

SENATE BILL NO. 2426

Introduced by

Senators Trenbeath, Lyson, Traynor

Representatives Klemin, Kretschmar, Mahoney

1 A BILL for an Act to amend and reenact section 12.1-09-04 of the North Dakota Century Code,
2 relating to harassment of and communication with jurors; and to provide a penalty.

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

4 **SECTION 1. AMENDMENT.** Section 12.1-09-04 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12.1-09-04. Harassment of and communication with jurors.**

7 1. A person is guilty of a class A misdemeanor if, with intent to influence the official
8 action of another as juror, ~~he~~ that person communicates with ~~him~~ the juror orally or
9 by means of a sound broadcasting or transmitting device, other than as part of the
10 proceedings in a case, or harasses or alarms ~~him~~ the juror. A person is guilty of a
11 class A misdemeanor if, with the intent to harass or annoy a former juror because
12 of the verdict returned by the jury or the participation of the juror in the verdict, that
13 person communicates directly or indirectly with the juror in a manner that
14 intimidates the juror or conveys a threat of injury or damage to the juror's property
15 or person. Conduct directed against the juror's spouse or other relative residing in
16 the same household with the juror shall be deemed conduct directed against the
17 juror.

18 2. In this section, "juror" means a grand juror or a petit juror and includes a person
19 who has been drawn or summoned to attend as a prospective juror, and any
20 referee, arbitrator, umpire, or assessor authorized by law to hear and determine
21 any controversy.