

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2392

Introduced by

Senators Fiebiger, Grindberg, Nething, Triplett

Representatives Berg, Weiler

1 A BILL for an Act to amend and reenact subsection 2 of section 40-05-06 of the North Dakota
2 Century Code, relating to the imposition of fees by home rule cities for certain vehicle and traffic
3 violations; and to declare an emergency.

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

5 **SECTION 1. AMENDMENT.** Subsection 2 of section 40-05-06 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 2. a. ~~For~~ Except as otherwise provided under subdivision b, for every violation of a
8 city ordinance regulating that regulates the operation or equipment of a motor
9 vehicles vehicle or regulating which regulates traffic, except those ordinances
10 listed in section 39-06.1-05, a fee may be established, by ordinance, which
11 may not exceed the limits, for equivalent categories of violations, set forth in
12 section 39-06.1-06.

13 b. A home rule city may establish, by ordinance, a fee for the violation of a city
14 ordinance that regulates the operation or equipment of a motor vehicle or
15 which regulates traffic, except those ordinances listed in section 39-06.1-05,
16 which may exceed the limits, for equivalent categories of violations, set forth
17 in section 39-06.1-06. If a home rule city imposes a fee that exceeds two
18 hundred percent of the limits in section 39-06.1-06, the amount that exceeds
19 two hundred percent of that limit must be paid into the treasury of the proper
20 county to be added to the state school fund.

21 **SECTION 2. EMERGENCY.** This Act is declared to be an emergency measure.