

**HOUSE BILL NO. 1404**

Introduced by

Representatives Schneider, P. Anderson, Boe, Delmore, Dobervich, Hogan

Senator Oban

1 A BILL for an Act to create and enact a new paragraph to subdivision a of subsection 3 of  
2 section 39-06.1-10 of the North Dakota Century Code, relating to demerit points and the use of  
3 a wireless communications device; to amend and reenact subsection 2 of section 39-06.1-06 of  
4 the North Dakota Century Code, relating to fees for a moving violation; and to provide a penalty.

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

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

- 8 2. For a moving violation as defined in section 39-06.1-09, a fee of twenty dollars, except  
9 for:
- 10 a. A violation of section 39-10-26, 39-10-26.2, 39-10-41, or 39-10-42, a fee of fifty  
11 dollars.
  - 12 b. A violation of section 39-10-05 involving failure to yield to a pedestrian or  
13 subsection 1 of section 39-10-28, a fee of fifty dollars.
  - 14 c. A violation of section 39-21-41.2, a fee of twenty-five dollars.
  - 15 d. A violation of subsection 1 of section 39-12-02 ~~or section 39-08-23~~, a fee of one  
16 hundred dollars.
  - 17 e. A violation of subdivision d of subsection 1 of section 39-12-04, a fee of one  
18 hundred dollars.
  - 19 f. A violation of subsection 1 of section 39-04-37 by an individual by becoming a  
20 resident of this state, a fee of one hundred dollars.
  - 21 g. A violation of subsection 2 of section 39-10-21.1, a fee of two hundred fifty  
22 dollars.
  - 23 h. A violation of section 39-10-59, a fee of one hundred dollars.
  - 24 i. A violation of section 39-09-01, a fee of thirty dollars.

- 1           j. A violation of section 39-09-01.1, a fee of thirty dollars.
- 2           k. A violation of section 39-10-46 or 39-10-46.1, a fee of one hundred dollars.
- 3           l. A violation of subsection 1 of section 39-08-20, one hundred fifty dollars for a first
- 4           violation and three hundred dollars for a second or subsequent violation in three
- 5           years.
- 6           m. A violation of section 39-08-23, a fee of one hundred fifty dollars for a first
- 7           violation and three hundred dollars for a second or subsequent violation.

8           **SECTION 2.** A new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the

9           North Dakota Century Code is created and enacted as follows:

10                                   Using a wireless communications device in                                   2 points

11                                   violation of section 39-08-23