

**PUBLICATION OF ORDINANCE
TITLES AND PENALTY CLAUSES
CITY OF STANLEY ORDINANCE**

The following ordinance contains
penalty provisions and are published
pursuant to City of Stanley Ordinance
2.0105 and North Dakota Century Code
40-11-06:

**CITY OF STANLEY,
NORTH DAKOTA
ORDINANCE**

**AN ORDINANCE AMENDING
ARTICLE 4 MOVING OFFENSES
AND ARTICLE 11 DISPOSITION OF
TRAFFIC OFFENSES OF CHAPTER
NINE OF THE STANLEY CITY ORDINANCES.**

BE IT ORDAINED BY THE CITY
COUNCIL OF THE CITY OF STANLEY,
MOUNTRAIL COUNTY, NORTH
DAKOTA, TO AMEND ORDINANCE
9.0406 OFFENSES DEFINED; PENALTIES
PROVIDED; ORDINANCE 9.1105
OFFENSES EXCEPTED; ORDINANCE
9.1106 AMOUNT OF STATUTORY
FEES; ORDINANCE 9.1107 NONMOVING
VIOLATION DEFINED; AND ORDINANCE
9.1108 MOVING VIOLATION DEFINED OF
CHAPTER NINE OF THE STANLEY CITY
ORDINANCES TO READ AS FOLLOWS:

ARTICLE 4 - Moving Offenses

**9.0406 Offenses Defined; Penalties
Provided**

The following sections of Title 39 of the N.D.C.C. are hereby adopted by reference thereto to the same extent as though set forth fully hereafter except as modified hereafter in this chapter. (A citation to a section of Title 39 refers to all subsections thereof as well, if any, and as amended from time to time by the North Dakota Legislature. However, if only certain subsections of a section are identified hereafter, then the omitted subsections are deliberately omitted and not adopted by reference, except to the extent that section 9.0101 of this Code or section 9.0406 of these ordinances may accomplish such adoption by reference.) The penalty for each state statute which is hereby adopted by reference shall be the same penalty as prescribed by state law unless indicated otherwise by including a different fine following the description of the violation.

0. 39-04-02.1 (Change of Address). \$20.00

1. 39-04-11 (Display of number plates and tabs). \$20.00

2. 39-04-18(1) (Registration required

and display of plates). \$20.00

3. 39-04-37(1), (2), (3), (4) and (5) (Violations of registration provisions). \$20.00

3-A. 39-04-37(6) (Failure to register upon gainful employment). \$100.00

4. Reserved

5. 39-04-55 (Registration card to be carried in or on vehicle). \$20.00

6. 39-05-02.1 (Certificate of title required). Class B Misdemeanor

6-A. 39-05-17 (Transfer of title of vehicle - Endorsement requirement - Certificate of title delivered - New certificate obtained). Class B Misdemeanor

7. 39-06-01(1) (Operator must be licensed). \$150.00

8. 39-06-04 (Instruction permit). \$20.00

9. 39-06-14 (Driving vehicle not permitted by license). \$20.00

10. 39-06-14.1 (Violation of Class M Learner's Permit). \$20.00

11. 39-06-14.1(2)(c) (Violation of Class M License - Restricted to 510cc or less if under 16 years old). \$20.00

12. 39-06-16 (License to be carried and exhibited on demand). \$20.00

13. 39-06-17 (Restricted licenses). Class B Misdemeanor

14. Violation of subsection 4 of Section 39-06-17, N.D.C.C.] \$20.00

14-A. 39-06-20 (Notice of change of address or name). \$20.00

15. 39-06-38 (No operation under foreign license while under suspension or revocation in the state). Class B Misdemeanor

16. 39-06-40 (Unlawful use of license). Class B Misdemeanor

17. 39-06-40.1 (Reproducing operator's license or permit). Class B Misdemeanor

18. 39-06-42(1)-(5), all inclusive (Driving while license is suspended or revoked). Class B Misdemeanor

