

Fifty-fifth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1084

Introduced by

Representatives Carlisle, DeKrey, Mahoney

Senator Nalewaja

1 A BILL for an Act to amend and reenact subsection 9 of section 39-20-07 of the North Dakota
2 Century Code, relating to testimony on testing for driving while intoxicated.

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

4 **SECTION 1. AMENDMENT.** Subsection 9 of section 39-20-07 of the 1995 Supplement
5 to the North Dakota Century Code is amended and reenacted as follows:

6 9. Notwithstanding any statute or rule to the contrary, ~~the~~ a defendant who has been
7 found to be indigent by the court in any the criminal proceeding at issue may
8 subpoena, without cost to the defendant, the person who conducted the chemical
9 analysis referred to in this section to testify at the trial on the issue of the amount of
10 alcohol, drugs, or a combination thereof in the defendant's blood, breath, saliva, or
11 urine at the time of the alleged act.