

PROPOSED AMENDMENTS TO SENATE BILL NO. 2035

Page 1, line 4, after "reenact" insert "subsection 4 of section 12.1-20-02," remove the second "and", and after the third comma insert "subsection 1 of section 12.1-31-01,"

Page 1, line 6, after "offenses" insert "and disorderly conduct"

Page 1, after line 8, insert:

**"SECTION 1. AMENDMENT.** Subsection 4 of section 12.1-20-02 of the North Dakota Century Code is amended and reenacted as follows:

4. "Sexual contact" means any touching, whether or not through the clothing or other covering, of the sexual or other intimate parts of the person, or the penile ejaculation or ejaculate or emission of urine or feces upon any part of the person, for the purpose of arousing or satisfying sexual or aggressive desires."

Page 2, line 1, after the underscored comma insert "solicits with the intent to engage in,"

Page 2, line 4, overstrike ", or is guilty of a class C felony if the adult is at least twenty-two years of"

Page 2, line 5, overstrike "age and the", remove "victim", and overstrike "is a minor fifteen years of age or older"

Page 2, line 6, overstrike "a person under the age of fifteen years" and insert immediately thereafter "with the intent"

Page 2, line 7, overstrike "or sexual contact" and insert immediately thereafter "with a minor under age fifteen or engages in or causes another to engage in a sexual act when the adult is at least twenty-two years of age and the victim is a minor fifteen years of age or older,"

Page 2, line 17, after "a" insert "person the adult believes to be a"

Page 2, line 18, after "a" insert "person the adult believes to be a"

Page 2, line 23, after the first "the" insert "adult reasonably believes the"

Page 4, after line 9, insert:

**"SECTION 7. AMENDMENT.** Subsection 1 of section 12.1-31-01 of the North Dakota Century Code is amended and reenacted as follows:

1. An individual is guilty of a class B misdemeanor if, with intent to harass, annoy, or alarm another person or in reckless disregard of the fact that another person is harassed, annoyed, or alarmed by the individual's behavior, the individual:
  - a. Engages in fighting, or in violent, tumultuous, or threatening behavior;

- b. Makes unreasonable noise;
- c. In a public place, uses abusive or obscene language, knowingly exposes that individual's penis, vulva, or anus, or makes an obscene gesture;
- d. Obstructs vehicular or pedestrian traffic, or the use of a public facility;
- e. Persistently follows a person in or about a public place or places;
- f. While loitering in a public place for the purpose of soliciting sexual contact, the individual solicits the contact;
- g. Creates a hazardous, physically offensive, or seriously alarming condition by any act that serves no legitimate purpose; or
- h. Engages in harassing conduct by means of intrusive or unwanted acts, words, or gestures that are intended to adversely affect the safety, security, or privacy of another person."

Renumber accordingly