

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2210

Introduced by

Senators Nelson, Lyson, Oehlke

Representatives Hawken, Pinkerton, Potter

1 A BILL for an Act to amend and reenact section 12.1-17-09 of the North Dakota Century Code,
2 relating to the killing or injury of a law enforcement support animal; and to provide a penalty.

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

4 **SECTION 1. AMENDMENT.** Section 12.1-17-09 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12.1-17-09. Killing or injury of ~~certified~~, law enforcement support ~~dog~~ animal -**

7 **Definition - Penalty.**

8 1. A person is guilty of a class ~~A misdemeanor~~ C felony and is subject to a civil
9 penalty of up to ten thousand dollars if that person willfully and unjustifiably kills,
10 shoots, tortures, torments, beats, kicks, strikes, mutilates, disables, or otherwise
11 injures a ~~certified~~, law enforcement support ~~dog~~ animal.

12 2. A person is guilty of a class A misdemeanor and is subject to a civil penalty of up
13 to five thousand dollars if that person willfully:

14 a. Harasses, taunts, or provokes a law enforcement support animal;

15 b. Interferes with a law enforcement support animal while the animal is working;
16 or

17 c. Interferes with the individual handling the animal.

18 3. For purposes of this section, "~~certified~~, law enforcement support ~~dog~~ animal"
19 means any ~~dog~~ animal used by or on behalf of a law enforcement officer in the
20 performance of the officer's functions and duties, including crowd control,
21 corrections, arson investigation, or search and rescue, regardless of whether the
22 ~~dog~~ animal is on or off duty.

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- 1 4. This section does not apply to a law enforcement officer or a veterinarian who
2 terminates the life of a ~~certified~~, law enforcement support ~~dog~~ animal to relieve the
3 ~~dog~~ animal of undue suffering and pain.