19. 39-06-44 (Permitting unauthorized minor to drive). \$20.00

20. 39-06-45 (Permitting unauthorized person to drive). \$20.00

21. 39-06.1-04 (Failure to appear, pay statutory fee, post bond). Class B Misdemeanor

22. 39-07-08 (Failure to appear at hearing). Class B Misdemeanor

23. 39-07-12 (Garages to report damages to vehicles). Infraction

24. 39-08-01(1)-(7), all inclusive (Persons under the influence). Class B Misdemeanor

25. 39-08-03 (Reckless driving). Class B Misdemeanor

26. 39-08-03.1(2)(a) (Drag Racing).

\$100.00

27. 39-08-03.1(2)(b) (Exhibition Driving). \$50.00

28. 39-08-03.1(2)(c) (Racing). \$100.00

29. 39-08-05 (Accidents involving damage to vehicle). Class B Misdemeanor

30. 39-08-06 (Duty to give information and render aid). Infraction

31. 39-08-08 (Duty upon striking fixtures upon a highway). Infraction

32. 39-08-09 (1) (Immediate notice and written report of accident). \$50.00

33. 39-08-11 (Other persons obligated to report accidents). Infraction

34. 39-08-18 (Open container law). \$50.00

35. 39-08-19 (Harassment of domestic animals). Class B Misdemeanor

36. 39-08-20 (Driving without liability insurance).

37. 1st offense. \$150.00

38. 2nd or subsequent violation in three (3) years. \$300.00

39. 39-08-23 (Use of wireless communications device prohibited). \$100.00

40. 39-08-24 (Use of an electronic communication device by minor prohibited). \$20.00

41. 39-08-25 (Failure to maintain control). \$100.00

42. 39-09-01(1) (Basic rule - Careless Dr). \$100.00

43. 39-09-01(2) (Basic rule - snow plow-emergency responder). Infraction

44. 39-09-01.1 (Care required in operating vehicle). \$30.00

45. 39-09-09 (Minimum speed limits). \$20.00

46. 39-10-02 (Obedience to police officer or fireman). \$20.00

47. 39-10-04 (Obedience to traffic-control devices). \$20.00

48. 39-10-05 (Failure to Stop at Red light). \$20.00

49. 39-10-05 (Failure to Yield to Pedestrian at Lighted Traffic-Controlled Intersection). \$50.00

50. 39-10-06 (Pedestrian-control signals). \$20.00

51. 39-10-07 (Flashing signals). \$20.00

52. 39-10-07.2 (Display of unauthorized signs, signals or markings). \$20.00

53. 39-10-07.3 (Interference with traffic-control device or railroad sign or signal). \$20.00

54. 39-10-08 (Driving on right side of roadways). \$20.00

55. 39-10-09 (Passing vehicles proceeding in opposite direction). \$20.00

56. 39-10-11 (Overtaking a vehicle on the left). \$20.00

56-A. 39-10-11.1 (Overtaking and passing a bicycle). \$20.00

57. 39-10-12 (When overtaking on the right is permitted). \$20.00

58. 39-10-13 (Limitations on overtaking on the left). \$20.00

59. 39-10-14 (Further limitations on driving to left of center of roadway). \$20.00

60. 39-10-15(2) and (3) (No passing zones). \$20.00

61. 39-10-16(2) and (3) (One-way roadways; rotary traffic islands). \$20.00

62. 39-10-17 (Driving on roadways laned for traffic). \$20.00

63. 39-10-18 (Following too closely). \$20.00

64. 39-10-19 (Driving on divided highways). \$20.00

65. 39-10-20 (Restricted access). \$20.00

65-A. 39-10-21.1(2) (Closing road because of hazardous conditions - Road closure notice - Entering closed road prohibited). \$250.00

