

**Sixtieth Legislative Assembly of North Dakota  
In Regular Session Commencing Wednesday, January 3, 2007**

HOUSE BILL NO. 1396  
(Representative Ruby)  
(Senator G. Lee)

AN ACT to amend and reenact subsection 2 of section 20.1-13.1-10, subsection 4 of section 20.1-15-11, subsection 4 of section 39-20-07, and subsection 2 of section 39-24.1-08 of the North Dakota Century Code, relating to determination of alcohol concentration by breath testing.

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

**SECTION 1. AMENDMENT.** Subsection 2 of section 20.1-13.1-10 of the North Dakota Century Code is amended and reenacted as follows:

2. Alcohol concentration is based upon grams of alcohol per one hundred cubic centimeters of blood or grams of alcohol per two hundred ten liters of ~~alveolar air~~ end expiratory breath or grams of alcohol per sixty-seven cubic centimeters of urine.

**SECTION 2. AMENDMENT.** Subsection 4 of section 20.1-15-11 of the North Dakota Century Code is amended and reenacted as follows:

4. Alcohol concentration is based upon grams of alcohol per one hundred cubic centimeters of blood or grams of alcohol per two hundred ten liters of ~~alveolar air~~ end expiratory breath or grams of alcohol per sixty-seven cubic centimeters of urine.

**SECTION 3. AMENDMENT.** Subsection 4 of section 39-20-07 of the North Dakota Century Code is amended and reenacted as follows:

4. Alcohol concentration is based upon grams of alcohol per one hundred milliliters of blood or grams of alcohol per two hundred ten liters of ~~alveolar air~~ end expiratory breath or grams of alcohol per sixty-seven milliliters of urine.

**SECTION 4. AMENDMENT.** Subsection 2 of section 39-24.1-08 of the North Dakota Century Code is amended and reenacted as follows:

2. Alcohol concentration is based upon grams of alcohol per one hundred cubic centimeters of blood or grams of alcohol per two hundred ten liters of ~~alveolar air~~ end expiratory breath or grams of alcohol per sixty-seven cubic centimeters of urine.

\_\_\_\_\_  
Speaker of the House

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President of the Senate

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Chief Clerk of the House

\_\_\_\_\_  
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixtieth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1396.

House Vote:      Yeas    88      Nays    0      Absent    6

Senate Vote:    Yeas    44      Nays    0      Absent    3

\_\_\_\_\_  
Chief Clerk of the House

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 2007.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 2007.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2007,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State