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

SENATE BILL NO. 2181 (Senators J. Lee, Armstrong, Miller, Poolman, Heckaman) (Representative Thoreson)

AN ACT to amend and reenact subsection 1 of section 12.1-32-07 of the North Dakota Century Code, relating to supervision of defendants for domestic violence offenses.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 1 of section 12.1-32-07 of the North Dakota Century Code is amended and reenacted as follows:

When the court imposes probation upon conviction for a felony, the court shall place the defendant under the supervision and management of the department of corrections and rehabilitation. In class A misdemeanor cases, except for a violation of subdivision b of subsection 2 of section 12.1-17-01, the court may place the defendant under the supervision and management of the department of corrections and rehabilitation or other responsible party. In all other cases, the court may place the defendant under the supervision and management of a community corrections program other than the department of corrections and rehabilitation. If an appropriate community corrections program is not reasonably available, the court may place the defendant under the supervision and management of the department of corrections and rehabilitation. The department of corrections and rehabilitation may arrange for the supervision and management of the defendant by a community corrections program selected by the department of corrections and rehabilitation. A community corrections program means a program for the supervision of a defendant, including monitoring and enforcement of terms and conditions of probation set by the court or pursuant to a conditional release from the physical custody of a correctional facility or the department of corrections and rehabilitation.

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	Preside	ent of the Senate		Speaker of the House Chief Clerk of the House	
	Secreta	ary of the Senate			
		I originated in the cords of that body		xty-third Legislative on 2181.	Assembly of North
Senate Vote:	Yeas 47	Nays 0	Absent 0		
House Vote:	Yeas 93	Nays 0	Absent 1		
				Secretary of the Secret	enate
Received by the Governor atM. on					, 2013.
Approved atM. on					, 2013.
				Governor	
Filed in this office thisday of					, 2013,
at o	'clock	_M.			
				Secretary of State	