

Sixty-seventh
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1383

Introduced by

Representatives Becker, Dockter, Kasper, Nehring, Rohr, M. Ruby, Steiner

Senators Elkin, Kannianen, Meyer, Wobbema

1 A BILL for an Act to create and enact a new section to chapter 62.1-01 of the North Dakota
2 Century Code, relating to the limitation on enforcing or providing assistance regarding violations
3 of federal firearm laws; and to declare an emergency.

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

5 **SECTION 1.** A new section to chapter 62.1-01 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Federal firearms laws - Limitations on enforcement.**

8 1. As used in this section, "firearm accessory" means an item used in conjunction with or
9 mounted on a firearm but is not essential to the basic function of a firearm. The term
10 includes a detachable firearm magazine.

11 2. An agency or political subdivision of the state and a law enforcement officer or
12 individual employed by an agency or political subdivision of the state may not provide
13 assistance to a federal agency or official or act independently with respect to the
14 investigation, prosecution, or enforcement of a violation of a federal statute, order,
15 rule, or regulation purporting to regulate a firearm, firearm accessory, or firearm
16 ammunition unless:

17 a. The federal agency appeals to the federal district court of the ~~county~~ federal
18 district in which the violation or possible violation occurred or would occur and the
19 court finds probably cause that a national security threat exists;

20 b. The violation also is a violation under this title; or

21 c. The violation also is a violation of chapter 12.1-17.

22 3. This section does not prohibit an agency or political subdivision of the state or a law
23 enforcement officer or individual employed by an agency or political subdivision of the

1 state from providing assistance to a federal agency or official for an offense not related
2 to firearms.

3 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.