

**FIRST ENGROSSMENT
with Senate Amendments**

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1086

Introduced by

Judiciary Committee

(At the request of the Private Investigative and Security Board)

1 A BILL for an Act to amend and reenact section 62.1-02-04 of the North Dakota Century Code,
2 relating to a private security officer's possession of a firearm in a retail liquor establishment or
3 gaming site; and to declare an emergency.

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

5 **SECTION 1. AMENDMENT.** Section 62.1-02-04 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **62.1-02-04. Possession of firearm or dangerous weapon in liquor establishment**
8 **or gaming site prohibited - Penalty - Exceptions.** Any person who enters or remains in that
9 part of the establishment that is set aside for the retail sale in an establishment engaged in the
10 retail sale of alcoholic beverages or used as a gaming site while in the possession of a firearm
11 or dangerous weapon is guilty of a class A misdemeanor. This section does not apply to:

- 12 1. A law enforcement officer.
- 13 2. The proprietor.
- 14 3. The proprietor's employee.
- 15 4. A designee of the proprietor when the designee is displaying an unloaded firearm
16 or dangerous weapon as a prize or sale item in a raffle or auction.
- 17 5. Private security personnel while on duty for the purpose of delivering or receiving
18 moneys used at the liquor establishment or gaming site.

19 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.