

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1472

Page 1, line 1, after "12.1-20" insert ", a new subsection to section 12.1-20-05, and a new subsection to section 12.1-20-12.1"

Page 1, line 2, after the semicolon insert "to amend and reenact subsection 14 of section 12.1-32-15 of the North Dakota Century Code, relating to liability of school officials;"

Page 1, line 9, after "of" insert "or has been adjudicated delinquent of", replace "sex" with "sexual", and after "minor" insert "or is required to register under section 12.1-32-15 or equivalent law of another state"

Page 1, line 10, replace "loiter near or" with "knowingly"

Page 1, line 11, after "school" insert ", except as provided in this section"

Page 1, line 13, remove "if the school board of a public school or the governing entity"

Page 1, remove line 14

Page 2, after line 8, insert:

e. The offender is a student at the school.

f. The offender is attending a religious service at the school while the school is not in session.

SECTION 2. A new subsection to section 12.1-20-05 of the North Dakota Century Code is created and enacted as follows:

An adult who commits a violation of subsection 1 within fifty feet [15.24 meters] of or on the real property comprising a public or private elementary or high school is guilty of a class C felony. An adult who commits a violation of subsection 2 within fifty feet [15.24 meters] of or on the real property comprising a public or private elementary or high school is guilty of a class B felony.

SECTION 3. A new subsection to section 12.1-20-12.1 of the North Dakota Century Code is created and enacted as follows:

A person who commits a violation of subsection 1 within fifty feet [15.24 meters] of or on the real property comprising a public or private elementary or high school is guilty of a class C felony. A person who commits a violation of subsection 2 within fifty feet [15.24 meters] of or on the real property comprising a public or private elementary or high school is guilty of a class B felony.

SECTION 4. AMENDMENT. Subsection 14 of section 12.1-32-15 of the North Dakota Century Code is amended and reenacted as follows:

14. A state officer, law enforcement agency, or school district or any appointee, officer, or employee of those entities is not subject to civil or criminal

liability for making risk determinations, allowing a sexual offender to attend a school function under section 1 of this Act, or for disclosing or for failing to disclose information as permitted by this section."

Renumber accordingly