

**Sixty-sixth Legislative Assembly of North Dakota  
In Regular Session Commencing Thursday, January 3, 2019**

HOUSE BILL NO. 1223  
(Representatives Heinert, K. Koppelman, Meier, Roers Jones)  
(Senators Oban, Unruh)

AN ACT to create and enact a new subsection to section 39-03-09 of the North Dakota Century Code, relating to the powers of the highway patrol to exercise general police powers; and to amend and reenact subsections 12 and 16 of section 39-03-09 of the North Dakota Century Code, relating to the powers of the highway patrol.

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

**SECTION 1.** A new subsection to section 39-03-09 of the North Dakota Century Code is created and enacted as follows:

To exercise general police powers over any violation of law committed on public or private property when requested by another law enforcement agency.

**SECTION 2. AMENDMENT.** Subsections 12 and 16 of section 39-03-09 of the North Dakota Century Code are amended and reenacted as follows:

12. To exercise general police powers over all violations of law committed in their presence ~~upon any highway and within the highway right of way~~ or when in pursuit of any actual or suspected law violator.
16. Of a peace officer when responding to a ~~request~~call for emergency assistance requiring an immediate response ~~regardless of whether the request is being made by another law enforcement agency or officer.~~ Following a call for emergency assistance which occurs outside state-owned or state-leased property, a highway, or the highway right of way, notification must be provided to the local law enforcement agency having primary jurisdiction.

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Speaker of the House

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President of the Senate

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Chief Clerk of the House

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Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-sixth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1223.

House Vote:      Yeas 73              Nays 18              Absent 3

Senate Vote:      Yeas 45              Nays 1              Absent 1

\_\_\_\_\_  
Chief Clerk of the House

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 2019.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 2019.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2019,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State