



NORTH DAKOTA
CLASSIFICATION OF OFFENSES

Making a difference every day
by providing high quality law enforcement services to keep
North Dakota safe and secure.

August 1, 2025

ACCIDENT

Points	Fee	Statute	Classification	Description
18	-----	39-08-04	A Misd	Leaving the scene of an accident involving personal injury (serious personal injury - C felony; death - B felony)
14	-----	39-08-05	B Misd	Leaving the scene of an accident involving an attended vehicle, property damage
14	-----	39-08-07	A Misd	Leaving the scene of an accident involving an unattended vehicle
14	-----	39-08-08	Infrac	Leaving the scene of an accident with a fixed object
6	\$50	39-08-09	Non-Crim	Failure to give immediate notice of reportable accident (undomesticated animal: vehicle crash is exempt)
6	-----	39-09-01	Infrac	Careless driving – causes and inflicts injury upon operator of snow removal equipment or causes damage in excess of \$4000

ALCOHOL

Points	Fee	Statute	Classification	Description
0	-----	5-01-05.1	Non-Crim	Intoxicated person (de-tox)
0	-----	5-01-08	Infrac	Possessing, purchasing, furnishing money to purchase, or consuming an alcoholic beverage by an individual under 21 (3 rd offense in 1 year B Misd)
0	-----	5-01-09	A Misd	Delivering alcoholic beverages to an individual under 21
0	----	5-01-18	B Misd	Illegal to possess or sell alcohol vaporizing device
0	-----	5-01-22	B Misd	Illegal to possess, sell, purchase, or consume powdered alcohol
0	-----	5-02-05	A Misd	Violation of hours for licensed liquor establishment
-----	-----	39-08-01	B Misd	Drove or in actual physical control of a vehicle while under the influence
0	-----	5-01-09	A Misd	Delivering alcoholic beverages to an individual under 21

Points	Fee	Statute	Classification	Description
0	----	5-01-18	B Misd	Illegal to possess or sell alcohol vaporizing device of alcohol or drugs and/or with an alcohol concentration of at least .08 and/or refusal (1st & 2nd offense in 7-year period); A Misd – 3rd offense in a 7-year period; C Felony – 4th and subsequent offense in 15-year period
0	----	39-08-01.2	B Felony	Serious bodily injury while violating 39-08-01 or 39-08-03 (death – A Felony)
0	----	39-08-01.4	A Misd	DUI by person 21 or older with minor present C Felony – 2 nd or subsequent offense
2	\$50	39-08-18	Non-Crim	Open receptacle containing an alcoholic beverage in or on vehicle (moving—if operator) (0 points if passenger)
0	\$200	39-10.1-10	Non-Crim	Bicycling or riding an animal while under the influence of alcohol or drugs

BACKING

Points	Fee	Statute	Classification	Description
0	\$20	39-10-52(1)	Moving	Backing so as to interfere with traffic
0	\$20	39-10-52(2)	Moving	Backing vehicle on controlled access highway

BICYCLE

Points	Fee	Statute	Classification	Description
0	\$5	39-10.1-04	Moving	Clinging to a vehicle
0	\$5	39-10.1-05	Moving	Failure to ride as near to the right as possible
0	\$5	39-10.1-05.1	Moving	Yielding and stopping while operating a bicycle on a roadway

DRIVER LICENSE

Points	Fee	Statute	Classification	Description
0	\$150	39-06-01	Non-Crim	Drove without operator's license
4	\$20	39-06.1-03	Non-Crim	Violated or exceeded restrictions contained in temporary restricted driving Certificate

Points	Fee	Statute	Classification	Description
0	+\$100	*Varies	Moving	Temporary restricted driver's license - commits moving violation: fee specified for violation, plus additional fee of \$100 – ref: 39-06.1-11
2	\$20	39-06-04	Moving	Failure to comply with requirements of Class D instruction permit (age requirement, points, and the prohibition on electronic communication devices)
4	----	39-06-17	B Misd	Violated driver's license or work permit restrictions (Violated eye lens restriction – 3 points)
4	\$20	39-06-17(4a-d)	Non-Mov	Violated provisions of restricted driver's license (juvenile)
0	\$20	39-06-20	Non-Mov	Failure to change address
0	----	39-06-40	B Misd	Unlawful use of license—lending/use someone else's/refuse to surrender any operator's license, permit, or ID card
0	----	39-06-40.1	B Misd	Reproducing or altering operator's or driver's license, ID card, or permit – display or have in possession an altered driver's license
0	----	39-06-42	B Misd	Driving while license suspended or revoked (A Misd – fourth or subsequent offense within 5 years)
2	\$20	39-06-44	Non-Mov	Permitting unauthorized minor to drive
2	\$20	39-06-45	Non-Mov	Permitting unauthorized person to drive
2	\$20	39-06.2-07	Moving	Violation of CDL instructional permit

