AN ACT to amend and reenact subsection 4 of section 12.1-25-01, subsection 1 of section 12.1-25-02, subsection 1 of section 12.1-25-03, and section 12.1-25-04 of the North Dakota Century Code, relating to riot offenses; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 4 of section 12.1-25-01 of the North Dakota Century Code is amended and reenacted as follows:

4. The offense is a class CB felony if it is under subdivision b of subsection 1 and the riot involves one hundred or more persons. Otherwise it is a class A misdemeanor C felony.

SECTION 2. AMENDMENT. Subsection 1 of section 12.1-25-02 of the North Dakota Century Code is amended and reenacted as follows:

1. A person is guilty of a class CB felony if he:
   a. Knowingly supplies a firearm, dangerous weapon, or destructive device for use in a riot;
   b. Teaches another to prepare or use a firearm, dangerous weapon, or destructive device with intent that any such thing be used in a riot; or
   c. While engaging in a riot, is knowingly armed with a firearm, dangerous weapon, or destructive device.

SECTION 3. AMENDMENT. Subsection 1 of section 12.1-25-03 of the North Dakota Century Code is amended and reenacted as follows:

1. A person is guilty of a class BA misdemeanor if he engages in a riot, as defined in section 12.1-25-01.

SECTION 4. AMENDMENT. Section 12.1-25-04 of the North Dakota Century Code is amended and reenacted as follows:


A person is guilty of a class BA misdemeanor if, during a riot as defined in section 12.1-25-01, or when one is immediately impending, he disobey a reasonable public safety order to move, disperse, or refrain from specified activities in the immediate vicinity of the riot. A public safety order is an order designed to prevent or control disorder, or promote the safety of persons or property, issued by the senior law enforcement official on the scene.

SECTION 5. EMERGENCY. This Act is declared to be an emergency measure.
This certifies that the within bill originated in the House of Representatives of the Sixty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1426 and that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 63 Nays 27 Absent 4

This certifies that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 35 Nays 10 Absent 2

Received by the Governor at _______ M. on ____________________________, 2017.

Approved at _______ M. on ____________________________, 2017.

Filed in this office this __________day of ____________________________, 2017, at _______ o’clock _______ M.