

**HOUSE BILL NO. 1141**

Introduced by

Representatives Schauer, Klemin, O'Brien, Pyle, Schneider, Wagner

Senators Kreun, Lee, Mathern, K. Roers

1 A BILL for an Act to create and enact section 39-10-26.3 of the North Dakota Century Code,  
2 relating to yielding the right of way for a stationary motor vehicle; and to provide a penalty.

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

4 **SECTION 1.** Section 39-10-26.3 of the North Dakota Century Code is created and enacted  
5 as follows:

6 **39-10-26.3. Vehicle to yield the right of way for stationary motor vehicles.**

- 7 1. If a motor vehicle is stopped, standing, or parked along the interstate system or  
8 multilane highway with flashing hazard warning signals, the driver of an approaching  
9 or passing vehicle shall proceed with caution and yield the right of way by moving to a  
10 lane not adjacent to the stationary motor vehicle if the move may be made with due  
11 regard to safety and traffic conditions or if not, the driver shall proceed with due  
12 caution, reduce the speed of the vehicle, and maintain a safe speed for the road  
13 conditions.
- 14 2. This section does not relieve the driver of a stationary motor vehicle from the stopping  
15 requirements and restrictions provided under section 39-10-47 or from the lamp  
16 restrictions provided under section 39-21-26.