

SENATE BILL NO. 2302

Introduced by

Senators D. Larson, Cook, Nelson

Representatives Beadle, Karls, Roers Jones

1 A BILL for an Act to amend and reenact sections 12.1-29-07, 54-12-01.1, and 54-12-28 of the
2 North Dakota Century Code, relating to the offender education program, online publication of
3 eminent domain information, and twenty-four seven program records and statistics; and to
4 repeal section 19-03.1-44 of the North Dakota Century Code, relating to a drug use status and
5 trends report.

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

7 **SECTION 1. AMENDMENT.** Section 12.1-29-07 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **12.1-29-07. (~~Effective January 1, 2016 through July 31, 2017~~) Offender education**
10 **program.**

11 A sentence for an offense under section 12.1-29-06 may include an order for the offender to
12 participate in an offender education program on the negative consequences of the commercial
13 sex industry, including health and legal consequences and the impact on communities,
14 survivors, spouses, and children. The court may order the offender to pay the cost of the
15 offender education program.

16 **SECTION 2. AMENDMENT.** Section 54-12-01.1 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **54-12-01.1. Attorney general to ~~prepare~~publish eminent domain pamphlets -- Copy to-**
19 **landowner information.**

20 The attorney general, with the cooperation of appropriate state agencies, shall ~~prepare~~
21 ~~pamphlets in readable format~~publish online information describing the eminent domain laws of
22 this state. The ~~pamphlets~~information must include the reasons for condemnation, the
23 procedures followed by condemnors as defined by section 32-15-01, how citizens may
24 influence the condemnation process, and the rights of property owners and citizens affected by

1 condemnation. ~~The attorney general shall make copies of the pamphlets available to all~~
2 ~~condemnors who must be charged a price for the pamphlets sufficient to recover the costs of~~
3 ~~production. A condemnor shall present a copy of the pamphlet to~~notify a property owner ~~prior~~
4 ~~to~~of the available online information before making an offer to purchase and initiating a
5 condemnation action.

6 **SECTION 3. AMENDMENT.** Section 54-12-28 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **54-12-28. Twenty-four seven sobriety program guidelines and, program fees, and**
9 **records.**

- 10 1. The attorney general, in cooperation with law enforcement, the judiciary, the
11 department of corrections and rehabilitation, and the traffic safety division of the
12 department of transportation, may develop guidelines, policies, and procedures to
13 administer the twenty-four seven sobriety program and to test offenders to enforce
14 compliance with the sobriety program, including sobriety testing twice per day seven
15 days per week, electronic monitoring, including home surveillance and remote
16 electronic alcohol monitoring, urine testing and drug patch testing, and to establish
17 program fees, all of which are not subject to chapter 28-32.
- 18 2. To assist in monitoring the status of the twenty-four seven sobriety program, the
19 attorney general may gather program records and statistics. Agencies or companies
20 participating in the twenty-four seven program shall provide record and statistic
21 information requested by the attorney general within thirty days of the request.

22 **SECTION 4. REPEAL.** Section 19-03.1-44 of the North Dakota Century Code is repealed.