

**HOUSE BILL NO. 1189**

Introduced by

Representatives Skarphol, Drovdal, Hatlestad

Senators Carlisle, Lyson

1 A BILL for an Act to create and enact a new section to chapter 39-06.1 of the North Dakota  
2 Century Code, relating to alternative speeding fees for certain nonresidents; and to provide a  
3 continuing appropriation.

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

5 **SECTION 1.** A new section to chapter 39-06.1 of the North Dakota Century Code is created  
6 and enacted as follows:

7 **Nonresident speeding fees - Continuing appropriation.**

8 Notwithstanding any other provision of law, if an operator of a vehicle is stopped for a  
9 violation of section 39-09-02 or equivalent ordinance, the operator is the registered owner of the  
10 vehicle, and there is evidence that the operator is gainfully employed in this state, the fee for the  
11 violation is the higher of the fee in section 39-06.1-06 or equivalent ordinance, or the highest  
12 fee, fine, or bond for a speed limit violation at any speed and location in the home state. The  
13 superintendent of the highway patrol shall provide a schedule of the highest fees, fines, or  
14 bonds for other states every two years and make the schedule available to police officers. A  
15 determination of the highest fee by the superintendent is deemed to be the highest fee. If the  
16 the fee, fine, or bond in the other state is higher than in this state, the difference is assessed as  
17 a special fee for deposit in the state treasury. The state treasurer shall distribute monthly the  
18 special fees deposited in the state treasury for a citation issued by a county police officer to the  
19 sheriff of the county in which the violation occurred and for a citation issued by the highway  
20 patrol to the operating fund of the highway patrol. All fees deposited in the state treasury under  
21 this section are appropriated on a continuing basis for distribution as provided in this section.