

Sixty-ninth
Legislative Assembly
of North Dakota

FIRST ENGROSSMENT

ENGROSSED HOUSE BILL NO. 1194

Introduced by

Representatives Vetter, Christianson, Murphy, Dockter, Hauck, D. Johnston, Koppelman,
Jonas, Motschenbacher

Senators Paulson, Luick

1 A BILL for an Act to amend and reenact section 12.1-11-03 of the North Dakota Century Code,
2 relating to false information or false reports to law enforcement; and to provide a penalty.

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

4 **SECTION 1. AMENDMENT.** Section 12.1-11-03 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12.1-11-03. False information or report to law enforcement officers or security**
7 **officials.**

8 A person

9 1. An individual is guilty of a class A misdemeanor if that ~~person~~individual:

10 4. a. Gives false information or a false report to a law enforcement officer which that
11 ~~person~~individual knows to be false, and the information or report may interfere
12 with an investigation or may materially mislead a law enforcement officer; or

13 2. b. Falsely reports to a law enforcement officer or other security official the
14 occurrence of a crime of violence or other incident calling for an emergency
15 response when that ~~person~~individual knows ~~that~~ the incident did not occur.

16 "Security official" means a public servant responsible for averting or ~~dealing~~
17 ~~with~~handling emergencies involving public safety.

c) Falsely identifies or refuses to identify themselves upon request by a law enforcement officer under the following circumstances:

- i. The officer ^{having probable cause to suspect} ~~reasonably suspects~~ the individual is committing, has committed, or is about to commit a criminal offense.
- ii. The officer ^{having probable cause to suspect} ~~reasonably suspects~~ the individual is committing or has committed an infraction offense.
- iii. The officer ^{having probable cause to suspect} ~~reasonably suspects~~ the individual is committing or has committed a non-criminal offense.

18 2. An on duty law enforcement officer having probable cause to suspect an individual has
19 provided a false report to a law enforcement officer or security official shall report the
20 information to the state's attorney of the county in which the violation occurs.

