

FIRST ENGROSSMENT

ENGROSSED HOUSE BILL NO. 1226

Introduced by

Representatives Klemin, Heinert, D. Johnston, Motschenbacher, Porter, Rohr

Senators Axtman, Cory, Larson, Paulson

1 A BILL for an Act to amend and reenact section 12.1-31-15 of the North Dakota Century Code,
2 relating to wearing a mask in a public place.

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

4 **SECTION 1. AMENDMENT.** Section 12.1-31-15 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12.1-31-15. Wearing of masks during commission of criminal offense prohibited.**

- 7 1. An individual may not wear a mask, hood, or other device that covers, hides, or
8 conceals any portion of that individual's face:
- 9 a. With the intent to intimidate, threaten, abuse, or harass any other individual;
 - 10 b. For the purpose of evading or escaping discovery, recognition, or identification
11 during the commission of a criminal offense; ~~or~~
 - 12 c. For the purpose of concealment, flight, or escape when the individual has been
13 charged with, arrested for, or convicted of a criminal offense; or
 - 14 d. With the intent to conceal the identity of the individual while congregating in a
15 public place with other individuals wearing a mask, hood, or other device that
16 covers, hides, or conceals any portion of the individual's face, despite a law
17 enforcement request to unmask.
 - 18 2. Subdivision d of subsection 1 does not apply to public gatherings to celebrate
19 Halloween, a masquerade, or other similar celebration.
 - 20 3. A violation of this section is a class A misdemeanor.