

Fifty-sixth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1336

Introduced by

Representatives Jensen, S. Kelsh, Sveen

Senator Thane

1 A BILL for an Act to amend and reenact section 39-06.1-06 of the North Dakota Century Code,
2 relating to statutory fees for exceeding the speed limit.

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

4 **SECTION 1. AMENDMENT.** Section 39-06.1-06 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **39-06.1-06. Amount of statutory fees.** The fees required for a noncriminal disposition
7 pursuant to either section 39-06.1-02 or 39-06.1-03 must be as follows:

- 8 1. For a nonmoving violation as defined in section 39-06.1-08, a fee of any amount
9 not to exceed twenty dollars.
- 10 2. For a moving violation as defined in section 39-06.1-09, a fee of twenty dollars,
11 except for:
 - 12 a. A violation of section 39-10-41, 39-10-42, 39-10-46, or 39-10-46.1, a fee of
13 fifty dollars.
 - 14 b. A violation of section 39-10-05 involving failure to yield to a pedestrian or
15 subsection 1 of section 39-10-28, a fee of fifty dollars.
- 16 3. Except as provided in subsection 8 of section 39-06.1-06, for a violation of section
17 39-09-02, or an equivalent ordinance, a fee established as follows:

18 Miles per hour over	
19 lawful speed limit	Fee
20 1 - 5	\$ 5 <u>10</u>
21 6 - 10	\$ 5 <u>10</u> plus \$4 <u>2</u> /each mph over 5 mph over limit
22 11 - 15	\$ 40 <u>20</u> plus \$4 <u>2</u> /each mph over 10 mph over limit
23 16 - 20	\$ 45 <u>30</u> plus \$2 <u>3</u> /each mph over 15 mph over limit
24 21 - 25	\$ 25 <u>45</u> plus \$3 <u>4</u> /each mph over 20 mph over limit

- 1 26 - 35 \$ ~~40~~ 65 plus \$~~3~~ 4/each mph over 25 mph over limit
- 2 36 - 45 \$ ~~70~~ 105 plus \$~~3~~ 4/each mph over 35 mph over limit
- 3 46 + \$~~100~~ 145 plus \$5/each mph over 45 mph over limit
- 4 4. For a violation of section 39-09-01, or an ordinance defining careless driving, a fee
- 5 of thirty dollars.
- 6 5. For a violation of section 39-09-01.1, or an ordinance defining care required in
- 7 driving, a fee of not less than ten dollars nor more than thirty dollars.
- 8 6. Repealed by S.L. 1985, ch. 430, § 4.
- 9 7. For a violation of any traffic parking regulations, except a violation of subsection 10
- 10 of section 39-01-15, on any state charitable or penal institution property or on the
- 11 state capitol grounds, a fee in the amount of five dollars.
- 12 8. On a highway on which the speed limit is a speed higher than fifty-five miles [88.51
- 13 kilometers] an hour, for a violation of section 39-09-02, or an equivalent ordinance,
- 14 a fee established as follows:
- 15 Miles per hour over
- 16 lawful speed limit Fee
- 17 1 - 5 \$ ~~40~~ 20 plus \$~~4~~ 2/each mph over limit
- 18 6 - 10 \$ ~~45~~ 30 plus \$~~2~~ 3/each mph over 5 mph over limit
- 19 11 - 15 \$ ~~25~~ 45 plus \$~~3~~ 4/each mph over 10 mph over limit
- 20 16 - 25 \$ ~~40~~ 65 plus \$~~3~~ 4/each mph over 15 mph over limit
- 21 26 - 35 \$ ~~70~~ 105 plus \$~~3~~ 4/each mph over 25 mph over limit
- 22 36 + \$~~100~~ 145 plus \$5/each mph over 35 mph over limit
- 23 9. For a violation of section 39-21-41.4, a fee not to exceed twenty dollars.