

**HOUSE BILL NO. 1061**

Introduced by

Transportation Committee

(At the request of the Highway Patrol)

1 | A BILL for an Act to create and enact a new subsection to section 39-21-39 and section  
2 | 39-21-39.1 of the North Dakota Century Code, relating to windows impairing vision of a driver;  
3 | and to amend and reenact section 39-10-24 of the North Dakota Century Code, relating to stop  
4 | and yield signs.

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

6 | **SECTION 1. AMENDMENT.** Section 39-10-24 of the North Dakota Century Code is  
7 | amended and reenacted as follows:

8 | **39-10-24. Stop signs and yield signs.**

- 9 | 1. Preferential right of way may be indicated by stop signs or yield signs as authorized in  
10 | section 39-07-03.
- 11 | 2. Except when directed to proceed by a police officer, every driver of a vehicle  
12 | approaching a stop sign shall stop at a clearly marked stop line, or, if none, then at the  
13 | point nearest the intersecting roadway where the driver has a view of approaching  
14 | traffic on the intersecting roadway before entering it. After having stopped, the driver  
15 | shall yield the right of way to any vehicle in the intersection or approaching on another  
16 | roadway so closely as to constitute an immediate hazard during the time when such  
17 | driver is moving across or within the intersection or junction of roadways. If more than  
18 | one vehicle arrives at an intersection controlled by two ~~or more~~ stop signs, the driver  
19 | of the vehicle that comes to a complete stop first has the right of way to proceed  
20 | through the intersection ~~followed by the~~ when the intersection is clear. The next vehicle  
21 | that stopped may proceed when the intersection is clear again.
- 22 | 3. The driver of a vehicle approaching a yield sign shall in obedience to such sign slow  
23 | down to a speed reasonable for the existing conditions and, if required for safety to  
24 | stop, shall stop at a clearly marked stop line, or, if none, before entering the crosswalk

1 on the near side of the intersection, or, if none, then at the point nearest the  
2 intersecting roadway where the driver has a view of approaching traffic on the  
3 intersecting roadway before entering it. After slowing or stopping, the driver shall yield  
4 the right of way to any vehicle in the intersection or approaching on another roadway  
5 so closely as to constitute an immediate hazard during the time such driver is moving  
6 across or within the intersection or junction of roadways. Provided, however, that if a  
7 driver is involved in a collision with a vehicle in the intersection or junction of roadways  
8 after driving past a yield sign without stopping, such collision is deemed prima facie  
9 evidence of the driver's failure to yield the right of way.

10 **SECTION 2.** A new subsection to section 39-21-39 of the North Dakota Century Code is  
11 created and enacted as follows:

12 Subsection 4 does not apply to nonreflective sunscreening or window tinting material  
13 above the AS-1 line or within the top five inches [12.7 centimeters] of the windshield.

14 **SECTION 3.** Section 39-21-39.1 of the North Dakota Century Code is created and enacted  
15 as follows:

16 **39-21-39.1. Windows impairing vision of drivers.**

17 Glass or glazing material on the front or side windows may not be ~~cracked, broken,~~  
18 shattered, or distorted to the extent it impairs the vision of the driver.