

SENATE BILL NO. 2362

Introduced by

Senators Kilzer, O'Connell, Wanzek

Representatives Boehm, Kerzman

1 A BILL for an Act to create and enact two new sections to chapter 12.1-16 of the North Dakota
2 Century Code, relating to the prevention of assisted suicide.

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

4 **SECTION 1.** A new section to chapter 12.1-16 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Civil damages.** Any person given standing under section 12.1-16-05 or the person who
7 would have committed suicide, in the case of an attempt, may maintain a claim for relief for
8 compensatory and punitive damages against any person who violates or attempts to violate
9 section 12.1-16-04. Prior knowledge of the violation or attempt by the plaintiff does not
10 preclude a claim for relief under this section.

11 **SECTION 2.** A new section to chapter 12.1-16 of the North Dakota Century Code is
12 created and enacted as follows:

13 **Suspension or revocation of license of health care provider.** If the person who
14 assists in a suicide in violation of section 12.1-16-04 is a person who is licensed, certified, or
15 otherwise authorized by the law of this state to administer health care in the ordinary course of
16 business or professional practice, the licensing agency that issued the license or certification to
17 that person may suspend or revoke the license or certification of that person upon receipt of:

- 18 1. A copy of the record of criminal conviction or plea of guilty to a felony in violation of
19 section 12.1-16-04;
- 20 2. A copy of the record of a judgment of contempt of court for violating an injunction
21 issued under section 12.1-16-05; or
- 22 3. A copy of the record of a judgment assessing damages under section 1 of this Act.