

Fifty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1309

Introduced by

Representatives R. Kelsch, Huether, Stenehjem

Senators Holmberg, Robinson

1 A BILL for an Act to amend and reenact section 49-10.1-05 of the North Dakota Century Code,
2 relating to the authority, jurisdiction, and powers of railroad police.

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

4 **SECTION 1. AMENDMENT.** Section 49-10.1-05 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **49-10.1-05. ~~Security officers~~ Railroad police.** ~~Security officers hired by railroads,~~
7 ~~station agents, train crews, and trackmen~~ Railroad police officers who are designated by a
8 railroad to be licensed under the laws of this state, while engaged in their employment with the
9 railroad ~~shall~~ have the authority of a "law enforcement officer" pursuant to subsection ~~48~~ 17 of
10 section 12.1-01-04 for the purpose of arresting any person committing a felony on railroad
11 property or associated with railroad equipment, or to arrest a person committing a misdemeanor
12 involving railroad property or relating to persons or property being transported by the railroad, or
13 awaiting transportation by the railroad, and ~~shall further~~ have the power of removing an
14 individual from a train who has no right to be there, or who is engaging in a conduct prohibited
15 by title 12.1. ~~Persons so arrested shall be forthwith turned over to local or county law~~
16 ~~enforcement officers.~~