EQUIPMENT

Points	Fee	Statute	Classification	Description
0	\$20	39-10-39	Moving	No signal lamps or signals by hand or arm when required
0	\$20	39-21-01	Moving	Drove without headlamps when required
0	\$20	39-21-03	Moving	No headlamps (not operated - \$10 Non-Mov)
0	\$20	39-21-04(1)	Moving	Drove without taillamps when required
0	\$20	39-21-04(3)	Moving	No license plate light when required
0	\$20	39-21-05	Moving	Operated new vehicle upon roadway without required reflectors (not

Points	Fee	Statute	Classification	Description
				operated - \$10 Non-Mov)
0	\$20	39-21-06	Moving	Operated motor vehicle not equipped with stop lamps or turn signals
0	\$20	39-21-06.1	Moving	Operated motor vehicle while backup lights lighted
0	\$20	39-21-08	Non-Mov	No clearance lamps or reflectors when required
0	\$20	39-21-08	Non-Mov	No stop lamp – bus, truck, trailer, or semitrailer
0	\$10	39-21-09	Non-Crim	Improper color of clearance side marker, backup lamps, or reflectors
0	\$10	39-21-09(3)	Non-Crim	Only red light permitted to rear (see exemptions)
0	\$20	39-21-10	Non-Mov	Improper mounting of reflectors, clearance lamps, and marker lamps
0	\$20	39-21-11	Non-Mov	Visibility of reflectors, clearance lamps, and marker lamps
0	\$20	39-21-12	Moving	Operated vehicle in combination with insufficient/improper lights
0	\$20	39-21-13	Moving	No flag or lamp on projecting load (not operated - \$10 Non-Mov)
0	\$20	39-21-14	Non-Mov	No lamps or headlamps on high beam while parked
0	\$20	39-21-15	Moving	No lamps on farm tractor, equipment, or implements when required
0	\$20	39-21-16	Moving	No lamps on other vehicles and equipment
0	\$20	39-21-17	Moving	Operated vehicle with improperly aimed or mounted spot, fog, passing, or driving lamp
0	\$20	39-21-18(4)	Moving	School bus not equipped with flashing signal lights/stop arm
0	\$20	39-21-18.1	Moving	Improper use of flashing lights by mail carrier
0	\$20	39-21-19	Moving	No signal lamps or stop lamps (not operated - \$10 Non-Mov)
0	\$20	39-21-20(3)	Moving	Vehicle not equipped with high beam indicator
1	\$20	39-21-21(1)	Moving	Failure to dim headlamps for approaching vehicles within 500 ft
1	\$20	39-21-21(2)	Moving	Failure to dim headlamps when following another vehicle within 300 ft
0	\$20	39-21-22	Moving	Vehicle equipped with improperly aimed or adjusted headlamps
0	\$20	39-21-25	Moving	Operated vehicle while equipped with

Points	Fee	Statute	Classification	Description
				excessive number of lamps
0	\$20	39-21-26(2)	Moving	Unauthorized red or green light visible from the front
0	\$20	39-21-26(3)	Moving	Unauthorized flashing light
0	\$20	39-21-27	Moving	Improperly operated school bus warning equipment or special lighting
0	\$20	39-21-28(2)	Moving	Operated snow removal equipment upon highway without displaying proper lights
0	\$20	39-21-29	Moving	Vehicle equipped with lamp which has not been approved
2	\$20	39-21-32	Moving	Defective brakes on motor vehicle (not operated - \$10 Non-Mov)
2	\$20	39-21-32(3)	Moving	Defective brakes or no safety chains on trailer
2	\$20	39-21-33	Moving	Maintenance of brakes required
0	<u>\$50</u>	39-21-33(1)	<u>Moving</u>	Prohibition of engine compression brakes in posted zone
0	\$20	39-21-36(1)	Moving	No horn
0	\$20	39-21-36(2)	Moving	Operated vehicle equipped with unauthorized siren, whistle, or bell
0	\$20	39-21-37	Moving	Defective muffler or no muffler (not operated - \$10 Non-Mov)
0	\$20	39-21-38	Moving	No mirror
0	\$20	39-21-39(1)	Moving	Drove vehicle with obstructed windshield or no windshield (not operated - \$10 Non-Mov)
0	\$20	39-21-39(3)	Moving	Operated vehicle with faulty or no windshield wipers
0	\$20	39-21-39(4)	Moving	Tinted windshield or windows less than 35% light transmittance
0	\$20	39-21-39.1	Moving	Shattered or defective windshield that materially impairs driver's clear view
0	\$20	39-21-40(3)	Moving	Drove with studded tires when illegal (legal period - October 15 to April 15)
0	\$20	39-21-40(3)	Moving	Operated vehicle with cleat, spike, or metal flange in contact with road surface (exceptions for farm machinery, school buses, and tire chains)
1	\$25	39-21-41.2	Moving	Operator failed to provide child restraint device

