

Fifty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1089

Introduced by

Representative Carlisle

1 A BILL for an Act to amend and reenact section 12.1-32-09.1 of the North Dakota Century
2 Code, relating to sentencing of violent offenders.

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

4 **SECTION 1. AMENDMENT.** Section 12.1-32-09.1 of the 1995 Supplement to the
5 North Dakota Century Code is amended and reenacted as follows:

6 **12.1-32-09.1. Sentencing of violent offenders.** Any offender who is convicted of a
7 crime in violation of section 12.1-16-01, 12.1-16-02, 12.1-17-02, 12.1-18-01, subdivision a of
8 subsection 1 or subdivision b of subsection 2 of section 12.1-20-03, section 12.1-22-01,
9 subdivision b of subsection 2 of section 12.1-22-02, or an attempt to commit the offenses, and
10 who receives a sentence of imprisonment is not eligible for release from confinement on any
11 basis until eighty-five percent of the sentence imposed by the court has been served or the
12 sentence is commuted. In the case of an offender who is sentenced to a term of life
13 imprisonment with opportunity for parole under subsection 1 of section 12.1-32-01, the term
14 "sentence imposed" means the life expectancy of the offender on the date of sentencing
15 computed by reference to recognized mortality tables. Notwithstanding this section, an offender
16 sentenced under subsection 1 of section 12.1-32-01 may not be eligible for parole until the
17 requirements of that subsection have been met.