

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2139**

Introduced by

Senators O. Larsen, Clemens, Vedaa

Representatives M. Ruby, Toman

1 A BILL for an Act to amend and reenact subdivision m of subsection 2 of section 62.1-02-05 and
2 section 62.1-04-04 of the North Dakota Century Code, relating to possession of a firearm at a
3 public gathering and producing a concealed weapon license upon request.

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

5 **SECTION 1. AMENDMENT.** Subdivision m of subsection 2 of section 62.1-02-05 of the
6 North Dakota Century Code is amended and reenacted as follows:

7 m. A municipal court judge, a district court judge, a staff member of the office of
8 attorney general, an elected official, and a retired North Dakota law enforcement
9 officer, if the individual maintains the same level of firearms proficiency as is
10 required by the peace officer standards and training board for law enforcement
11 officers, and possesses a current class 2 concealed weapons permit. A local law
12 enforcement agency shall issue a certificate of compliance under this section to
13 an individual who is proficient.

14 **SECTION 2. AMENDMENT.** Section 62.1-04-04 of the North Dakota Century Code is
15 amended and reenacted as follows:

16 **62.1-04-04. Producing license ~~on demand~~ upon request.**

17 Every person while carrying a concealed firearm or dangerous weapon, for which a license
18 to carry concealed is required, shall have on one's person the license issued by this or another
19 state and shall give it to any law enforcement officer for an inspection upon ~~demand~~request by
20 the officer. The failure of any person to give the license to the officer is prima facie evidence that
21 the person is illegally carrying a firearm or dangerous weapon concealed. If, within ten days of
22 the alleged violation, the person produces satisfactory evidence of a valid license to carry a
23 concealed weapon in effect at the time of the alleged violation of this section to the office of the

- 1 clerk of court under which the matter will be heard, that person may not be found in violation of
- 2 this section.