

Introduced by

Senator Armstrong

1 A BILL for an Act to amend and reenact subsection 7 of section 39-08-01 of the North Dakota
2 Century Code, relating to the twenty-four seven sobriety program.

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

4 **SECTION 1. AMENDMENT.** Subsection 7 of section 39-08-01 of the North Dakota Century
5 Code is amended and reenacted as follows:

6 7. As used in this title, participation in the twenty-four seven sobriety program under
7 chapter 54-12 means compliance with sections 54-12-27 through 54-12-31, and
8 requires sobriety breath testing twice per day seven days per week or electronic
9 alcohol monitoring, urine testing, or drug patch testing. The offender is responsible for
10 all twenty-four seven sobriety program fees and the court may not waive the fees. For
11 purposes of this section:

12 a. The twenty-four seven sobriety program is a condition of probation and a court
13 may not order participation in the program as part of the sentence; and

14 b. For the purposes of duration requirements under this section, the court may
15 credit the offender for the time between the offense and the criminal conviction
16 during which that offender was enrolled in the twenty-four seven sobriety
17 program.