

HOUSE BILL NO. 1451

Introduced by

Representatives P. Anderson, Adams, Schneider

Senator Hogan

1 A BILL for an Act to create and enact section 62.1-02-14 and a new section to chapter 62.1-05
2 of the North Dakota Century Code, relating to a waiting period for the purchase of a firearm, a
3 ban on bump stocks, and licensure requirements; to provide for a legislative management
4 study; and to provide a penalty.

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

6 **SECTION 1.** Section 62.1-02-14 of the North Dakota Century Code is created and enacted
7 as follows:

8 **62.1-02-14. Purchase and delivery of firearms - Mandatory waiting period -**

9 **Exception - Penalty.**

- 10 1. Except as otherwise provided in section 62.1-02-03, a mandatory waiting period of
11 three days between the purchase and delivery of a firearm must be imposed on any
12 firearm purchased from a firearm dealer licensed under the Gun Control Act of 1968
13 [27 CFR 478.41; 18 U.S.C. 923].
- 14 2. Firearm dealer records of firearm sales must be available for inspection by a law
15 enforcement officer during normal business hours.
- 16 3. Subsection 1 does not apply to:
- 17 a. An individual licensed to carry a firearm or dangerous weapon concealed under
18 section 62.1-04-03;
- 19 b. A trade for another firearm;
- 20 c. An individual who possesses a valid apprentice hunter validation under section
21 20.1-03-01.5; or
- 22 d. A law enforcement officer.
- 23 4. An individual who violates this section is guilty of a class C felony.
- 24 5. The attorney general may adopt rules necessary to implement this section.

1 6. As used in this section, "law enforcement officer" means a public servant authorized
2 by law or by a government agency or branch to enforce the law and to conduct or
3 engage in investigations or prosecutions for violations of law.

4 **SECTION 2.** A new section to chapter 62.1-05 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Possession of bump stock - Penalty.**

7 1. As used in this section, "bump stock" means a conversion kit, a tool, an accessory, or
8 a device used to alter the rate of fire of a firearm to mimic automatic weapon fire or
9 which is used to increase the rate of fire to a faster rate than is possible for a person to
10 fire a semiautomatic firearm unassisted by a kit, tool, accessory, or device.

11 2. A person may not import into the state, transfer, distribute, sell, possess, or give to
12 another person a bump stock.

13 3. A person who violates this section is guilty of a class C felony. Upon arrest of that
14 person, law enforcement shall seize the bump stock. Upon a conviction under this
15 section, law enforcement shall destroy the bump stock.

16 **SECTION 3. LEGISLATIVE MANAGEMENT STUDY.** During the 2019-20 interim, the
17 legislative management shall study the impact of raising the minimum age to purchase or
18 possess a firearm from eighteen to twenty-one. The legislative management shall report its
19 findings and recommendations, together with any legislation required to implement the
20 recommendations, to the sixty-seventh legislative assembly.