

Sixty-eighth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1256

Introduced by

Representatives Murphy, Frelich, Jonas, Kempenich, D. Ruby, Schauer, Schreiber-Beck,
Strinden

Senator Wanzek

1 A BILL for an Act to create and enact a new section to chapter 12.1-11 of the North Dakota
2 Century Code, relating to false allegations of sexual harassment or discrimination; and to
3 provide a penalty.

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

5 **SECTION 1.** A new section to chapter 12.1-11 of the North Dakota Century Code is created
6 and enacted as follows:

7 **False allegation of sexual harassment or discrimination.**

- 8 1. A person is guilty of a class C felony if that person makes an allegation of sexual
9 harassment or of discrimination based on sex, gender, sexual orientation, race,
10 disability, or religious affiliation against an individual under the policy of a public
11 institution and the allegation is found to be false and frivolous.
- 12 2. A person is guilty of a class C felony if that person makes an allegation of sexual
13 harassment or of discrimination based on sex, gender, sexual orientation, race,
14 disability, or religious affiliation against an individual under title IX of the Education
15 Amendments of 1972 [Pub. L. 92-318; 20 U.S.C. 1681 et seq.] and the allegation is
16 found to be false and frivolous.
- 17 3. A public official is guilty of a class B misdemeanor if the official willfully encourages an
18 individual to file a false and frivolous allegation under subsection 1 or 2.