

**HOUSE BILL NO. 1479**

Introduced by

Representatives Cory, Christensen, Dyk, Koppelman, M. Ruby

Senators Boehm, Clemens, Larsen, Luick, Magrum, Paulson

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 restrictions on the possession, use, and manufacture of knives; and to  
3 amend and reenact subsection 1 of section 62.1-01-01 of the North Dakota Century Code,  
4 relating to the definition of dangerous weapon.

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

6 **SECTION 1. AMENDMENT.** Subsection 1 of section 62.1-01-01 of the North Dakota  
7 Century Code is amended and reenacted as follows:

8 1. "Dangerous weapon" includes any ~~switchblade or gravity knife, machete, scimitar,~~  
9 ~~stiletto, sword, dagger, or knife with a blade of five inches [12.7 centimeters] or more;~~  
10 any throwing star, nunchaku, or other martial arts weapon; any billy, blackjack, sap,  
11 bludgeon, cudgel, metal knuckles, or sand club; any slungshot; any bow and arrow,  
12 crossbow, or spear; any weapon that will expel, or is readily capable of expelling, a  
13 projectile by the action of a spring, compressed air, or compressed gas, including any  
14 such weapon, loaded or unloaded, commonly referred to as a BB gun, air rifle, or CO2  
15 gun; and any projector of a bomb or any object containing or capable of producing and  
16 emitting any noxious liquid, gas, or substance. "Dangerous weapon" does not include  
17 a spray or aerosol containing CS, also known as ortho-chlorobenzamalonitrile; CN,  
18 also known as alpha-chloroacetophenone; or other irritating agent intended for use in  
19 the defense of an individual, nor does the term include a device that uses voltage for  
20 the defense of an individual, unless the device uses a projectile and voltage or the  
21 device uses a projectile and may be used to apply multiple applications of voltage  
22 during a single incident, then the term includes the device for an individual who is  
23 prohibited from possessing a firearm under this title.

1       **SECTION 2.** A new section to chapter 62.1-01 of the North Dakota Century Code is created  
2 and enacted as follows:

3       **Limitation on authority of political subdivision regarding knives.**

- 4       1. As used in this section "knife" means a cutting instrument with a sharpened or pointed  
5       blade.
- 6       2. A political subdivision may not enact any ordinance, rule, or tax relating to the  
7       transportation, possession, carry, sale, transfer, purchase, gift, devise, licensure,  
8       registration, or use of a knife or knifemaking components. All such existing rules or  
9       ordinances are void.
- 10      3. A political subdivision may not enact any rule or ordinance relating to the manufacture  
11      of a knife which is more restrictive than any rule or ordinance relating to the  
12      manufacture of any other commercial good. All such existing rules or ordinances are  
13      void.