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

HOUSE BILL NO. 1287 (Representatives Delmore, Boehning, Charging) (Senators Bercier, Dever, Lyson)

AN ACT to create and enact a new section to chapter 19-03.1 of the North Dakota Century Code, relating to ingesting a controlled substance; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new section to chapter 19-03.1 of the North Dakota Century Code is created and enacted as follows:

Ingesting a controlled substance - Venue for violation - Penalty. A person who intentionally ingests, inhales, or otherwise takes into the body a controlled substance, unless the substance was obtained directly from a practitioner or pursuant to a valid prescription or order of a practitioner while acting in the course of the practitioner's professional practice, is guilty of a class A misdemeanor. The venue for a violation of this section exists in either the jurisdiction in which the controlled substance was ingested, inhaled, or otherwise taken into the body or the jurisdiction in which the controlled substance was detected in the body of the accused.

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House Vote:	Yeas	91	Nays	0	Absent	3	
Senate Vote:	Yeas	44	Nays	0	Absent	3	
					Chief	Clerk of the	House
Received by the Governor at M. on							, 2005.
Approved at	N	l. on					, 2005.
					Gove	rnor	
Filed in this office this day of							, 2005,
at o'	clock	M.					
					Secre	etary of State	Э