

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2168**

Introduced by

Senators Kreun, Larson, J. Roers

Representatives Ista, O'Brien

1 A BILL for an Act to amend and reenact subsection 2 of section 15-10-17 of the North Dakota
2 Century Code, relating to jurisdiction and authority of law enforcement officers employed by
3 institutions of higher education.

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

5 **SECTION 1. AMENDMENT.** Subsection 2 of section 15-10-17 of the North Dakota Century
6 Code is amended and reenacted as follows:

7 2. Authorize the employment of law enforcement officers having jurisdiction on property
8 owned or leased by the state board of higher education to enforce laws and
9 regulations at its institutions, or as otherwise provided in this subsection.

10 a. A law enforcement officer employed by North Dakota state university has
11 jurisdiction on all property owned or leased by the state board of higher education
12 and property on and within the boundaries of the intersection of nineteenth
13 avenue north and Dakota drive south to eighth avenue north, eighth avenue north
14 east to tenth street north, tenth street north north to nineteenth avenue north,
15 nineteenth avenue north west to Dakota drive.

16 b. A law enforcement officer employed by the university of North Dakota has
17 jurisdiction on all property owned or leased by the state board of higher education
18 and property on and within the boundaries of the intersection of demers avenue
19 and north fifty-fifth street, north fifty-fifth street north to university avenue,
20 university avenue east to north forty-second street, north forty-second street
21 north to gateway drive, gateway drive east to north columbia road, north
22 columbia road south to tenth avenue north, tenth avenue north east to north
23 twenty-fifth street, north twenty-fifth street south to sixth avenue north, sixth
24 avenue north east to north twentieth street, north twentieth street south to fifth

1 avenue north, fifth avenue north west to north twenty-third street, north
2 twenty-third street south to university avenue, university avenue east to north
3 twenty-first street, north twenty-first street south to dyke avenue, dyke avenue
4 east to north washington street, north washington street south to demers avenue,
5 and demers avenue west to north fifty-fifth street. Jurisdiction under this
6 subdivision includes Grand Forks international airport.

7 c. A law enforcement officer employed by the North Dakota state college of science
8 has jurisdiction on all property owned or leased by the state board of higher
9 education and property on and within the boundaries of the intersection of
10 seventh avenue north and eleventh street north, eleventh street north to sixteenth
11 avenue north, sixteenth avenue north west to fourth street north, and fourth street
12 north south to seventh avenue north.

13 d. A law enforcement officer employed by an institution under the control of the state
14 board of higher education who is in "~~hot~~fresh pursuit" may continue beyond the
15 jurisdictional boundaries of each institution to make an arrest, in compliance with
16 a warrant or without a warrant under the conditions of section 29-06-15, if
17 obtaining the aid of peace officers having jurisdiction beyond that limit would
18 cause a delay permitting escape. As used in this subdivision, "~~hot~~fresh pursuit"
19 ~~means the immediate pursuit of a person who is endeavoring to avoid arrest~~has
20 the same meaning as in section 29-06-07.

21 e. The state board of higher education may enter a joint powers agreement with a
22 political subdivision to enable law enforcement from the political subdivision and
23 law enforcement from the institution to provide secondary response to each other
24 outside the jurisdictional boundaries provided in this subsection.

25 f. Notwithstanding any other provision of law or joint powers agreement, any
26 misdemeanor or felony violation of law occurring in or on property owned or
27 leased by the state board of higher education or within the extraterritorial
28 jurisdiction must be filed in district court unless the primary law enforcement
29 officer involved is not employed by the state board of higher education. An
30 infraction or noncriminal offense occurring in or on property owned or leased by

Sixty-seventh
Legislative Assembly

- 1 the state board of higher education or within the extraterritorial jurisdiction may
- 2 be filed in municipal court.