

Fifty-fifth  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1079**

Introduced by

Representatives Carlisle, DeKrey, Klein, Martinson

Senators Robinson, Nalewaja

1 A BILL for an Act to create and enact a new section to chapter 12.1-23 of the North Dakota  
2 Century Code, relating to the penalty for unauthorized use of a law enforcement officer's  
3 firearm.

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

5 **SECTION 1.** A new section to chapter 12.1-23 of the North Dakota Century Code is  
6 created and enacted as follows:

7 **Disarming or attempting to disarm a law enforcement officer.** Notwithstanding  
8 subdivision d of subsection 2 of section 12.1-23-05, a person is guilty of a class B felony if,  
9 without the consent of the law enforcement officer, the person willfully takes or removes, or  
10 attempts to take or remove, a firearm from a law enforcement officer engaged in the  
11 performance of official duties.