

Sixty-fifth
Legislative Assembly
of North Dakota

Introduced by

(_____)

A BILL for an Act to amend and reenact section 12-59-08 of the North Dakota Century Code relating to parole.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 12-59-08 of the North Dakota Century Code is amended and reenacted as follows.

§ 12-59-08. ~~Emergency~~Medical paroles

The parole board may ~~consider whether grant~~ an inmate may receive an emergency a medical parole at a meeting scheduled by the chairman, including inmates sentenced under subsection 1 of section 12.1-32-01 with the opportunity for parole, notwithstanding the limitations on parole eligibility under sections 12.1-32-02.1 and 12.1-32-09.1, if the inmate has a serious or terminal medical condition. ~~The board may request the inmate to personally appear before the board before the board makes a decision whether to grant the inmate an emergency parole. The board may grant or deny an emergency parole, or grant a conditional emergency parole, or continue its consideration to another meeting. Two members of the parole board may grant emergency parole, subject to terms and conditions of emergency parole that may be established by the two members of the parole board, or by the department of corrections and rehabilitation with the approval of the parole board. An inmate who receives an emergency parole remains under the jurisdiction of the parole board until the expiration of the maximum term or terms of imprisonment for which the inmate was sentenced, less any sentence reduction the inmate has received.~~