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Sixty-fourth Legislative Assembly of North Dakota

## SECOND ENGROSSMENT with House Amendments REENGROSSED SENATE BILL NO. 2284

Introduced by

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Senators Nelson, Anderson, Grabinger

Representatives Boschee, Delmore, Maragos

1 A BILL for an Act to create and enact section 23-16-16 of the North Dakota Century Code, 2 relating to hospital treatment of victims of sexual assault; and to provide a penalty. 3 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA: 4 SECTION 1. Section 23-16-16 of the North Dakota Century Code is created and enacted as 5 follows: 6 Treatment of victims of sexual assault. 7 As used in this section: 8 "Hospital" means an entity required to obtain a license under section 23-16-01. a. 9 "Sexual assault" has the same meaning as provided under section 12.1-20-07. b. 10 "Victim of sexual assault" means an individual who: <u>C.</u> 11 States a sexual assault has been committed against the individual; (1) 12 <u>(2)</u> Is accompanied by another individual who states a sexual assault has been 13 committed against the accompanied individual; or 14 (3) An individual who hospital personnel or a sexual assault nurse examiner 15 have reason to believe is a victim of sexual assault. 16 A hospital may not require a victim of sexual assault to submit to a forensic <u>2.</u> 17 examination or to report the alleged sexual assault to law enforcement. 18 <u>3.</u> A hospital without staff specially trained to perform a sexual assault forensic 19 examination may coordinate with a community-based sexual assault nurse examiner 20 nurse program or develop a sexual assault examiner nurse program to ensure all

transmitted infection treatment receive that examination or treatment.

victims of sexual assault who want a sexual assault forensic examination or sexually