
AN ACT

To amend 6 CMC, Division 4, Chapter 1 (disposition of criminal offenders - sentencing) by adding new provisions requiring notification of victims of "Crimes Against the Person" when offenders are released from incarceration or given probation or sentences; and for other purposes.

BE IT ENACTED BY THE NORTHERN MARIANAS COMMONWEALTH LEGISLATURE:

1 Section 1. Short Title. This Act may be cited as the "Victim -
2 Notification of Offender's Release Act".

3 Section 2. Amendment. Title 6, CMC, Division 4, Chapter 1 is
4 amended by adding the following new sections:

5 "Section 4117. Definitions. As used in this Chapter:

6 "(1) 'Crimes Against the Person' means any of the
7 offenses described in Title 6, CMC, Division 1, Part 1,
8 Chapters 1 through 4, and includes the attempt to commit any
9 of those offenses.

10 "(2) 'Prisoner' or 'Parolee' means a person who has
11 been convicted of a 'Crime Against the Person'.

12 "(3) 'Victim' means the person who was the victim of
13 the 'Crime Against the Person' for which the prisoner or
14 parolee was convicted.

15 "Section 4118. Notice of Release of Offender.

16 "(1) Whenever:

17 "(i) The Court suspends the sentence of a
18 defendant convicted of a 'Crime Against the Person', or
19 of an attempt to commit such an offense, or places such
20 defendant on probation without requiring the serving of
21 a term of imprisonment;

1 "(ii) A prisoner is placed on parole, placed on
2 work release or released from parole by authorities;

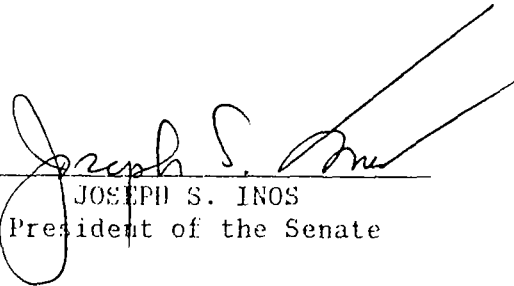
3 "(iii) A prisoner is given final unconditional
4 release from a correctional facility by the Department
5 of Public Safety or other appropriate authority, and
6 when such prisoner has not been paroled or earlier
7 discharged, then 'The Court, or authority, or the
8 Department of Public Safety or other appropriate
9 authority, shall provide written notice to each victim
10 of such offense of the suspension of the sentence,
11 probation, parole, work release, or final unconditional
12 release, as the case may be, of the prisoner or parolee.
13 Notice shall be given to the victim at the latest known
14 address or such other address as may be provided to the
15 court by the victim from time to time.

16 "(b) Neither the failure of any Commonwealth judge,
17 officer, or employee to carry out the requirements of this
18 Section nor compliance with it shall subject the Commonwealth
19 judge, officer, or employee to liability for any civil action.
20 However, such failure may provide a basis for such
21 disciplinary action as may be deemed appropriate by competent
22 authority."

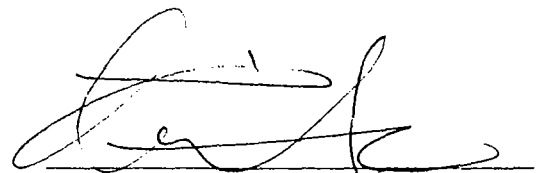
23 Section 3. Severability. If any portion of this Act is held
24 invalid by a court of competent jurisdiction, the remainder of this Act
25 shall not be affected thereby.

1 Section 4. Effective Date. This Act shall take effect upon its
2 approval by the Governor, or upon its becoming law without such approval.

ATTEST:




JOSEPH S. INOS
President of the Senate



EDWARD U. MARATITA
Senate Legislative Secretary

APPROVED JUNE 13th, 1990.



LORENZO I. DE LEON GUERRERO
Governor
Commonwealth of the Northern Mariana Islands