

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1504

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new section to chapter 12-63 of the North Dakota Century Code, relating to tribal police officers; and to amend and reenact subsection 3 of section 12-63-01 of the North Dakota Century Code, relating to the definition of peace officer for purposes of the peace officer standards and training board.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 3 of section 12-63-01 of the North Dakota Century Code is amended and reenacted as follows:

3. "Peace officer" means a public servant authorized by law or by government agency or branch, which includes a federally recognized Indian tribe in this state, to enforce the law and to conduct or engage in investigations of violations of the law.

SECTION 2. A new section to chapter 12-63 of the North Dakota Century Code is created and enacted as follows:

Tribal peace officers. A peace officer who is a member of a police force of a tribal government who becomes licensed through the North Dakota law enforcement center is subject to the rules and procedures as provided in this chapter. A peace officer who is a member of a police force of a tribal government may act off reservation in a law enforcement capacity if the officer is a graduate of the law enforcement center or equivalent law enforcement training center or academy. If the tribal peace officer is a graduate of a non-North Dakota law enforcement center, the officer must show proficiency with North Dakota law to be licensed. A tribal peace officer may not act off reservation unless there is an agreement between the state or political subdivision and the tribe of which the tribal peace officer is a member governing the actions of the tribal peace officer off reservation. A tribal peace officer acting off reservation pursuant to an agreement with the state or political subdivision is liable for any act or omission of the officer."

Renumber accordingly