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Sixty-third
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1121

Introduced by

Transportation Committee

(At the request of the Department of Transportation)

1 A BILL for an Act to create and enact a new section to chapter 24-12 of the North Dakota
2 Century Code, relating to private actions impacting highway facilities or right of way.

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

4 **SECTION 1.** A new section to chapter 24-12 of the North Dakota Century Code is created
5 and enacted as follows:

6 **Impacts to highway facilities - Permission from highway authority required.**

7 Individuals owning or possessing land adjoining or adjacent to highway facilities and right of
8 way may not take any action affecting or impacting the facility or right of way without proper
9 coordination with and permission from the person or governing body having jurisdiction and
10 control over the facility or right of way. Any action taken without permission which affects or
11 impacts the facility or right of way may be corrected by the person or governing body having
12 jurisdiction and control over the facility or right of way and the total cost of the correction must
13 be paid by the person responsible.