

Introduced by

Senator Laffen

1 A BILL for an Act to amend and reenact subsection 1 of section 39-09-02 of the North Dakota  
2 Century Code, relating to speed limitations on multilane interstate highways.

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

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

- 6 1. Subject to the provisions of section 39-09-01 and except in those instances when a  
7 lower speed is specified in this chapter, it presumably is lawful for the driver of a  
8 vehicle to drive the same at a speed not exceeding:
- 9 a. Twenty miles [32.19 kilometers] an hour when approaching within fifty feet  
10 [15.24 meters] of a grade crossing of any steam, electric, or street railway when  
11 the driver's view is obstructed. A driver's view is deemed to be obstructed when  
12 at any time during the last two hundred feet [60.96 meters] of the driver's  
13 approach to such crossing, the driver does not have a clear and uninterrupted  
14 view of such railway crossing and of any traffic on such railway for a distance of  
15 four hundred feet [121.92 meters] in each direction from such crossing.
  - 16 b. Twenty miles [32.19 kilometers] an hour when passing a school during school  
17 recess or while children are going to or leaving school during opening or closing  
18 hours, unless a lower speed is designated or posted by local authorities.
  - 19 c. Twenty miles [32.19 kilometers] an hour when approaching within fifty feet  
20 [15.24 meters] and in traversing an intersection of highways when the driver's  
21 view is obstructed. A driver's view is deemed to be obstructed when at any time  
22 during the last fifty feet [15.24 meters] of the driver's approach to such  
23 intersection, the driver does not have a clear and uninterrupted view of such

- 1 intersection and of the traffic upon all of the highways entering such intersection  
2 for a distance of two hundred feet [60.96 meters] from such intersection.
- 3 d. Twenty miles [32.19 kilometers] an hour when the driver's view of the highway  
4 ahead is obstructed within a distance of one hundred feet [30.48 meters].
- 5 e. Twenty-five miles [40.23 kilometers] an hour on any highway in a business district  
6 or in a residence district or in a public park, unless a different speed is designated  
7 and posted by local authorities.
- 8 f. Fifty-five miles [88.51 kilometers] an hour on gravel, dirt, or loose surface  
9 highways, and on paved two-lane county and township highways if there is no  
10 speed limit posted, unless otherwise permitted, restricted, or required by  
11 conditions.
- 12 g. Sixty-five miles [104.61 kilometers] an hour on paved two-lane highways if posted  
13 for that speed, unless otherwise permitted, restricted, or required by conditions.
- 14 h. Seventy miles [112.65 kilometers] an hour on paved and divided multilane  
15 highways, unless otherwise permitted, restricted, or required by conditions.
- 16 i. ~~Seventy-five~~Eighty miles [~~120.70~~128.75 kilometers] an hour on  
17 access-controlled, paved and divided, multilane interstate highways, unless  
18 otherwise permitted, restricted, or required by conditions.