

Introduced by

Representatives B. Koppelman, Becker, Howe, Louser, Marschall, Pyle, D. Ruby, Vetter

Senators Heitkamp, Meyer

1 A BILL for an Act to amend and reenact subdivision i of subsection 1 of section 39-09-02 and  
2 section 39-09-09 of the North Dakota Century Code, relating to speed limitations on multilane  
3 highways and minimum speed limits; and to provide a penalty.

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

5 **SECTION 1. AMENDMENT.** Subdivision i of subsection 1 of section 39-09-02 of the North  
6 Dakota Century Code is amended and reenacted as follows:

7 i. ~~Seventy-five~~Eighty miles [~~120.70~~128.75 kilometers] an hour on  
8 access-controlled, paved and divided, multilane interstate highways, unless  
9 otherwise permitted, restricted, or required by conditions.

10 **SECTION 2. AMENDMENT.** Section 39-09-09 of the North Dakota Century Code is  
11 amended and reenacted as follows:

12 **39-09-09. Minimum speed limits.**

- 13 1. An individual may not drive a motor vehicle at a reduced speed so as to impede the  
14 normal and reasonable movement of traffic except when reduced speed is necessary  
15 for safe operation or in compliance with law.
- 16 2. ~~If~~Subject to subsection 3, if the director and the superintendent of the highway patrol,  
17 acting jointly, or a local authority within the authority's jurisdiction, determines on the  
18 basis of an engineering and traffic investigation that slow speeds on any highway or  
19 part of a highway impede the safe, normal, and reasonable movement of traffic, the  
20 director and superintendent or the local authority may determine and declare a  
21 minimum speed limit below which an individual may not drive a vehicle except when  
22 necessary for safe operation or in compliance with law, and that limit is effective when  
23 posted upon appropriate fixed or variable signs.

- 1       3. Except as otherwise authorized by law, an individual may not drive a motor vehicle at
- 2       a speed of less than forty miles [64.37 kilometers] an hour while on an
- 3       access-controlled, paved and divided, multilane interstate highway. This section does
- 4       not apply to department of transportation highway operations.