



# North Dakota Chiefs of Police Association

Working together to make safe communities throughout North Dakota

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Mandan, ND

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**To:** Senate Majority Leader David Hogue  
Senator Diane Larson (Chair, Senate Judiciary Committee)  
House Majority Leader Mike Lefor  
Representative Lawrence Klemin (Chair, House Judiciary Committee)

**From:** The Chiefs of Police Association of North Dakota

**Date:** January 24, 2023

**Re:** Request Support of SB2107

The members of the Chiefs of Police Association of North Dakota strongly support the Attorney General's targeted tough on violent crime agenda in SB2107 to help make North Dakota a safer place for everyone and to address the escalating violence in our state. This bill sends a clear message to violent offenders and crime victims that North Dakota will hold offenders accountable for their crimes.

First, the bill creates presumed sentences of:

- 14 days in jail for preventing arrest when the individual creates a substantial risk of bodily injury to a law enforcement officer or another individual.
- 30 days in jail for simple assault on a police officer, correctional institution employee, employee of the state hospital, a person engaged in a judicial proceeding, a firefighter, an EMS provider, or an emergency department worker.
- 30 days in jail for fleeing from a police officer in a motor vehicle.

For any of these offenses, the Court has discretion to provide for a lesser sentence if the Court provides the reasoning for departure in writing. If you talk to any law enforcement officer in the state, he or she would likely tell you that there has been a substantial increase in assaults on police officers and fleeing from police officers in recent years.

The bill also eliminates presumed probation for offenders serving sentences for preventing arrest, simple assault on a police officer, and fleeing from a police office in a motor vehicle.

The bill also creates a class B felony for discharging a firearm at an inhabited dwelling or camper and adds selected provisions to the list of individuals not allowed to possess a firearm. Those provisions are similar to what is in existing federal law.

Finally, the bill creates mandatory minimum sentences for felony crimes of violence and trafficking when those crimes involve a firearm.

The Chiefs of Police respectfully request you support SB 2107 and join them in fighting for a safer North Dakota.


Respectfully,



Chief Jason J. Ziegler  
President of the COPAND



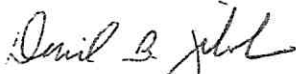
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