66. 39-10-22 (Vehicles at intersections). \$20.00

67. 39-10-23 (Vehicles turning left at intersections). \$20.00

68. 39-10-24(2) and (3) (Stop signs and yield signs). \$40.00

69. 39-10-25 (Vehicles entering roadway). \$20.00

70. 39-10-26(1), (2), or (3) (Operation of vehicles on approach of authorized emergency vehicles). \$50.00

71. 39-10-26.1 (Highway construction and maintenance). \$20.00

72. 39-10-27 (Pedestrians subject to traffic regulations). \$20.00

73. 39-10-28 (Pedestrians' right-of-way in crosswalks). \$50.00

74. 39-10-29 (1), (3) and (4) (Crossing at other than crosswalks). \$20.00

75. 39-10-30 (Drivers to exercise due care). \$20.00

76. 39-10-32 (Pedestrians to Use Right Half of Crosswalks). \$20.00

77. 39-10-33 (Pedestrians on roadways). \$20.00

78. 39-10-33.1 (Pedestrians right-of-way on sidewalks). \$20.00

79. 39-10-33.2 (Pedestrians yield to authorized emergency vehicles). \$20.00

80. 39-10-33.3 (Blind pedestrians right-of-way). \$20.00

81. 39-10-33.4 (Pedestrians under the influence of alcohol or drugs). \$20.00

82. 39-10-33.5 (Bridge and railroad

signals). \$20.00

83. 39-10-34 (Pedestrians soliciting rides or business). \$20.00

84. 39-10-35 (1) and (2) (Required position and method of turning at intersections). \$20.00

85. 39-10-36 (Limitations on turning around). \$20.00

86. 39-10-37 (Starting parked vehicles). \$20.00

87. 39-10-38 (Turning movements and required signals). \$20.00

88. 39-10-41 (Obedience to signal indicating approach of train). \$50.00

89. 39-10-43 (Certain vehicles must stop at all railroad grade crossings). \$20.00

90. 39-10-44 (Stop Signs and Yield Signs). \$40.00

91. 39-10-45 (Emerging from alley, driveway, or building). \$20.00

92. 39-10-46 (Overtaking and passing school bus). \$100.00

93. 39-10-46.1 (Permitting use of vehicle to violate 39-10-46 prohibited - Presumption of permission - Defense - Dual prosecution prohibited). \$100.00

94. Reserved

95. Reserved

96. 39-10-52 (Limitations on backing). \$20.00

97. 39-10-52.1 (Driving upon sidewalk). \$20.00

98. 39-10-54 (Obstruction to driver's view or driving mechanism). \$20.00

99. 39-10-54.1 (Opening and closing vehicle doors). \$20.00

100. 39-10-56 (Coasting prohibited). \$20.00

101. 39-10-57 (Following fire apparatus prohibited). \$20.00

102. 39-10-58 (Crossing fire hose). \$20.00

103. 39-10-59 (Garbage, glass, etc., on highways prohibited). \$500.00

104. 39-10-64 (Driving through safety zone prohibited). \$20.00

105. 39-10-65 (Operating vehicle upon flood protection works). Class B Misdemeanor

106. 39-10-67 (Moving Heavy Equipment at Railroad Grade Crossings). \$20.00

107. 39-10-68 (Stop when traffic obstructed). \$20.00

108. 39-10-71.1 (Motor vehicle owner's responsibility regarding a driver who flees a police officer - Exceptions).

109. 1st offense. \$100.00

110. 2nd or subsequent violation. \$500.00

111. 39-10.1-03 (Riding on bicycles).

\$5.00

112. 39-10.1-04 (Clinging to vehicles).

