

SENATE BILL NO. 2181

Introduced by

Senators Olafson, Lyson, Schneider

Representatives Damschen, Klemin, Monson

1 A BILL for an Act to amend and reenact section 14-10-06 of the North Dakota Century Code,
2 relating to mitigating factors for contributing to the consumption or possession of alcoholic
3 beverages by a minor.

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

5 **SECTION 1. AMENDMENT.** Section 14-10-06 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **14-10-06. Unlawful to encourage or contribute to the deprivation or delinquency of**
8 **minor - Penalty.**

- 9 1. Any individual who by any act willfully encourages, causes, or contributes to the
10 delinquency or deprivation of any minor is guilty of a class A misdemeanor.
- 11 2. Any individual who by any act willfully encourages, causes, or contributes to the
12 deprivation of a child less than sixteen years of age by causing that child to engage in
13 sexual conduct as defined under section 12.1-27.2-01, in any play, motion picture,
14 photograph, dance, or other visual representation is guilty of a class C felony.
- 15 3. If an individual is convicted of this section for encouraging, causing, or contributing to
16 the consumption or possession of alcoholic beverages by ~~an individual under~~
17 ~~twenty-one years of age~~ a minor, the court shall consider the following in mitigation:
 - 18 a. After consuming the alcohol, the underage individual was in need of medical
19 assistance as a result of consuming alcohol; and
 - 20 b. Within twelve hours after the underage individual consumed the alcohol, the
21 defendant contacted law enforcement or emergency medical personnel to report
22 that the underage individual was in need of medical assistance as a result of
23 consuming alcohol.

