

Fifty-sixth  
Legislative Assembly  
of North Dakota

## ENGROSSED 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
21 6 - 10		\$ 5 plus \$1/each mph over 5 mph over limit
22 11 - 15		\$ 10 plus \$1/each mph over 10 mph over limit
23 16 - 20		\$ <del>45</del> <u>30</u> plus \$ <del>2</del> <u>3</u> /each mph over 15 mph over limit
24 21 - 25		\$ <del>25</del> <u>45</u> plus \$ <del>3</del> <u>4</u> /each mph over 20 mph over limit

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- 1                    26 - 35                    \$ ~~40~~ 65 plus \$~~3~~ 4/each mph over 25 mph over limit
- 2                    36 - 45                    \$ ~~70~~ 105 plus \$~~3~~ 4/each mph over 35 mph over limit
- 3                    46 +                    \$~~100~~ 145 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    Repealed by S.L. 1985, ch. 430, § 4.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                    \$ 10 plus \$1/each mph over limit
- 18                    6 - 10                    \$ 15 plus \$2/each mph over 5 mph over limit
- 19                    11 - 15                    \$ 25 plus \$3/each mph over 10 mph over limit
- 20                    16 - 25                    \$ ~~40~~ 65 plus \$~~3~~ 4/each mph over 15 mph over limit
- 21                    26 - 35                    \$ ~~70~~ 105 plus \$~~3~~ 4/each mph over 25 mph over limit
- 22                    36 +                    \$~~100~~ 145 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.