

Introduced by

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

Senators Barta, Myrdal

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

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

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

9 **39-07-01. Bicycle or ridden animal to be deemed vehicle.**

10 For

11 1. Except as provided in subsection 2, for the purposes of chapters 39-08 through 39-13,  
12 a bicycle or a ridden animal must be deemed a vehicle.

13 2. For purposes of section 39-08-01, a bicycle or ridden animal may not be deemed a  
14 vehicle.

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

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

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

22 **Bicyclists under the influence of alcohol or drugs - Penalty.**

23 An individual operating a bicycle on a roadway, or an area the public has access to, may  
24 not be under the influence of alcohol or any drug to a degree which renders the individual a

Sixty-eighth  
Legislative Assembly

- 1 hazard to themselves or the general public. An individual who violates this section must be
- 2 assessed a fee of twenty dollars.