

Fifty-fifth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1049

Introduced by

Legislative Council

(Criminal Justice Committee)

(Representatives Stenehjem, Mahoney, Kliniske, R. Kelsch, Bernstein)
(Senator Nalewaja)

- 1 A BILL for an Act to amend and reenact section 12.1-35-04 of the North Dakota Century Code,
2 relating to limits on child testimony.

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

4 **SECTION 1. AMENDMENT.** Section 12.1-35-04 of the 1995 Supplement to the North
5 Dakota Century Code is amended and reenacted as follows:

6 **12.1-35-04. Limits on interviews and testimony.** The prosecuting attorney, the
7 court, and appropriate law enforcement personnel ~~shall~~, to the extent possible, shall protect the
8 victim or witness from the psychological damage of repeated or lengthy ~~interrogation~~ interview,
9 testimony, or discovery proceedings while preserving the rights of the public, the victim, and the
10 person charged with the violation.