

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.