Points	Fee	Statute	Classification	Description
0	\$20	39-21-41.4	Moving	Operated vehicle with cleat, spike, or metal flange in contact with road surface (exceptions for farm machinery, school buses, and tire chains)
1	\$25	39-21-41.2	Moving	Operator failed to provide child restraint device
0	\$20	39-21-41.4	Moving	Occupant not properly restrained (mail carriers, implements of husbandry, and certain medical conditions are exempt)
0	\$20	39-21-42	Moving	Certain vehicles to carry flares or other warning devices
0	\$20	39-21-43	Moving	Failure to display flares
0	\$20	39-21-44.1	Moving	Drove vehicle with leaking or sifting load
0	\$20	39-21-44.2	Moving	Improper drawbar or connection between vehicles (not operated - \$10 Non-Mov)
1	\$20	39-21-45.1	Moving	Driving a modified motor vehicle
2	-----	39-21-46(2)	Infrac	Operated an unsafe vehicle
0	\$20	39-21-50	Moving	Failure to display slow moving emblem or flashing amber light
0	-----	39-21-51	B Misd	Altered odometer or mileage recorders (more than one vehicle or a subsequent offense - C felony)

FOLLOWING

Points	Fee	Statute	Classification	Description
0	\$20	39-10-18(1)	Moving	Following too close
0	\$20	39-10-18(2)	Moving	Failure to leave sufficient distance between trucks
0	\$100	39-10-18(4)	Moving	CMV driver found to be operating in a platoon without approved plan or operating in violation of plan guidelines. (Ref: 39-10-74)

HEIGHT, WEIGHT, LENGTH

Points	Fee	Statute	Classification	Description
0	\$100	39-12-08	Non-Crim	Operating without permit
0	\$20	39-12-04	Moving	Overwidth, height, and length limitations
0	\$100	39-12-04(1d)	Moving	Seasonal permit violation

Points	Fee	Statute	Classification	Description
0	\$20	39-12-05	Moving	Overweight limitations on interstate system
0	\$20	39-12-05.3	Moving	Overweight limitation on roads other than the interstate system
0	\$20	39-12-06	Moving	Extended load on side of vehicle
0	\$20	39-12-09	Moving	Operating or owner allowing the operation of a vehicle in violation of size or weight limitations
0	-----	39-12-21	B Misd	Driver failed to stop or submit vehicle to weighing when ordered to do so by a police officer

HIGHWAY

Points	Fee	Statute	Classification	Description
0	-----	24-03-05	A Misd	Defacing, removing, or traveling through any barricade on highway
0	-----	24-03-11	B Misd	Failure to erect warning signs at culvert, bridge, or on public roadway under repair
0	-----	24-06-27	B Misd	Obstructed or caused damage to highway ditch
0	-----	24-10-03	Infrac	Failure to close gates authorized on highway
0	-----	24-12-01	B Misd	Destruction to highway, rest area, bridge, picnic area, etc.
0	-----	24-12-02	B Misd	Obstructed or plowed up highway right of way
0	-----	24-12-04	B Misd	Caused damage to highway signs and markings

MOBILE HOME

Points	Fee	Statute	Classification	Description
0	\$20	39-10-52.2	Moving	Riding in housetrailer when prohibited
0	\$100	39-18-01	Non-Crim	Mobile home dealer license violation
0	-----	39-18-03	B Misd	Failure to register mobile home, travel trailer, or housetrailer
0	-----	39-18-04	B Misd	Mobile home not equipped with adequate brakes, taillights, or stoplights

