

**Sixty-eighth Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 3, 2023**

HOUSE BILL NO. 1140  
(Representatives Satrom, S. Olson, Schauer, Strinden)  
(Senators Clemens, Conley, Lee)

AN ACT to create and enact a new section to chapter 12.1-20 of the North Dakota Century Code, relating to sexual reproductive imposition; and to provide a penalty.

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

**SECTION 1.** A new section to chapter 12.1-20 of the North Dakota Century Code is created and enacted as follows:

**Sexual reproductive imposition.**

1. As used in this section:
  - a. "Donor" means an individual who donates reproductive material, regardless of whether for personal use or compensation.
  - b. "Egg" means the unfertilized female reproductive cell.
  - c. "Health care provider" means an individual licensed or certified by the state to deliver health care. The term includes an individual licensed to practice medicine or osteopathy under chapter 43-17.
  - d. "Pre-embryo" means the product of fertilization of an egg by a sperm until the appearance of the embryonic axis.
  - e. "Recipient" means an individual who receives reproductive material from a donor.
  - f. "Reproductive material" includes any human egg, pre-embryo, or sperm.
  - g. "Sperm" means the male reproductive cell.
2. A health care provider may not intentionally penetrate the vagina of a recipient with the reproductive material of a donor or any object containing the reproductive material of a donor knowing the recipient has not consented to the use of the reproductive material from that donor.
3. A violation of this section is a class C felony.
4. Notwithstanding section 29-04-02, the applicable period of limitation for prosecution of a violation under this section does not begin to run until the date on which the violation is discovered and reported to law enforcement authorities.

Dennis Johnson  
Speaker of the House

Tammy Miller  
President of the Senate

Buell J. Reek  
Chief Clerk of the House

Shandi Morgan  
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-eighth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1140.

House Vote:      Yeas 93                  Nays 0                  Absent 1

Senate Vote:      Yeas 47                  Nays 0                  Absent 0

Buell J. Reek  
Chief Clerk of the House

Received by the Governor at 8:51 AM on March 31, 2023.

Approved at 12:21 PM on April 4, 2023.

Doug Burgum  
Governor

Filed in this office this 5<sup>th</sup> day of April, 2023,

at 11:32 o'clock A M.

Michael Howe  
Secretary of State