

**Sixty-eighth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 3, 2023**

SENATE BILL NO. 2138
(Senators Rummel, Sickler)
(Representatives Lefor, Steiner)

AN ACT to amend and reenact section 40-18-05 of the North Dakota Century Code, relating to municipal judges.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 40-18-05 of the North Dakota Century Code is amended and reenacted as follows:

40-18-05. Municipal judge is conservator of the peace ~~–Powers on Sunday restricted.~~

The municipal judge within the judge's city shall be a conservator of the peace and shall have power to bring persons before the municipal judge ~~forthwith for trial~~which are charged with violations of municipal ordinances. The municipal judge's court shall be open ~~every day except Sundays~~determined by the city to hear and determine cases cognizable before the municipal judge. ~~The municipal judge shall perform no official act on Sunday but may receive complaints, issue process, take bail, and receive verdicts.~~

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-eighth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2138.

Senate Vote: Yeas 47 Nays 0 Absent 0

House Vote: Yeas 90 Nays 2 Absent 2

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2023.

Approved at _____ M. on _____, 2023.

Governor

Filed in this office this _____ day of _____, 2023,

at _____ o'clock _____ M.

Secretary of State