MOTOR VEHICLE DEALERS

Points	Fee	Statute	Classification	Description
0	----	39-04-17	Infrac	Certificate of notary violation

MOTORCYCLE AND MOPEDS

Points	Fee	Statute	Classification	Description
2	\$20	39-10.2-02	Moving	Riding more than designed for or interfering with the operator
2	\$20	39-10.2-03	Moving	Overtaking or passing vehicle in same lane or more than two abreast
4	\$20	39-10.2-04	Moving	Clinging to a vehicle
2	\$20	39-10.2-05	Moving	Carrying passengers on motorcycle not equipped with passenger footrests
2	\$20	39-10.2-06	Moving	No helmet worn - driver or passenger under 18 (if the driver is required to wear protective headgear, any passenger must also regardless of age)

MOTORCYCLE EQUIPMENT

Points	Fee	Statute	Classification	Description
0	\$20	39-27	Moving	39-27-03 through 39-27-21

OFF-HIGHWAY VEHICLES (OHV)

Points	Fee	Statute	Classification	Description
0	\$50	39-29-02	Infrac	Failure to register off-highway vehicle
0	\$50	39-29-09(1)	Infrac	Operated on roadway, shoulder, or inside bank or slope where prohibited
0	\$50	39-29-09(1)	Infrac	Operated OHV on paved highway with speed limit greater than 55 mph
0	\$50	39-29-09(1)	Infrac	Only class III OHV with a licensed driver age 16 or older may operate on a paved highway posted at a speed not exceeding 65 mph
0	\$50	39-29-09(2a)	Infrac	Crossed roadway other than 90-degree angle
0	\$50	39-29-09(2b)	Infrac	Failure to stop before crossing roadway
0	\$50	39-29-09(2c)	Infrac	Failure to yield right of way to oncoming traffic
0	\$50	39-29-09(2d)	Infrac	Crossing divided highway at other than an intersection

Points	Fee	Statute	Classification	Description
0	\$50	39-29-09(3)	Infrac	No brakes, headlamp, or taillamp (except for class I OHV)
0	-----	39-29-09(5b)	B Misd	Careless, reckless, or negligent operation of OHV
0	-----	39-29-09(5c)	B Misd	Drove OHV while under the influence of intoxicating liquor or drugs
0	-----	39-29-09(5g)	B Misd	Operating on posted land
0	\$50	39-29-09(6)	Infrac	No valid driver's license in possession while operating an OHV
0	\$50	39-29-09(9)	Infrac	No helmet worn - operator or passenger under 18 years
0	\$50	39-29-09(10)	Infrac	Carried passenger on OHV
0	\$20	39-29-09.1	Infrac	Operated OHV on paved roadway w/o mirror, horn, speedometer, odometer, brake light, headlamp or motor of at least 350 cc
0	\$20	39-29-10	Infrac	Age 12 or over operating OHV without safety certificate or license

OVERTAKING

Points	Fee	Statute	Classification	Description
2	\$20	39-10-11(1)	Moving	Drove to the right before safely clear while passing
2	\$20	39-10-11(2)	Moving	Failure to give way when overtaken
0	\$20	39-10-11.1	Moving	Overtaking and passing a bicycle
2	\$20	39-10-12	Moving	Overtook vehicle on the right when prohibited or unsafe
2	\$20	39-10-13	Moving	Overtook when unsafe
2	\$20	39-10-15	Moving	Overtook where prohibited
6	\$250	39-10-46(1)	Moving	Overtook or passed stopped school bus
0	\$100	39-10-46(2)	Moving	Improper use of school bus (school bus signs)
0	\$250	39-10-46.1	Moving	Registered owner permitted overtaking or passing of school bus

PARKING

Points	Fee	Statute	Classification	Description
0	\$5	39-01-15(6)	Non-Mov	Mobility impaired certificate or license plate not prominently displayed
0	\$100	39-01-15(8)	Infrac	Mobility impaired certificate improperly used

Points	Fee	Statute	Classification	Description
0	\$100	39-01-15(10)	Non-Mov	Stopping, standing, or parking in mobility impaired designated parking space
2	\$20	39-10-47	Non-Mov	Stopping, standing, or parking outside of business or residential district upon the paved or main-traveled portion of a highway
0	\$5	39-10-48(4)	Non-Mov	Vehicle improperly parked on Capitol Grounds when prohibited
1	\$20	39-10-49	Non-Mov	Stopping, standing, or parking where prohibited
0	\$20	39-10-50	Non-Mov	Additional parking regulations
0	\$50	39-10-50.1	Non-Mov	Unauthorized parking in a designated electric parking space or obstructing the space
1	\$20	39-10-54.1	Non-Mov	Opening door on vehicle when unsafe

