

Introduced by

Representatives Klemin, Norland, Thorpe

Senators Seymour, Trenbeath, Triplett

1 A BILL for an Act to create and enact a new section to chapter 19-03.1 of the North Dakota  
2 Century Code, relating to bail bonds.

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

4 **SECTION 1.** A new section to chapter 19-03.1 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Bail - Additional conditions of release.** A court shall impose as a condition of release  
7 or bail that a person who has been arrested upon a felony violation of this chapter or chapter  
8 19-03.4 not use a controlled substance without a valid prescription from a licensed medical  
9 practitioner and that the person submit to a medical examination or other reasonable random  
10 testing for the purpose of determining the person's use of a controlled substance. The court  
11 shall order the frequency of the random testing and the location at which random testing must  
12 occur. The court shall provide notice to the selected provider of the required examination or  
13 testing. The provider shall notify the court of the examination or testing results, if any, and shall  
14 notify the court if the individual fails to appear for the examination or testing. The testing must  
15 be at the individual's own cost unless the court makes a specific finding on the record that the  
16 payment of testing costs by the individual will result in an undue hardship.