\$5.00

113. 39-10.1-05 (Riding on roadways and bicycle paths). \$5.00

113-A. 39-10.1-05.1 (Yielding and stopping while operating a bicycle on a roadway). \$5.00

114. 39-10.1-06 (Carrying articles). \$5.00

115. 39-10.1-07 (Lamps and other equipment on bicycles). \$5.00

115-A. 39-10.1-10 (Bicycling or riding an animal while under the influence of alcohol or drugs). \$200.00

116. 39-10.2-02 (Riding on motorcycles). \$20.00

117. 39-10.2-03 (Operating motorcycle on roadway laned for traffic). \$20.00

118. 39-10.2-04 (Clinging to other vehicles). \$20.00

119. 39-10.2-05 (Footrests). \$20.00

120. 39-10.2-06 (Equipment for motorcycle riders). \$20.00

121. 39-12-04 (Width, height and length limitations on vehicles). \$20.00

122. 39-12-06 (First sentence only) (Limitations on load over-hang). \$20.00

123. 39-13-05 (Injuring signs prohibited). Infraction

124. 39-21-01 (When lighted lamps are required). \$20.00

125. 39-21-03 (Headlamps on motor vehicles). \$20.00

126. 39-21-04 (Tail lamps). \$20.00

127. 39-21-05 (New motor vehicles to be equipped with reflectors). \$20.00

128. 39-21-06 (Stop lamps and turn signals required on new motor vehicles). \$20.00

129. 39-21-06.1 (Defective backup lamps). \$20.00

130. 39-21-08 (Bus, truck, trailer lights and reflectors). \$20.00

130-A. 39-21-09 (Color of clearance lamps, side marker lamps, backup lamps and reflectors). \$20.00

130-B. 39-21-10 (Mounting of reflectors, clearance lamps, and side marker lamps). \$20.00

130-C. 39-21-11 (Visibility of reflectors, clearance lamps, and marker lamps). \$20.00

131. 39-21-13 (Lamp or flag on projecting load). \$20.00

131-A. 39-21-14 (Lamps on parked vehicle). \$20.00

132. 39-21-15 (Farm equipment lights, reflectors). \$20.00

133. 39-21-16 (Lamps on other vehicles and equipment). \$20.00

133-A. 39-21-17 (Spot lamps and auxiliary lamps). \$20.00

133-B. 39-21-18(4) (Audible and visual signals on vehicle). \$20.00

134. 39-21-19 (Signal lamps and signal devices). \$20.00

134-A. 39-21-20 (Multiple-beam road-lighting equipment). \$20.00

135. 39-21-21 (Use of multiple-beam road-lighting equipment). \$20.00

135-A. 39-21-22 (Single-beam road-lighting equipment). \$20.00

136. 39-21-25 (Number of driving lamps required or permitted). \$20.00

137. 39-21-26 (Special restrictions on lamps). \$20.00

137-A. 39-21-27 (Special lighting and warning equipment on school buses). \$20.00

137-B. 39-21-29 (Selling or using lamps or equipment). \$20.00

138. 39-21-32 (Brake equipment required). \$20.00

139. 39-21-33 (Maintenance of brakes). \$20.00

140. 39-21-33.1 (Engine compression brake device - prohibited - posting). \$50.00

141. 39-21-36(1) (Horns and warning devices). \$20.00

142. 39-21-37 (Mufflers, prevention of noise). \$20.00

143. 39-21-38 (Mirrors). \$20.00

144. 39-21-39 (Windshields must be unobstructed and equipped with wipers - Tinted windows). \$20.00

144-A. 39-21-39.1 (Windshield impairing vision of drivers). \$20.00

145. 39-21-40 (Restrictions as to tire equipment). \$20.00

146. 39-21-41.2 (Child-restraint devices). \$25.00

147. 39-21-41.4 (Use of safety belts required in certain motor vehicles' enforcement). \$20.00

148. 39-21-44 (Vehicles transporting explosives). \$250.00

149. 39-21-44.1 (Vehicles to be constructed to prevent sifting or leaking loads). \$20.00

150. 39-21-44.2 (Drawbar precautions required). \$20.00

151. 39-21-45.1 (Modification of motor vehicles). \$20.00

152. 39-21-46 (Scope and effect of Equipment Requirements-Penalty). Infraction

152-A. 39-21-50 (Slow-moving vehicles required to display identification emblem). \$20.00

152-B. 39-21-51 (Alteration of odometers or other mileage recorders, hour meters on tachometers, or other hour recorders). 1st Offense-Class B Misdemeanor; 2nd Offense-Class C Felony

153. 39-24-02 (Snowmobile registration). \$50.00

154. 39-24-09 (Rules for operation of snowmobiles).

