

HOUSE BILL NO. 1459

Introduced by

Representatives M. Johnson, Boschee, Longmuir, Pyle

1 A BILL for an Act to amend and reenact section 12-63-03 of the North Dakota Century Code,
2 relating to peace officer duties or activities.

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

4 **SECTION 1. AMENDMENT.** Section 12-63-03 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12-63-03. Persons and practices not affected.**

7 This chapter does not prevent or restrict the practice of peace officer duties or activities of:

- 8 1. Auxiliary personnel such as members of organized groups for purposes such as
9 posse, search and rescue, and security at dances, if the ~~group~~personnel operates as
10 adjunct to the police or sheriff's department, does not carry a firearm or concealed
11 weapon, and does not have arrest powers or peace officer authority ~~delegated to its~~
12 ~~members by the department.~~
- 13 2. ~~A reserve officer such as an individual used by a municipal, county, or state law~~
14 ~~enforcement agency to provide services to that jurisdiction on a nonsalaried basis and~~
15 ~~who is granted full arrest authority.~~
- 16 3. A person who provides private investigative services in this state.
- 17 4.3. A person doing private security work or any private security agency.
- 18 5.4. A person performing peace officer duties in an official capacity as a federal officer.