

**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~~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.

Dennis Johnson  
Speaker of the House

Tammy Miller  
President of the Senate

Bull J. Reich  
Chief Clerk of the House

David Meyer  
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

Bull J. Reich  
Chief Clerk of the House

Received by the Governor at 11:40 AM. on April 6, 2023.

Approved at 12:56 PM. on April 7, 2023.

Doug Burgum  
Governor

Filed in this office this 10<sup>th</sup> day of April, 2023,

at 8:46 o'clock A M.

Michael Howe  
Secretary of State