Sixty-fourth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2015

SENATE BILL NO. 2250
(Senators J. Lee, Bowman, Robinson)
(Representatives Dockter, Haak, M. Johnson)

AN ACT to amend and reenact sections 12.1-29-02 and 12.1-29-03 of the North Dakota Century Code, relating to facilitating prostitution.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 12.1-29-02 of the North Dakota Century Code is amended and reenacted as follows:

12.1-29-02. Facilitating prostitution.

1. A person is guilty of an offense if ~~he~~the person:

   a. Knowingly solicits a person to patronize a prostitute;

   b. Knowingly procures a prostitute for a patron;

   c. Knowingly leases or otherwise permits a place controlled by the actor, alone or in association with others, to be regularly used for prostitution, promoting prostitution, or facilitating prostitution, or fails to make reasonable effort to abate such use by ejecting the tenant, notifying law enforcement authorities, or taking other legally available means; or

   d. Knowingly induces or otherwise intentionally causes another to remain a prostitute. A person who is supported in whole or substantial part by the proceeds of prostitution, other than the prostitute or the prostitute's minor child or a person whom the prostitute is required by law to support, is presumed to be knowingly inducing or intentionally causing another to remain a prostitute.

2. The offense is a class ~~C~~A felony if the actor intentionally causes another to remain a prostitute by force, coercion, ~~or~~ threat, or deception, or the prostitute is the actor's spouse~~, child,~~ or ward, or a person for whose care, protection, or support ~~he~~the actor is responsible~~, or the prostitute is, in fact, less than sixteen years old~~. Otherwise it is a class ~~A misdemeanor~~C felony.

SECTION 2. AMENDMENT. Section 12.1-29-03 of the North Dakota Century Code is amended and reenacted as follows:

12.1-29-03. Prostitution.

An ~~individual~~adult is guilty of prostitution, a class B misdemeanor, if the ~~individual~~adult:

1. Is an inmate of a house of prostitution or is otherwise engaged in sexual activity as a business;

2. Solicits another person with the intention of being hired to engage in sexual activity; or

3. Agrees to engage in sexual activity with another for money or other items of pecuniary value.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-fourth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2250.

Senate Vote:	Yeas 47	Nays 0	Absent 0
House Vote:	Yeas 91	Nays 1	Absent 2

Secretary of the Senate

Received by the Governor at 8:41 A. M. on April 10, 2015.

Approved at 3:04 P. M. on April 13, 2015.

Governor

Filed in this office this 13 day of April, 2015,

at 4:37 o'clock P M.

Secretary of State