another, the individual:

10 a. Enters upon another's property and surreptitiously gazes, stares, or peeps into a
11 house or place of dwelling of another; or

12 b. Enters upon another's property and surreptitiously installs or uses any device for
13 observing, photographing, recording, amplifying, or broadcasting sounds or
14 events from a house or place of dwelling of another.

15 2. An individual is guilty of a class B misdemeanor if, with intent to intrude upon or
16 interfere with the privacy of an occupant, the individual:

17 a. Surreptitiously gazes, stares, or peeps into a tanning booth, a sleeping room in a
18 hotel, or other place where a reasonable individual would have an expectation of
19 privacy; or

20 b. Surreptitiously installs or uses any device for observing, photographing,
21 recording, amplifying, or broadcasting sounds or events from a tanning booth, a
22 sleeping room in a hotel, or other place where a reasonable individual would
23 have an expectation of privacy.

24 3. An individual may not willfully operate an unmanned aerial vehicle system:

- 1 a. To capture or take photographs, images, video, or audio of another individual or
2 the private property of another individual, without that individual's consent, in a
3 manner that would invade the individual's reasonable expectation of privacy,
4 including capturing or recording through a window; or
5 b. To view, follow, or contact another individual or the private property of another
6 individual, without the individual's consent, in a manner that would invade the
7 individual's reasonable expectation of privacy, including viewing, following, or
8 contacting through a window.
9 4. An individual who violates subsection 3 is guilty of a class B misdemeanor.