

Sixty-third
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1144

Introduced by

Representatives Kempenich, Drovdal, Steiner

Senators Lyson, Miller

1 A BILL for an Act to amend and reenact subsection 2 of section 39-06.1-06 and section
2 39-21-44.1 of the North Dakota Century Code, relating to covering a load in a vehicle and fee
3 for a violation.

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

5 **SECTION 1. AMENDMENT.** Subsection 2 of section 39-06.1-06 of the North Dakota
6 Century Code is amended and reenacted as follows:

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

9 a. A violation of section 39-10-26, 39-10-26.2, 39-10-41, 39-10-42, 39-10-46, or
10 39-10-46.1, a fee of fifty dollars.

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

13 c. A violation of section 39-21-41.2, a fee of twenty-five dollars.

14 d. A violation of subsection 1 of section 39-12-02 or section 39-08-23, a fee of one
15 hundred dollars.

16 e. A violation of subdivision d of subsection 1 of section 39-12-04, a fee of one
17 hundred dollars.

18 f. A violation of subsection 1 of section 39-04-37 by an individual by becoming a
19 resident of this state, a fee of one hundred dollars.

20 g. A violation of subsection 2 of section 39-10-21.1, a fee of two hundred fifty
21 dollars.

22 h. A violation of section 39-10-59, a fee of one hundred dollars.

23 i. A violation of section 39-21-44.1 for not securely covering a load of sand or
24 gravel, a fee of one hundred dollars.

1 **SECTION 2. AMENDMENT.** Section 39-21-44.1 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **39-21-44.1. Vehicle to be constructed to prevent sifting or leaking loads.**

4 ~~No vehicle~~An individual may ~~be driven or moved~~not operate a vehicle on any highway
5 unless ~~it is so~~the vehicle is constructed or loaded as to prevent ~~its~~keep the contents from
6 ~~dropping, sifting, leaking, or otherwise escaping therefrom~~within or on the vehicle, except that
7 sand may be dropped for the purpose of securing traction, ~~or~~ and water or other substance may
8 be sprinkled on a roadway in cleaning or maintaining the roadway. ~~No person~~An individual may
9 not operate on any highway any vehicle with any load unless the load and any covering
10 ~~thereon~~on the vehicle is securely fastened so as to prevent ~~said~~the covering or load from
11 becoming loose, detached, or in any manner a hazard to other users of the highway. An
12 individual may not operate a vehicle for hire with a load of sand or gravel without a secure cover
13 that keeps the load within or on the vehicle.