

**HOUSE BILL NO. 1049**

Introduced by

Legislative Council

(Public Safety Committee)

1 A BILL for an Act to amend and reenact section 12-63-04 of the North Dakota Century Code,  
2 relating to the duty of the peace officer standards and training board to establish minimum  
3 certification standards for special operations.

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

5 **SECTION 1. AMENDMENT.** Section 12-63-04 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **12-63-04. Board - Powers - Duties - Authority.** The board shall administer,  
8 coordinate, and enforce the provisions of this chapter, evaluate the qualifications of applicants,  
9 and approve the examinations for licensing under this chapter.

10 1. The board shall:

11 a. Prescribe the criteria for certification of basic, advanced, and specialized  
12 peace officer training curriculum, instructors, and schools;

13 b. Certify curriculum, instructors, schools, and officers that have met the training  
14 certification criteria;

15 c. Establish the curriculum for basic and advanced peace officer training; ~~and~~

16 d. Prescribe minimum standards of sidearm training and certification for peace  
17 officers before they may carry a sidearm; and

18 e. In consultation with the bureau of criminal investigation, prescribe the  
19 minimum certification standards and continuing education requirements for all  
20 special operations units that operate under the authority of local law  
21 enforcement agencies in the state. As used in this subdivision, "special  
22 operations units" includes special weapons and tactics units, crisis negotiation  
23 teams, dive and rescue teams, bomb squads, and police working dog units.

- 1           2.   The board shall keep records and minutes necessary to carry out its functions.  
2           The board may:
- 3           a.   Issue subpoenas, examine witnesses, administer oaths, and investigate  
4           allegations of practices violating the provisions of this chapter or rules  
5           adopted by the board.
- 6           b.   Examine, under oath, any applicant for licensing.
- 7           c.   Examine, under oath, any licensed peace officer during a hearing to suspend,  
8           revoke, or to not renew a license of a peace officer.
- 9           d.   Adopt rules relating to the professional conduct of peace officers and to  
10          implement the requirements of this chapter, including rules relating to  
11          professional licensure, continuing education, and ethical standards of  
12          practice, for persons holding a license to practice peace officer duties.