

**Sixty-seventh Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 5, 2021**

HOUSE BILL NO. 1287  
(Representatives K. Koppelman, Jones, Klemin, Satrom)

AN ACT to create and enact subdivision d to subsection 1 of section 19-03.1-23.1 of the North Dakota Century Code, relating to an enhanced penalty for the death of an individual as a result of a drug overdose; and to provide a penalty.

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

**SECTION 1.** Subdivision d of subsection 1 of section 19-03.1-23.1 of the North Dakota Century Code is created and enacted as follows:

- d. The defendant sells, distributes, delivers, or conspires to deliver a controlled substance to an individual which results in the death of the individual due to the use of that controlled substance and the death of the individual would not have occurred in the absence of the defendant's conduct. This subdivision does not apply to an individual who is immune from prosecution under section 19-03.1-23.4.

*Kim A. Hogreber*  
Speaker of the House

*[Signature]*  
President of the Senate

*Buell J. Reed*  
Chief Clerk of the House

*[Signature]*  
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-seventh Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1287.

House Vote:    Yeas 77                Nays 16                Absent 1

Senate Vote:    Yeas 40                Nays 6                Absent 1

*Buell J. Reed*  
Chief Clerk of the House

Received by the Governor at 9:08 AM. on March 29, 2021.

Approved at 6:32 PM. on March 31, 2021.

*[Signature]*  
Governor

Filed in this office this 1st day of April, 2021,  
at 8:20 o'clock A. M.

*[Signature]*  
Secretary of State