

FIRST ENGROSSMENT

ENGROSSED HOUSE BILL NO. 1555

Introduced by

Representative Hoverson

1 A BILL for an Act to create and enact a new section to chapter 54-09 of the North Dakota
2 Century Code, relating to statements of ownership filed with the secretary of state; and to
3 provide a penalty.

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

5 **SECTION 1.** A new section to chapter 54-09 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Statement of ownership - Secretary of state to forward certain filings - Penalty.**

- 8 1. An organization that is required to register with the secretary of state also shall file a
9 statement with the secretary of state certifying whether the organization is a foreign
10 organization of concern. An organization required to file a statement under this section
11 shall file the statement simultaneously with the articles of incorporation, articles of
12 organization, certificate of authority, or other organization registration document
13 required by the secretary of state.
- 14 2. If the secretary of state discovers any filing in which the statement of ownership was
15 falsified and the filing violates section 47-01-09 or chapter 47-10.1, the secretary of
16 state shall forward the filing to the attorney general.
- 17 3. If the attorney general determines a violation occurred, the attorney general may
18 prosecute the action in the district court of the county in which the registered agent of
19 the organization is located or in Burleigh County.
- 20 4. An organization that willfully violates this section is guilty of a class B misdemeanor.
- 21 5. As used in this section:

- 1 a. "Foreign country of concern" means a regime or a government identified as a
2 foreign adversary under title 15, Code of Federal Regulations, part 791.4(a) or a
3 person identified on the office of foreign assets control sanctions list.
4 b. "Foreign organization of concern" means an organization domiciled or formed
5 within a foreign country of concern.