

**NOTICE OF ENACTMENT
OF ARTICLE 12.1
OF CHAPTER 13, TRAFFIC, OF
THE ORDINANCES OF THE
CITY OF NEW ROCKFORD
AN ORDINANCE ENACTING
ARTICLE 12.1 OF CHAPTER 13,
TRAFFIC, OF THE
ORDINANCES OF THE
CITY OF NEW ROCKFORD,
NORTH DAKOTA:**

**Article 12.1
Regulations for Motorized
Scooters**

13-12.1-01 Definition.

A motorized scooter shall mean any wheeled, open device, regardless of the number of wheels, powered by any style motor, which is not capable of traveling more than twenty-five miles per hour (25 mph).

13-12.1-02 Prohibited Operation.

No person shall operate a motorized scooter:

1. On any sidewalk in the city. Persons who obtain a mobility impairment permit from the City of New Rockford, completed by a licensed physician, are exempt from this requirement.

2. On any public property that has been posted or designated by the owner of such property as an area prohibiting scooters.

3. On any public roadway having an established speed limit of greater than 25 mph.

4. On any private property of another, or any public property which is not held open to the public for vehicle use, without the written permission of the owner, the person entitled to immediate possession of the property, or the authorized agent of either.

13-12.1-03 General operating restrictions.

1. No child under the age of 12 years shall operate a motorized scooter.

2. No person shall operate a motorized scooter in excess of the posted speed limit or at a speed greater than is reasonable and prudent under the circumstances then existing.

3. The operator of a motorized scooter approaching a sidewalk, bicycle path, bicycle lane or

multi-use path in order to cross such, shall yield the right-of-way to all other users.

4. Motorized scooters may be operated on a path or lane that is designated as a bicycle path or lane by State or local authorities. However, motorized scooter operators on said bicycle path or lane shall yield at all times to other users.

5. No operator shall allow passengers when the motorized scooter is in operation or motion.

6. No person operating or riding upon a motorized scooter shall attach themselves in any manner to any other vehicle.

7. No person shall operate a motorized scooter while carrying any package, bundle or article which prevents the operator from keeping both hands upon the steering mechanism at all times.

8. No person, other than the owner, shall operate a motorized scooter without the written permission of the owner.

9. No person shall operate a motorized scooter that has been structurally altered from the original manufacturer's design.

10. No person shall operate a motorized scooter in a crosswalk.

13-12.1-04 Operating restrictions on roadway.

1. A person operating a motorized scooter on a roadway shall ride as close as practicable to the right-hand curb or edge of the roadway, except under the following conditions and when the movement can be made safely:

a. If overtaking and passing a bicycle or vehicle proceeding in the same direction.

b. In preparing for a left turn at an intersection or into a private roadway or driveway.

c. If reasonably necessary to avoid hazardous conditions ahead in the roadway.

2. No operator of a motorized scooter shall transport extra fuel in a separate container or alter the fuel reservoir from the original manufacturer's design. This includes the prohibition of physically attaching fuel packs or con-

tainers to the operator's person.

3. Persons operating motorized scooters on the roadway shall not ride more than two abreast.

4. Every person operating a motorized scooter upon a roadway is granted all of the rights and is subject to all of the duties applicable to the driver of a vehicle by NDCC Title 39, except as to special regulations set forth in this Article 13-12.1 and except as to those provisions of NDCC Title 39.1 which by their nature can have no application.

13-12.1-05 Required safety equipment.

1. No person shall operate a motorized scooter without a head lamp emitting a beam and a red rear reflector anytime from sunset to sunrise, or any other time when there is not sufficient light to render clearly discernible, persons or vehicles on the roadway.

a. A head lamp shall emit a white light and be visible from the front at a distance no less than 500 feet;

b. A rear red reflector shall be visible when illuminated by a vehicle head lamp from a distance of not less than 300 feet; and

c. A rear red lamp visible from a distance of 500 feet to the rear may be used in addition to the rear red reflector.

2. No person shall operate a motorized scooter unless it is equipped with a brake which enables the operator to make braked wheels skid on pavement.

3. An operator of a motorized scooter under the age of 18 years, when operating on a roadway, shall at all times wear a protective helmet in an appropriate and safely secured manner. The helmet shall meet minimum standards of testing and safety inspected by the bicycle industry.

4. No person shall operate a motorized scooter without wearing footwear. The footwear must have a sole and completely cover the feet and toes.

13-12.1-06 Motorized scooters may be impounded if operated in violation of ordinances.

The police department of

the City of New Rockford or any of the members thereof may impound any motorized scooter operated in violation of any of the ordinances of the city and retain possession of the same until all fines have been paid.

13-12.1-07 Penalty.

Any violation of this Article 13-12.1 shall result in a minimum penalty of \$40. The parent, guardian, or any adult, providing supervision of an operator under 18 years of age, who violates the provisions of this ordinance, shall be responsible for paying the penalty amount.

13-12.1-08 Repeal of Ordinances in Conflict.

All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

13-12.1-09 Severability.

In the event any section of Article 13-12.1 is held invalid by a court of competent jurisdiction, the invalidity shall extend only to the section affected, and other sections of this Article 13-12.1 shall continue in full force and effect.

13-12.1-10 Effective Date.

This Ordinance shall be in full force and effect from and after final passage.

Stuart Richter,
President
Andrew Presnell,
City Auditor

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09/14/2026

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