

**SECOND ENGROSSMENT
with House Amendments
REENGROSSED SENATE BILL NO. 2284**

Introduced by

Senators Nelson, Anderson, Grabinger

Representatives Boschee, Delmore, Maragos

1 A BILL for an Act to create and enact section 23-16-16 of the North Dakota Century Code,
2 relating to hospital treatment of victims of sexual assault; and to provide a penalty.

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

4 **SECTION 1.** Section 23-16-16 of the North Dakota Century Code is created and enacted as
5 follows:

6 **Treatment of victims of sexual assault.**

7 1. As used in this section:

8 a. "Hospital" means an entity required to obtain a license under section 23-16-01.

9 b. "Sexual assault" has the same meaning as provided under section 12.1-20-07.

10 c. "Victim of sexual assault" means an individual who:

11 (1) States a sexual assault has been committed against the individual;

12 (2) Is accompanied by another individual who states a sexual assault has been
13 committed against the accompanied individual; or

14 (3) An individual who hospital personnel or a sexual assault nurse examiner
15 have reason to believe is a victim of sexual assault.

16 2. A hospital may not require a victim of sexual assault to submit to a forensic
17 examination or to report the alleged sexual assault to law enforcement.

18 3. A hospital without staff specially trained to perform a sexual assault forensic
19 examination may coordinate with a community-based sexual assault nurse examiner
20 nurse program or develop a sexual assault examiner nurse program to ensure all
21 victims of sexual assault who want a sexual assault forensic examination or sexually
22 transmitted infection treatment receive that examination or treatment.