(a) violations of Section 39-24-09(1)-(3),(6),(10). N.D.C.C. \$20.00

(b) violation of Section 39-24-09(12). N.D.C.C. \$100.00

155. 39-24-09.1 (Operation by persons under age sixteen (16)). \$10.00

155-A. 39-24.1-13 (Fleeing or attempting to elude a peace officer). Class B Misdemeanor

156. 39-27-03 (Frame-chassis requirements). \$20.00

157. 39-27-04 (Brakes). \$20.00

158. 39-27-05 (Tires, wheels and rims). \$20.00

159. 39-27-06 (Steering and suspension system). \$20.00

160. 39-27-08 (Exhaust system-Prevention of noise). \$20.00

161. 39-27-09 (Mirror). \$20.00

162. 39-27-10 (Fenders). \$20.00

163. 39-27-11 (Seat or saddle). \$20.00

164. 39-27-12 (Chain guard). \$20.00

165. 39-27-13 (Vehicle stand). \$20.00

166. 39-27-14 (Glazing). \$20.00

167. 39-27-15 (Horn). \$20.00

168. 39-27-16 (Speedometer and odometer). \$20.00

169. 39-27-17 (Lighting equipment). \$20.00

170. 39-27-17.1 (Lighting equipment

on motor-driven cycles). \$20.00

171. 39-27-18 (Passenger seat). \$20.00

172. 39-27-20 (Footrests). \$20.00

173. 39-27-21 (Highway bars). \$20.00

174. 39-29-02 (All terrain vehicle registration). \$50.00

175. 39-29-09(1),(2a-d)(3)(6)(9)(10) (Operation of off-highway vehicles). \$50.00

176. 39-29-09(5)(b) (Careless, reckless, or negligent operation of OHV). Class B Misdemeanor

177. 39-29-09(5)(c) (Drove OHV while under influence of intoxicating liquor or drugs). Class B Misdemeanor

178. 39-29-09 (5)(g) (Operating OHV

on posted land). Class B Misdemeanor

179. 39-29-10 (Operating of all-terrain vehicles by persons under age sixteen (16)). \$20.00

180. 37-17.1-05(8) (The governor and disasters or emergencies - Penalties). Infraction

ARTICLE 11 - Disposition of Traffic Offenses

9.1105 Offenses Excepted

The provisions of North Dakota Century Code section 39-06.1-05 and all subsequent amendments are hereby incorporated by reference in this ordinance.

The procedures authorized under Sections 9.1103 and 9.1104 may not be utilized by a person charged with one of the following offenses:

1. Driving or being in actual physical control of a vehicle. In violation of subsection 24 of Section 9.0406.

2. Reckless driving or aggravated reckless driving in violation of subsection 25 of Section 9.0406.

3. A violation of Chapter 12.1-16 of the North Dakota Century Code resulting from the operation of a motor vehicle.

4. Leaving the scene of an accident in violation of Section 39-08-04 of the North Dakota Century Code and subsections 29, 30, and 31 of Section 9.0406.

5. Driving while license or driving privilege is suspended or revoked in violation of subsection 18 of Section 9.0406.

6. Violating subdivision b or c of subsection 5 of Section 39-24-09 of the North Dakota Century Code.

7. Operating an unsafe vehicle in violation of subsection 2 of section 39-21-46 of the North Dakota Century Code.

8. Causing an accident with an authorized emergency vehicle or vehicle operated by or under the control of the department of transportation in violation of subsection 5 of Section 39-10-26 of the North Dakota Century Code.

