

January 27, 2011

PROPOSED AMENDMENTS TO SENATE BILL NO. 2157

Page 1, line 1, replace "a" with "two"

Page 1, line 1, replace "subdivision" with "subdivisions"

Page 1, line 4, after "conditions" insert "; to amend and reenact section 39-10-21.1 of the North Dakota Century Code, relating to entering a closed road; and to provide a penalty"

Page 1, line 6, replace "A" with "Two"

Page 1, line 6, replace "subdivision" with "subdivisions"

Page 1, line 7, replace "is" with "are"

Page 1, line 8, after the first "of" insert "subsection 3 of"

Page 1, after line 8, insert:

"A violation of subsection 2 of section 39-10-21.1, a fee of two hundred fifty dollars."

Page 1, replace line 11 with:

"Entering a closed road in violation of subsection 2 of section 39-10-21.1      4 points

**SECTION 3. AMENDMENT.** Section 39-10-21.1 of the North Dakota Century Code is amended and reenacted as follows:

**39-10-21.1. Closing road because of hazardous conditions - Posting of official traffic-control devices - Entering closed road prohibited.**

1. The highway patrol or local law enforcement authorities having jurisdiction over a road may close a road temporarily due to hazardous conditions for the protection and safety of the public. If such a closing is made, the authority ordering the closing shall make every reasonable attempt to notify the public and, when practical, may post appropriate official traffic-control devices to advise motorists of the closing. ~~No person~~
2. An individual, while operating a motor vehicle, may not knowingly enter a road closed under this section which is posted with an appropriate traffic-control device at the point of entry.
3. An individual, while operating a motor vehicle, may not knowingly enter a road that is closed through reasonable public notification by law enforcement and which is not posted with an appropriate traffic-control device at the point of entry.
4. The highway patrol or local law enforcement having jurisdiction over a road may require an individual to pay the expenses of that law enforcement agency in providing assistance to that individual if that individual has been cited for violation of subsection 2 and was assisted by that law

enforcement agency. The law enforcement agency may retain and hold a possessory lien in any vehicle used in relation to a violation of subsection 2."

Renumber accordingly