

Sixty-second
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1249

Introduced by

Representatives Koppelman, Beadle, Kingsbury, Steiner, Delmore

Senator J. Lee

1 A BILL for an Act to amend and reenact section 12.1-20-12.2 of the North Dakota Century
2 Code, relating to surreptitious intrusion.

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

4 **SECTION 1. AMENDMENT.** Section 12.1-20-12.2 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12.1-20-12.2. Surreptitious intrusion.**

7 1. An individual, with the intent to arouse, appeal to, or gratify that individual's lust,
8 passions, or sexual desires, is guilty of a class A misdemeanor if that individual does
9 any of the following:

10 a. With intent to intrude upon or interfere with the privacy of another, enters upon
11 another's property and surreptitiously gazes, stares, or peeps ~~in the window or~~
12 ~~any other aperture of~~into a house or place of dwelling of another.

13 b. With intent to intrude upon or interfere with the privacy of another, enters upon
14 another's property and surreptitiously installs or uses any device for observing,
15 photographing, recording, amplifying, or broadcasting sounds or events ~~through~~
16 ~~the window or any other aperture of~~from a house or place of dwelling of another.

17 c. With intent to intrude upon or interfere with the privacy of the occupant,
18 surreptitiously gazes, stares, or peeps ~~in the window or other aperture of~~into a
19 tanning booth, a sleeping room in a hotel, or other place where a reasonable
20 individual would have an expectation of privacy and has exposed or is likely to
21 expose that individual's intimate parts or has removed the clothing covering the
22 immediate area of the intimate parts.

23 d. With intent to intrude upon or interfere with the privacy of the occupant,
24 surreptitiously installs or uses any device for observing, photographing,

- 1 recording, amplifying, or broadcasting sounds or events ~~through the window or~~
2 ~~other aperture off~~from a tanning booth, a sleeping room in a hotel, or other place
3 where a reasonable individual would have an expectation of privacy and has
4 exposed or is likely to expose that individual's intimate parts or has removed the
5 clothing covering the immediate area of the intimate parts.
- 6 2. A person is guilty of a class C felony if the person violates subsection 1 after a
7 previous conviction for violating subsection 1, after a previous conviction for violating
8 section 12.1-20-12.1, or after being required to register under section 12.1-32-15.