

**Sixty-third Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 8, 2013**

HOUSE BILL NO. 1241
(Representatives B. Koppelman, Dosch, Heller, Karls, K. Koppelman, Looyen, Ruby, Rust)
(Senators Armstrong, Sitte, Sorvaag, Unruh)

AN ACT to amend and reenact section 62.1-02-04 of the North Dakota Century Code, relating to a firearm or dangerous weapon in a gaming site.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 62.1-02-04 of the North Dakota Century Code is amended and reenacted as follows:

62.1-02-04. Possession of firearm or dangerous weapon in liquor establishment ~~or gaming site prohibited~~ - Penalty - Exceptions.

1. ~~Any person~~An individual who enters or remains in that part of the establishment that is set aside for the retail sale ~~in an establishment engaged in the retail sale~~ of alcoholic beverages or used as a gaming site at which bingo is the primary gaming activity while in the possession of a firearm or dangerous weapon is guilty of a class A misdemeanor.
2. This section does not apply to:
 - 1-a. A law enforcement officer.
 - 2-b. The proprietor.
 - 3-c. The proprietor's employee.
 - 4-d. A designee of the proprietor when the designee is displaying an unloaded firearm or dangerous weapon as a prize or sale item in a raffle or auction.
 - 5-e. Private security personnel while on duty for the purpose of delivering or receiving moneys used at the liquor establishment or at the gaming site at which bingo is the primary gaming activity.
 - f. The restaurant part of an establishment if an individual under twenty-one years of age is not prohibited in that part of the establishment.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-third Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1241.

House Vote: Yeas 85 Nays 0 Absent 9

Senate Vote: Yeas 39 Nays 6 Absent 2

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2013.

Approved at _____ M. on _____, 2013.

Governor

Filed in this office this _____ day of _____, 2013,

at _____ o'clock _____ M.

Secretary of State