9.1106 Amount of Statutory Fees

The provisions of North Dakota Century Code section 39-06.1-06 and all subsequent amendments are hereby incorporated by reference in this ordinance.

The fees required for a noncriminal disposition pursuant to either Section 9.1103 or Section 9.1104 shall be as follows, unless otherwise specified in these ordinances:

1. For a nonmoving violation as defined in Section 9.1107, a fee of any amount not to exceed twenty dollars (\$20.00).

2. For a moving violation as defined

in Section 9.1108, a fee of twenty dollars (\$20.00), except for:

a. A violation of subsection 70 of Sections 9.0406 (Operation of Vehicles on Approach of Authorized Emergency Vehicles) and subsection 88 of 9.0406 (Obedience to Signal Indicating Approach of Train), a fee of fifty dollars (\$50.00).

b. A violation of subsection 73 of Section 9.0406 (Pedestrians' Right-of-way in Crosswalks), a fee of fifty dollars (\$50.00).

c. A violation of subsection 146 of Section 9.0406 (Child Restraint Devices), a fee of twenty-five dollars (\$25.00).

d. A violation of subsection 39 of Section 9.0406 (Use of Wireless Communications Device Prohibited) and subsection 41 of 9.0406 (Failure to Maintain Control), a fee of one hundred dollars (\$100.00).

e. A violation of subsection 65-A of Section 9.0406 and subsection 2 of Section 9.0601 (Closing Road Because of Hazardous Conditions - Posting of Official Traffic-Control Devices- Entering Closed Road Prohibited), a fee of two hundred fifty dollars (\$250.00).

f. A violation of subsection 103 of section 9.0406 (Garbage, Glass, Etc. on High-

ways Prohibited), a fee of one hundred dollars (\$100.00).

g. A violation of subsection 42 of Section 9.0406 (Basic Rules), a fee of one hundred dollars (\$100.00).

h. A violation of subsection 44 of Section 9.0406 (Care Required in Operating Vehicle), a fee of thirty dollars (\$30.00).

i. A violation of subsection 92 of Section 9.0406 (Overtaking and Passing School bus), a fee of one hundred dollars (\$100.00).

j. A violation of subsection 68 and 90 of Section 9.0406 (Stop Signs and Yield Signs), a fee of forty dollars (\$40.00).

9.1107 "Nonmoving Violation" Defined

The provisions of North Dakota Century Code section 39-06.1-08 and all subsequent amendments are hereby incorporated by reference in this ordinance.

For the purpose of 9.1106, a "non-moving violation" means a violation of subsections 0, 3-A, 14, 14-A, 19, 20, 99, 130, 130-B, 130-C, and 131-A of Sections 9.0406 or the provisions of Article 7 of this Chapter.

9.1108 "Moving Violation" Defined

The provisions of North Dakota Century Code section 39.06.1-09 and all subsequent amendments are hereby incorporated by reference in this ordinance.

For the purpose of 9.1106, a "moving violation" means a violation of Section 9.0403, subsections 1, 3, 5, 8, 9, 10, 12, 26, 27, 28, 36, 37, 38, 39, 40, 41, 42, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 56-A, 57-58, 59, 60, 61, 62, 63, 64, 65, 65-A, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 96, 97, 98, 100, 101, 102, 103, 104, 106, 107, 108, 109, 110, 111, 112, 113, 113-A, 114, 115, 116, 117, 118, 119, 120, 121, 122, 124, 125, 126, 127, 128, 129, 131, 132, 133, 133-A, 134, 134-A, 135, 136, 137, 137-A, 137-B, 138, 139, 140, 141, 142, 143, 144, 144-A, 145, 146, 147, 149, 150, 151, 152-A, 153, 154, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, and 173 of Section 9.0406, and the provisions of Article 2 of this Chapter.

Sept. 23, 2026