

HOUSE BILL NO. 1334

Introduced by

Representatives Meier, Delmore, Karls, Klemin, Porter, Steiner

Senators Myrdal, Oehlke, Schaible

1 A BILL for an Act to create and enact a new section to chapter 12.1-20 of the North Dakota
2 Century Code, relating to prohibiting high-risk sexual offenders from residing near schools; and
3 to provide a penalty.

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

5 **SECTION 1.** A new section to chapter 12.1-20 of the North Dakota Century Code is created
6 and enacted as follows:

7 **SexualHigh-risk sexual offender residence near schools prohibited.**

8 1. ~~A sexual offender, as defined in section 12.1-32-15~~An individual assessed as a
9 high-risk sexual offender in accordance with subsection 12 of section 12.1-32-15, may
10 ~~not reside or loiter~~ within five hundred feet [152.4 meters] of a ~~childcare facility or~~
11 ~~provider, or a~~ public or nonpublic preschool or elementary, middle, or high school ~~if the~~
12 ~~sexual offender:~~

13 ~~a. Has pled guilty or been found guilty of or has been adjudicated delinquent of a~~
14 ~~class A misdemeanor or felony sexual offense against a minor;~~

15 ~~b. Is required to register under section 12.1-32-15 or equivalent law of another~~
16 ~~state;~~

17 ~~c. Is a sexually dangerous individual as defined in 25-03.3-01; or~~

18 ~~d. Has been assessed as a high-risk sexual offender in accordance with~~
19 ~~subsection 12 of 12.1-32-15.~~

20 2. As used in this section:

21 ~~a. "Reside" "reside"~~ means to live permanently or be situated for a considerable
22 ~~time in a home or a particular place.~~

23 ~~b. "Loiter" means to be dilatory, to stand idly around, to linger, delay, or wander~~
24 ~~about, or to remain, abide, or tarry in a public place.~~

- 1 | 3. A violation of this section is a class A misdemeanor.