## Fifty-ninth Legislative Assembly of North Dakota In Regular Session Commencing Tuesday, January 4, 2005

SENATE BILL NO. 2125
(Judiciary Committee)
(At the request of the Department of Corrections and Rehabilitation)

AN ACT to create and enact a new section to chapter 12-59 of the North Dakota Century Code, relating to establishment and modification of parole expiration dates.

## BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

**SECTION 1.** A new section to chapter 12-59 of the North Dakota Century Code is created and enacted as follows:

Establishment and modification of parole expiration dates. The parole board shall establish parole expiration dates in all parole cases. The parole board may not establish an initial parole expiration date that is earlier than the expiration date of the parolee's court-imposed sentence, less sentence reduction received under chapter 12-54.1. The length of the period of parole may not be extended more than five years for a felony and two years for a misdemeanor beyond the date that the court-imposed sentence would have otherwise expired had parole not been granted. The parole board may allow a parolee to earn performance-based parole reduction at the rate of up to five days per month in accordance with performance criteria established by the parole board. The board may terminate a parolee's supervision at any time earlier than the established date of release from parole if the parole board determines that early termination of supervision is warranted and termination of supervision is in the interest of justice. The parole board may not terminate supervision for a parolee who has a life sentence with opportunity for parole earlier than five years from the established date of release on parole.

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|                                  | President of the Senate |                      |                        |                          |                     | Speaker of the House              |  |
|----------------------------------|-------------------------|----------------------|------------------------|--------------------------|---------------------|-----------------------------------|--|
|                                  | Secretary of the Senate |                      |                        |                          |                     | Chief Clerk of the House          |  |
| This certifies<br>Dakota and     | s that th<br>is know    | ne withi<br>vn on th | n bill ori<br>e record | ginated ir<br>ds of that | n the Se<br>body as | enate of the F<br>s Senate Bill I | Fifty-ninth Legislative Assembly No. 2125. |
| Senate Vote                      | e: Y                    | ⁄eas                 | 45                     | Nays                     | 0                   | Absent                            | 2  |
| House Vote                       | : Y                     | eas (                | 85                     | Nays                     | 0                   | Absent                            | 9  |
|                                  |                         |                      |                        |                          |                     |                                   | tary of the Senate, 2005, 2005.            |
|                                  |                         |                      |                        |                          |                     | Gove                              | rnor                                       |
| Filed in this office this day of |                         |                      |                        |                          | f                   |                                   | , 2005                                     |
| at                               | _ o'clocl               | k                    | M.                     |                          |                     |                                   |  |
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