

**Sixty-second Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2011**

SENATE CONCURRENT RESOLUTION NO. 4001
(Legislative Management)
(Commission on Alternatives to Incarceration)

A concurrent resolution directing the Legislative Management to study the imposition of fees by courts at sentencing and other fees that are imposed upon offenders.

WHEREAS, in 2007 the Legislative Assembly created a fifty dollar court supervision fee to be imposed upon an offender sentenced to perform community service; and

WHEREAS, after a study during the 2007-08 interim and a recommendation by the Commission on Alternatives to Incarceration to eliminate the court supervision fee, in 2009 the Legislative Assembly reduced the fee to twenty-five dollars; and

WHEREAS, during the 2009-10 interim, the Commission on Alternatives to Incarceration was informed the court supervision fee frequently either is not imposed as required or is waived because the fee is low on the hierarchy of fees required to be imposed by courts; and

WHEREAS, in addition to over 10 fees that courts may impose on offenders, offenders may be subject to other fees for participation in court-ordered programs; and

WHEREAS, a study of all fees imposed upon offenders may address the effectiveness of the fees, determine the appropriate hierarchy for collection purposes, and determine whether the imposition of the fees is successful in addressing the public purposes for which the fees are imposed;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Legislative Management study the imposition of fees by courts at sentencing and other fees that are imposed upon offenders; and

BE IT FURTHER RESOLVED, that the Legislative Management report its findings and recommendations, together with any legislation required to implement the recommendations, to the Sixty-third Legislative Assembly.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

Filed in this office this _____ day of _____, 2011,
at _____ o'clock _____ M.

Secretary of State