23.1065.02004

Sixty-eighth
Legislative Assembly
of North Dakota

FIRST ENGROSSMENT

ENGROSSED HOUSE BILL NO. 1506

Introduced by

Representatives Roers Jones, Frelich, Mock, Motschenbacher, D. Ruby, Wagner

Senators Barta, Myrdal

A BILL for an Act to create and enact a new section to chapter 39-10.1 of the North Dakota Century Code, relating to bicycling or riding an animal while under the influence of alcohol or drugs; to amend and reenact section 39-07-01 and subsection 1 of section 39-10.1-01 of the North Dakota Century Code, relating to a bicycle and a ridden animal being deemed a vehicle; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 39-07-01 of the North Dakota Century Code is amended and reenacted as follows:

39-07-01. Bicycle or ridden animal to be deemed vehicle.

~~For~~

1. Except as provided in subsection 2, for the purposes of chapters 39-08 through 39-13, a bicycle or a ridden animal must be deemed a vehicle.
2. For purposes of section 39-08-01, a bicycle or ridden animal may not be deemed a vehicle.

SECTION 2. AMENDMENT. Subsection 1 of section 39-10.1-01 of the North Dakota Century Code is amended and reenacted as follows:

1. It is unlawful for any person to do any act forbidden or fail to perform any act required in this chapter. ~~Any~~Except as provided in section 3 of this Act, a person who violates any of the provisions of this chapter may be assessed a fee not to exceed five dollars.

SECTION 3. A new section to chapter 39-10.1 of the North Dakota Century Code is created and enacted as follows:

~~Bicyclists~~Bicycling or riding an animal while under the influence of alcohol or drugs - Penalty.

An individual operating a bicycle or riding an animal on a roadway, or an area the public has access to, may not be under the influence of alcohol or any drug to a degree which renders the individual a hazard to themselves or the general public. An individual who violates this section must be assessed a fee of ~~twenty~~two hundred dollars.