

**Fifty-fifth Legislative Assembly, State of North Dakota, begun in the Capitol in the City of Bismarck, on Monday, the sixth day of January, one thousand nine hundred and ninety-seven**

HOUSE BILL NO. 1451  
(Representatives Devlin, Froseth, Kunkel, Nelson, Weisz)  
(Senator Andrist)

AN ACT to amend and reenact section 53-02-08 of the North Dakota Century Code, relating to public dances, music festivals, or public concerts.

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

**SECTION 1. AMENDMENT.** Section 53-02-08 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**53-02-08. Officer of law to be in attendance at public dance, music festival, or public concert.** The sheriff in any county in which any public dance, music festival, or public concert is held outside of an incorporated city, and the chief peace officer of the city where the dance, music festival, or public concert is held within the limits of a city, ~~shall~~ may police ~~such the~~ dance, music festival, or public concert so that law and order are there maintained. The sheriff or the chief peace officer shall determine the number, if any, of deputy sheriffs, special officers, or licensed private security officers needed to police the dance, music festival, or public concert properly. The person conducting ~~any such the~~ dance, music festival, or public concert, before the dance, music festival, or public concert is held, shall pay to ~~such the~~ sheriff, peace officer, or licensed private security provider the expense of any deputy sheriff, special officer, or licensed private security officer required for the proper policing of ~~such the~~ dance, music festival, or public concert, and no ~~such~~ dance, music festival, or public concert may be permitted to proceed unless ~~such the~~ officer or officers are present and ~~the fees therefor~~ are paid. The holding of ~~such a~~ dance, music festival, or public concert without giving notice ~~thereof of the~~ dance, music festival, or public concert to the sheriff of the county or the peace officer of the city, and without making provision for the policing ~~thereof of the~~ dance, music festival, or public concert, is unlawful. No person, directly or indirectly interested or concerned in the giving, holding, or conducting of ~~such a~~ public dance, music festival, or public concert, or connected with the person conducting the same, is eligible to appointment under this section as a special officer.

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

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Chief Clerk of the House

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Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1451.

House Vote:      Yeas    93      Nays    2      Absent    2

Senate Vote:    Yeas    49      Nays    0      Absent    0

\_\_\_\_\_  
Chief Clerk of the House

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 1997.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 1997.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 1997,  
at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State