

Sixty-eighth  
Legislative Assembly  
of North Dakota

ENGROSSED 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 stop signs, the driver of the  
19 vehicle that comes to a complete stop first has the right of way to proceed through the  
20 intersection when the intersection is clear. The next vehicle that stopped may proceed  
21 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 broken, shattered, or  
18 distorted to the extent it impairs the vision of the driver.