

CHAPTER 37-10-02

RAILROAD-HIGHWAY GRADE CROSSING VIOLATIONS

Section

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| 37-10-02-01 | Employer Violation for Railroad-Highway Grade Crossing |
| 37-10-02-02 | Civil Penalty for Employer Conviction of Railroad-Highway Grade Crossing |

37-10-02-01. Employer violation for railroad-highway grade crossing.

An employer may not knowingly allow, permit, or authorize a driver to operate a commercial motor vehicle in violation of a railroad-highway grade crossing under North Dakota Century Code section 39-06.2-10.

History: Effective January 1, 2006.

General Authority: NDCC 39-06.2-14

Law Implemented: NDCC 39-06.2-10.9; 49 CFR 383.37

37-10-02-02. Civil penalty for employer conviction of railroad-highway grade crossing.

Any employer who is convicted of knowingly allowing, requiring, permitting, or authorizing a driver to operate a commercial motor vehicle in violation of a railroad-highway grade crossing under North Dakota Century Code section 39-06.2-10 is subject to a civil penalty of not more than ten thousand dollars. Prior to a civil penalty being imposed, an employer has a right to an administrative hearing as provided for in North Dakota Century Code section 39-06.2-10.

History: Effective January 1, 2006.

General Authority: NDCC 39-06.2-14

Law Implemented: NDCC 39-06.2-10; 49 CFR 383.37(d)