

IN THE SUPREME COURT  
STATE OF NORTH DAKOTA

**AMENDED ORDER OF ADOPTION**

Supreme Court No. 20220065

**Amendments to North Dakota Supreme Court Administrative Rule  
51 Regarding the Applicable Mortality Table**

[¶1] The Court considered amendments to North Dakota Supreme Court Administrative Rule 51 Regarding the Applicable Mortality Table. The proposal is available at <https://www.ndcourts.gov/supreme-court/dockets/20220065>. Individuals who do not have internet access may contact the Office of the Clerk of the Supreme Court to obtain a copy of the proposal. The Court considered the matter, and

[¶2] IT IS HEREBY ORDERED that the amendment to North Dakota Supreme Court Administrative Rule 51 is ADOPTED effective immediately.

[¶3] The Supreme Court of the State of North Dakota convened this 2nd day of March, 2022, with the Honorable Jon J. Jensen, Chief Justice, and the Honorable Gerald W. VandeWalle, the Honorable Daniel J. Crothers, the Honorable Lisa Fair McEvers, the Honorable Jerod E. Tufte, Justices, directing the Clerk of the Supreme Court to enter the above order.

/s/ Petra H. Mandigo Hulm  
Clerk  
North Dakota Supreme Court

RULE 51. SENTENCING OFFENDERS - MORTALITY TABLE

Section 1. Authority and Purpose. In accordance with N.D. Const. art. VI, § 3 and N.D.C.C. § 12.1-32-09.1, the supreme court adopts this administrative rule relating to mortality tables in determining the sentence imposed upon certain offenders.

Section 2. Applicable Mortality Table. In determining the sentence imposed upon a violent offender in accordance with N.D.C.C. § 12.1-32-09.1, the trial court must compute the remaining life expectancy of the offender by reference to Table ~~A~~ B (Expectation of life by age, race, ~~and~~ sex and Hispanic origin) of the United States Life Tables, 2008, included in the National Vital Statistics Reports prepared by the National Center for Health Statistics (Center for Disease Control and Prevention) [https://www.cdc.gov/nchs/products/life\\_tables.htm](https://www.cdc.gov/nchs/products/life_tables.htm).

Section 3. Effective Date. This rule is effective February 9, 2005.

EXPLANATORY NOTE

This rule is effective February 9, 2005; amended effective August 11, 2021.