

Sixty-fifth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2139

Introduced by

Senators O. Larsen, Clemens, Vedaa

Representatives M. Ruby, Toman

1 A BILL for an Act to create and enact a new subdivision to subsection 2 of section 62.1-02-05 of
2 the North Dakota Century Code, relating to possession of a firearm at a publicly owned or
3 operated building; and to amend and reenact section 62.1-04-04 of the North Dakota Century
4 Code, relating to producing a concealed weapon license upon request.

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

6 **SECTION 1.** A new subdivision to subsection 2 of section 62.1-02-05 of the North Dakota
7 Century Code is created and enacted as follows:

8 A state elected official while the official is at a publicly owned or operated
9 building, if the official possesses a valid North Dakota concealed weapons
10 license and maintains the same level of firearms proficiency as is required by the
11 peace officer standards and training board for law enforcement officers. Only a
12 law enforcement agency may issue a proficiency certificate under this
13 subdivision.

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.