

HOUSE BILL NO. 1322

Introduced by

Representatives Weiler, F. Klein, Wald

Senators Cook, Dever, Freborg

1 A BILL for an Act to amend and reenact subsection 12 of section 39-06.1-06 of the North
2 Dakota Century Code, relating to the fees for a violation of a highway construction zone speed
3 limit.

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

5 **SECTION 1. AMENDMENT.** Subsection 12 of section 39-06.1-06 of the North Dakota
6 Century Code is amended and reenacted as follows:

- 7 12. For a violation of a school zone speed limit under subdivision b of subsection 1 of
8 section 39-09-02, ~~of a highway construction zone speed limit under subsection 2 of~~
9 ~~section 39-09-02~~, or, notwithstanding subsection 2 of section 40-05-06 or section
10 40-05.1-06, of an ordinance in a city or home rule city for a violation of a speed
11 limit dependent upon being on or near a school, fees for a noncriminal disposition
12 are forty dollars for one through ten miles per hour over the posted speed; and
13 forty dollars, plus one dollar for each additional mile per hour over ten miles per
14 hour over the limit unless a greater fee would be applicable under this section.
- 15 13. For a violation of a highway construction zone speed limit under subsection 2 of
16 section 39-09-02, a fee of eighty dollars for one through ten miles per hour over the
17 posted speed; and eighty dollars plus two dollars for each mile per hour over ten
18 miles per hour over the limit, unless a greater fee would be applicable under this
19 section. The ~~fees~~ fee in this subsection ~~do~~ does not apply to a highway
20 construction zone unless individuals engaged in construction are present at the
21 time and place of the violation and the posted speed limit sign states "Minimum
22 Fee ~~\$40~~ \$80".