

# FORNICATION

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## CHAPTER 159.

[S. B. No. 317—Committee on Judiciary.]

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### FORNICATION.

AN ACT to Define the Crime of Fornication and Providing Punishment Therefor.

*Be it Enacted by the Legislative Assembly of the State of North Dakota:*

§ 1. Every male and female person who are not married to each other who shall have voluntary sexual intercourse are separately guilty of the crime of fornication. A female under eighteen years of age and under age of consent fixed in Section 9563 which defines the crime of rape, is nevertheless by her voluntary intercourse guilty of fornication as herein defined. Any person over eighteen years of age violating any of the provisions of this Act shall be punished by a fine of not more than \$100.00 or by imprisonment in the county jail not to exceed thirty days or by both such fine and imprisonment. When any person under eighteen years of age is accused of said crime, such minor shall be proceeded against under the provisions of Chapter 23 of the Code of Criminal Procedure of the Compiled Laws of North Dakota for 1913 and Acts amendatory thereof.

Upon proof of the marriage of the guilty parties at any time before conviction, the prosecution under this Section shall be dismissed.

Approved, March 8, 1915.