

**HOUSE BILL NO. 1341**

Introduced by

Representatives Heinert, Bosch, Lefor, McLeod, Meier, Porter

Senators Axtman, Cleary, Dever, Larson

1 A BILL for an Act to amend and reenact section 12.1-17-01 of the North Dakota Century Code,  
2 relating to simple assault; and to provide a penalty.

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

4 **SECTION 1. AMENDMENT.** Section 12.1-17-01 of the North Dakota Century Code is  
5 amended and reenacted as follows:

6 **12.1-17-01. Simple assault.**

7 1. A person is guilty of an offense if that person:

8 a. Willfully causes bodily injury to another human being; or

9 b. Negligently causes bodily injury to another human being by means of a firearm,  
10 destructive device, or other weapon, the use of which against a human being is  
11 likely to cause death or serious bodily injury.

12 2. The offense is:

13 a. A class C felony when the victim is a peace officer or correctional institution  
14 employee acting in an official capacity, which the actor knows to be a fact; an  
15 employee of the state hospital acting in the course and scope of employment,  
16 which the actor knows to be a fact, and the actor is an individual committed to or  
17 detained at the state hospital pursuant to chapter 25-03.3; a person engaged in a  
18 judicial proceeding; or a member of a municipal or volunteer fire department or  
19 emergency medical services personnel unit, or emergency department worker or  
20 hospital worker in the performance of the member's duties.

21 b. A class B misdemeanor except as provided in subdivision a.