

**Sixty-eighth Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 3, 2023**

HOUSE BILL NO. 1506  
(Representatives Roers Jones, Frelich, Mock, Motschenbacher, D. Ruby, Wagner)  
(Senators Barta, Myrdal)

AN ACT to create and enact a new section to chapter 39-10.1 of the North Dakota Century Code, relating to bicycling or riding an animal while under the influence of alcohol or drugs; to amend and reenact section 39-07-01 and subsection 1 of section 39-10.1-01 of the North Dakota Century Code, relating to a bicycle and a ridden animal being deemed a vehicle; and to provide a penalty.

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

**SECTION 1. AMENDMENT.** Section 39-07-01 of the North Dakota Century Code is amended and reenacted as follows:

**39-07-01. Bicycle or ridden animal to be deemed vehicle.**

For

1. Except as provided in subsection 2, for the purposes of chapters 39-08 through 39-13, a bicycle or a ridden animal must be deemed a vehicle.
2. For purposes of section 39-08-01, a bicycle or ridden animal may not be deemed a vehicle.

**SECTION 2. AMENDMENT.** Subsection 1 of section 39-10.1-01 of the North Dakota Century Code is amended and reenacted as follows:

1. It is unlawful for any person to do any act forbidden or fail to perform any act required in this chapter. Any~~Except as provided in section 3 of this Act,~~ a person who violates any of the provisions of this chapter may be assessed a fee not to exceed five dollars.

**SECTION 3.** A new section to chapter 39-10.1 of the North Dakota Century Code is created and enacted as follows:

**Bicycling or riding an animal while under the influence of alcohol or drugs - Penalty.**

An individual operating a bicycle or riding an animal on a roadway, or an area the public has access to, may not be under the influence of alcohol or any drug to a degree which renders the individual a hazard to themselves or the general public. An individual who violates this section must be assessed a fee of two hundred dollars.

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Speaker of the House

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President of the Senate

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Chief Clerk of the House

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Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-eighth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1506.

House Vote:    Yeas 85            Nays 6            Absent 3

Senate Vote:    Yeas 43            Nays 3            Absent 1

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Chief Clerk of the House

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 2023.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 2023.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2023,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State