

SENATE BILL NO. 2285

Introduced by

Senators Nething, Lyson, Robinson

Representatives Dahl, Delmore, Skarphol

1 A BILL for an Act to amend and reenact section 12.1-10-05 of the North Dakota Century Code,
2 relating to disobedience of a judicial order; and to declare an emergency.

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

4 **SECTION 1. AMENDMENT.** Section 12.1-10-05 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **12.1-10-05. Disobedience of judicial order.**

- 7 1. ~~A person~~An individual is guilty of a class A misdemeanor if the ~~person~~individual
8 disobeys or resists a lawful temporary restraining order or preliminary or final
9 injunction or other final order, other than for the payment of money, of a court of this
10 state.
- 11 2. Notwithstanding the limitations of section 12.1-32-01, the ~~defendant~~individual may be
12 sentenced to pay a fine in any amount deemed just by the court.
- 13 3. An individual who willfully violates a lawful order of a court of this state requiring the
14 individual to participate in the twenty-four seven sobriety program authorized in
15 sections 54-12-27 through 54-12-31 is guilty of a class B misdemeanor. If a law
16 enforcement officer has reasonable cause to believe an individual has violated a lawful
17 order of a court of this state requiring the person to participate in the twenty-four seven
18 sobriety program, the law enforcement officer may arrest the individual without a
19 warrant and take the individual into custody.

20 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.