

HOUSE BILL NO. 1336

Introduced by

Representatives Jensen, S. Kelsh, Sveen

Senator Thane

1 A BILL for an Act to amend and reenact section 39-06.1-06 of the North Dakota Century Code,
2 relating to statutory fees for exceeding the speed limit.

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

4 **SECTION 1. AMENDMENT.** Section 39-06.1-06 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **39-06.1-06. Amount of statutory fees.** The fees required for a noncriminal disposition
7 pursuant to either section 39-06.1-02 or 39-06.1-03 must be as follows:

8 1. For a nonmoving violation as defined in section 39-06.1-08, a fee of any amount
9 not to exceed twenty dollars.

10 2. For a moving violation as defined in section 39-06.1-09, a fee of twenty dollars,
11 except for:

12 a. A violation of section 39-10-41, 39-10-42, 39-10-46, or 39-10-46.1, a fee of
13 fifty dollars.

14 b. A violation of section 39-10-05 involving failure to yield to a pedestrian or
15 subsection 1 of section 39-10-28, a fee of fifty dollars.

16 3. Except as provided in subsection 8 of section 39-06.1-06, for a violation of section
17 39-09-02, or an equivalent ordinance, a fee established as follows:

18 Miles per hour over

19 lawful speed limit

Fee

20 1 - 5 \$ ~~5~~ 10

21 6 - 10 \$ ~~5~~ 10 plus \$4 2/each mph over 5 mph over limit

22 11 - 15 \$ ~~40~~ 20 plus \$4 2/each mph over 10 mph over limit

23 16 - 20 \$ ~~45~~ 30 plus \$2 3/each mph over 15 mph over limit

24 21 - 25 \$ ~~25~~ 45 plus \$3 4/each mph over 20 mph over limit

Fifty-sixth
Legislative Assembly

- | | | |
|---|---------|--|
| 1 | 26 - 35 | \$ 40 <u>65</u> plus \$ 3 <u>4</u> /each mph over 25 mph over limit |
| 2 | 36 - 45 | \$ 70 <u>105</u> plus \$ 3 <u>4</u> /each mph over 35 mph over limit |
| 3 | 46 + | \$ 100 <u>145</u> plus \$5/each mph over 45 mph over limit |
- 4 4. For a violation of section 39-09-01, or an ordinance defining careless driving, a fee
- 5 of thirty dollars.
- 6 5. For a violation of section 39-09-01.1, or an ordinance defining care required in
- 7 driving, a fee of not less than ten dollars nor more than thirty dollars.
- 8 6. Repealed by S.L. 1985, ch. 430, § 4.
- 9 7. For a violation of any traffic parking regulations, except a violation of subsection 10
- 10 of section 39-01-15, on any state charitable or penal institution property or on the
- 11 state capitol grounds, a fee in the amount of five dollars.
- 12 8. On a highway on which the speed limit is a speed higher than fifty-five miles [88.51
- 13 kilometers] an hour, for a violation of section 39-09-02, or an equivalent ordinance,
- 14 a fee established as follows:
- | | | |
|----|---------------------|--|
| 15 | Miles per hour over | |
| 16 | lawful speed limit | Fee |
| 17 | 1 - 5 | \$ 40 <u>20</u> plus \$ 4 <u>2</u> /each mph over limit |
| 18 | 6 - 10 | \$ 45 <u>30</u> plus \$ 2 <u>3</u> /each mph over 5 mph over limit |
| 19 | 11 - 15 | \$ 25 <u>45</u> plus \$ 3 <u>4</u> /each mph over 10 mph over limit |
| 20 | 16 - 25 | \$ 40 <u>65</u> plus \$ 3 <u>4</u> /each mph over 15 mph over limit |
| 21 | 26 - 35 | \$ 70 <u>105</u> plus \$ 3 <u>4</u> /each mph over 25 mph over limit |
| 22 | 36 + | \$ 100 <u>145</u> plus \$5/each mph over 35 mph over limit |
- 23 9. For a violation of section 39-21-41.4, a fee not to exceed twenty dollars.