

Sixty-ninth
Legislative Assembly
of North Dakota

**HOUSE BILL NO. 1341
with Senate Amendments**

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, engaged in essential patient care, in the performance of the
21 member's duties.

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