

**HOUSE BILL NO. 1334**

Introduced by

Representatives Meier, Delmore, Karls, Klemin, Porter, Steiner

Senators Myrdal, Oehlke, Schaible

1 A BILL for an Act to create and enact a new section to chapter 12.1-20 of the North Dakota  
2 Century Code, relating to prohibiting high-risk sexual offenders from residing near schools; and  
3 to provide a penalty.

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

5 **SECTION 1.** A new section to chapter 12.1-20 of the North Dakota Century Code is created  
6 and enacted as follows:

7 **Sexual offender residence near schools prohibited.**

8 1. A sexual offender, as defined in section 12.1-32-15, may not reside or loiter within five  
9 hundred feet [152.4 meters] of a childcare facility or provider, or a public or nonpublic  
10 preschool or elementary, middle, or high school if the sexual offender:

11 a. Has pled guilty or been found guilty of or has been adjudicated delinquent of a  
12 class A misdemeanor or felony sexual offense against a minor;

13 b. Is required to register under section 12.1-32-15 or equivalent law of another  
14 state;

15 c. Is a sexually dangerous individual as defined in 25-03.3-01; or

16 d. Has been assessed as a high-risk sexual offender in accordance with  
17 subsection 12 of 12.1-32-15.

18 2. As used in this section:

19 a. "Reside" means to live permanently or be situated for a considerable time in a  
20 home or a particular place.

21 b. "Loiter" means to be dilatory, to stand idly around, to linger, delay, or wander  
22 about, or to remain, abide, or tarry in a public place.

23 3. A violation of this section is a class A misdemeanor.