

**FIRST ENGROSSMENT
with Senate Amendments
ENGROSSED HOUSE BILL NO. 1221**

Introduced by

Representatives Rick C. Becker, Johnston, Kiefert, Louser, Schreiber-Beck

Senators Luick, Robinson

1 A BILL for an Act to amend and reenact subsection 4 of section 12-60-07 and section 12-63-04
2 of the North Dakota Century Code, relating to powers, duties, and functions of the bureau of
3 criminal investigation and powers and duties of the peace officer standards and training board.

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

5 **SECTION 1. AMENDMENT.** Subsection 4 of section 12-60-07 of the North Dakota Century
6 Code is amended and reenacted as follows:

7 4. The bureau shall assist the sheriffs and other peace officers in establishing a system
8 for the apprehension of criminals and detection of crime. The assistance must include
9 offering guidelines and training for the proper handling of confidential informants.

10 **SECTION 2. AMENDMENT.** Section 12-63-04 of the North Dakota Century Code is
11 amended and reenacted as follows:

12 **12-63-04. Board - Powers - Duties - Authority.**

13 The board shall administer, coordinate, and enforce the provisions of this chapter, evaluate
14 the qualifications of applicants, and approve the examinations for licensing under this chapter.

15 1. The board shall:

16 a. Prescribe the criteria for certification of basic, advanced, and specialized peace
17 officer training curriculum, instructors, and schools;

18 b. Certify curriculum, instructors, schools, and officers that have met the training
19 certification criteria;

20 c. Establish the curriculum for basic and advanced peace officer training; and

21 d. Prescribe minimum standards of sidearm training and certification for peace
22 officers before they may carry a sidearm.

23 2. The board shall keep records and minutes necessary to carry out its functions. The
24 board may:

- 1 a. Issue subpoenas, examine witnesses, administer oaths, and investigate
2 allegations of practices violating the provisions of this chapter or rules adopted by
3 the board.
- 4 b. Examine, under oath, any applicant for licensing.
- 5 c. Examine, under oath, any licensed peace officer during a hearing to suspend,
6 revoke, or to not renew a license of a peace officer.
- 7 d. ~~Adopt rules relating to the professional conduct of peace officers and to~~
8 ~~implement the requirements of this chapter, including rules relating to~~
9 ~~professional licensure, continuing education, and ethical standards of practice,~~
10 ~~for persons holding a license to practice peace officer duties.~~
- 11 3. The board shall adopt rules relating to the professional conduct of licensed peace
12 officers and to implement the requirements of this chapter, including rules:
- 13 a. Relating to professional licensure and continuing education;
- 14 b. Establishing ethical standards of practice; and
- 15 c. Establishing standards for proper confidential informant handling procedures and
16 setting limits on officer conduct in recruiting an individual to operate as a
17 confidential informant.