

HOUSE BILL NO. 1453

Introduced by

Representatives Schneider, Bahl, Conmy, Hanson, Klemin, Roers Jones, Satrom

Senators Braunberger, Dwyer, Mathern

1 A BILL for an Act to create and enact a new section to chapter 29-08 of the North Dakota
2 Century Code, relating to a uniform bail schedule initiative; and to provide for a legislative
3 management report.

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

5 **SECTION 1.** A new section to chapter 29-08 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Supreme court uniform bail schedule initiative - Report.**

- 8 1. The supreme court shall establish a uniform bail schedule to apply when an individual
9 has been taken into custody and has not yet appeared before the district court for
10 violationsa violation of a state offensesoffense to achieve substantial uniformity of bail
11 in district court.
- 12 2. The uniform bail schedule must be established in cooperation with the district court.
- 13 3. When establishing the uniform bail schedule, the supreme court shall consider the
14 following factors when setting the standard amount of bail:
- 15 a. Maintaining public safety;
- 16 b. The severity of the offense justifying the bail amount;
- 17 c. The need to assure defendants appear for court hearings;
- 18 d. Equal treatment within the judicial system;
- 19 e. Constitutional limits and requirements related to bail;
- 20 f. Prohibiting excessive bail; and
- 21 g. Any other factors considered by the supreme court to be relevant.
- 22 4. The supreme court may adjust the standard bail amounts established by the uniform
23 bail schedule as needed or when requested by the district court.
- 24 5. The uniform bail schedule must be implemented by August 1, 2024.

- 1 6. Before September 1, 2024, the supreme court shall provide a report to the legislative
- 2 management regarding the implementation of the uniform bail schedule and the
- 3 standard amount of bail for each state offense.