

**FIRST ENGROSSMENT
with Senate Amendments
ENGROSSED HOUSE BILL NO. 1329**

Introduced by

Representatives Dahl, R. Kelsch, Mock

Senators Miller, Sitte, Warner

1 A BILL for an Act to amend and reenact sections 29-04-02 and 29-04-03 of the North Dakota
2 Century Code, relating to statute of limitations in possession of stolen property or services.

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

4 **SECTION 1. AMENDMENT.** Section 29-04-02 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **29-04-02. Prosecution for felony other than murder within three years.**

7 Except as otherwise provided by law, a prosecution for any felony other than murder must
8 be commenced within three years after its commission. Prosecution of felony offenses under
9 chapter 12.1-23 must be commenced within the later of three years of commission of the last
10 act that is an element of the offense, three years of discovery of the stolen property, or three
11 years of discovery of the loss of the property or services. Nothing in this section prevents a
12 person prosecuted for murder from being found guilty of any included offense and punished
13 accordingly.

14 **SECTION 2. AMENDMENT.** Section 29-04-03 of the North Dakota Century Code is
15 amended and reenacted as follows:

16 **29-04-03. Prosecution for misdemeanor or infraction within two years.**

17 A prosecution of a misdemeanor or infraction, except as otherwise provided by law, must be
18 commenced within two years after its commission. Prosecution of misdemeanor offenses under
19 chapter 12.1-23 must be commenced within the later of two years of commission of the last act
20 that is an element of the offense, two years of discovery of the stolen property, or two years of
21 discovery of the loss of the property or services.