

Sixty-eighth  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1141**

Introduced by

Representatives Schauer, Klemin, O'Brien, Pyle, Schneider, Wagner

Senators Kreun, Lee, Mathern, K. Roers

1 A BILL for an Act to create and enact section 39-10-26.3 of the North Dakota Century Code,  
2 relating to yielding the right of way for a stationary motor vehicle; and to provide a penalty.

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

4 **SECTION 1.** Section 39-10-26.3 of the North Dakota Century Code is created and enacted  
5 as follows:

6 **39-10-26.3. Vehicle to yield the right of way for stationary motor vehicles.**

- 7 1. If a motor vehicle is stopped, standing, or parked along the interstate system or a  
8 multilane highway outside the limits of a city with flashing hazard warning signals, the  
9 driver of an approaching or passing vehicle shall proceed with caution and yield the  
10 right of way by moving to a lane not adjacent to the stationary motor vehicle if the  
11 move may be made with due regard to safety and traffic conditions or if not, the driver  
12 shall proceed with due caution, reduce the speed of the vehicle, and maintain a safe  
13 speed for the road conditions.
- 14 2. This section does not relieve the driver of a stationary motor vehicle from the stopping  
15 requirements and restrictions provided under section 39-10-47 or from the lamp  
16 restrictions provided under section 39-21-26.