

**Fifty-eighth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 7, 2003**

HOUSE BILL NO. 1255
(Representatives Dosch, Meier, Weiler)
(Senator Dever)

AN ACT to amend and reenact section 39-21-39 of the North Dakota Century Code, relating to windshield tinting.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 39-21-39 of the North Dakota Century Code is amended and reenacted as follows:

39-21-39. Windshield - Must be unobstructed and equipped with wipers - Tinted windows.

1. ~~Every~~ A motor vehicle must be equipped with a windshield. ~~No person~~ An individual may not drive any motor vehicle with any sign, poster, or other nontransparent material upon the front windshield, side wings, or side or rear windows which obstructs the driver's clear view of the highway or any intersecting highway.
2. The windshield on ~~every~~ a motor vehicle must be equipped with a device for cleaning rain, snow, or other moisture from the windshield, which must be ~~so~~ constructed as to be controlled or operated by the driver of the vehicle.
3. ~~Every~~ The windshield wiper upon a motor vehicle must be maintained in good working order.
4. ~~A person~~ An individual may not operate a motor vehicle with any object, material, or tinting displayed, affixed, or applied on the front windshield or any window unless the object, material, or tinting in conjunction with the ~~window or~~ windshield upon which it is displayed, affixed, or applied has a light transmittance of at least seventy percent ~~or the object, material, or tinting in conjunction with a window other than the windshield upon which it is displayed, affixed, or applied has a light transmittance of at least fifty percent.~~ This subsection does not apply to windows behind the operator if the motor vehicle is equipped with outside mirrors on both sides that meet the requirements of section 39-21-38, ~~nor to front side windows displaying transparent sunscreening material as authorized by competent medical authority.~~

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-eighth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1255.

House Vote: Yeas 90 Nays 2 Absent 2

Senate Vote: Yeas 40 Nays 7 Absent 0

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2003.

Approved at _____ M. on _____, 2003.

Governor

Filed in this office this _____ day of _____, 2003,

at _____ o'clock _____ M.

Secretary of State