PEDESTRAINS

Points	Fee	Statute	Classification	Description
2	\$50	39-10-05	Moving	Failure to yield to pedestrian at a lighted traffic-controlled intersection
2	\$50	39-10-28	Moving	Failure to yield right of way to pedestrian in crosswalk
0	\$20	39-10-30	Moving	Driver failed to exercise due care upon approaching pedestrian
0	\$20	39-10-33.1	Moving	Driver failed to yield right of way to pedestrian on sidewalk
0	\$20	39-10-33.2	Moving	Pedestrian failure to yield right of way to authorized emergency vehicle
2	\$20	39-10-33.3	Moving	Driver failed to yield right of way to blind or visually impaired person
0	\$20	39-10-33.4	Moving	Pedestrian under influence of alcohol or drugs creating a hazard on roadway
0	\$20	39-10-34	Moving	Pedestrian standing on roadway soliciting ride or business

RAILROAD CROSSINGS

Points	Fee	Statute	Classification	Description
3	\$50	39-10-41	Moving	Failure to stop for automatic RR crossing signal, flagman, or train; drove around crossing gate or barrier
3	\$50	39-10-42	Moving	Failure to stop for RR crossing marked with stop sign

Points	Fee	Statute	Classification	Description
0	\$20	39-10-43	Moving	Passenger bus, school bus, or vehicle carrying certain hazardous materials failure to stop at RR crossing
0	\$20	39-10-67	Moving	Improper movement of heavy equipment at RR grade crossing

REGISTRATION

Points	Fee	Statute	Classification	Description
0	\$20	39-04-02.1	Non-Mov	Failure to change address
1	\$20	39-04-11	Moving	Failure to display number plates/tabs
0	\$20	39-04-22	Moving	Exceeded gross weight for which registered
0	\$20	39-04-37(1)	Moving	Failure to register motor vehicle
0	\$100	39-04-37(6)	Non-Mov	Operating motor vehicle without temporary registration (upon gainful employment)
0	-----	39-04-37	B Misd	Unlawful use of license plate or tab – Section 2, 3, 4, 5
0	\$20	39-04-55	Moving	Failure to carry registration card in vehicle (electronic version allowed)
0	-----	39-05-17	B Misd	Failure to transfer title of vehicle
0	-----	39-05-28	C Felony	Fraudulently defacing, destroying, or altering motor vehicle identification numbers
0	\$50	39-19-03	Moving	Reciprocal use of highways (Failure to obtain trip permit when required)

RIGHT OF WAY

Points	Fee	Statute	Classification	Description
2	\$20	39-10-04	Moving	Disregarded traffic control device
2	\$20	39-10-05	Moving	Drove through red light
2	\$20	39-10-07	Moving	Failure to stop or yield for flashing red light/intersection
2	\$20	39-10-07	Moving	Failure to exercise caution at flashing yellow light/intersection
2	\$20	39-10-22	Moving	Failure to yield at intersection
2	\$20	39-10-22.1	Moving	Failure to yield right of way when entering a freeway
2	\$20	39-10-23	Moving	Turned left in front of approaching traffic
2	\$40	39-10-24(2)	Moving	Failure to yield right-of-way at intersection marked with a stop sign

Points	Fee	Statute	Classification	Description
2	\$40	39-10-24(3)	Moving	Failure to yield right-of-way at intersection marked with a yield sign
2	\$20	39-10-25	Moving	Failure to yield entering roadway from any place other than another roadway
2	\$50	39-10-26	Moving	Failure to yield to emergency vehicle or highway maintenance vehicle
2	\$50	39-10-26(2)	Moving	Failure to change lanes for authorized emergency vehicle
2	-----	39-10-26(5)	Infrac	Failure to yield to emergency vehicle and causes an accident
0	\$20	39-10-26.3	Moving	Failure to yield right of way to stationary motor vehicle with hazard lights
0	\$20	39-10-37	Moving	Failure to yield from stopped or parked position
2	\$40	39-10-44(3)	Moving	Disregarded stop sign
0	\$20	39-10-45	Moving	Driver emerging from alley, driveway, private road, or building failed to stop prior to entering crosswalk or roadway
0	\$20	39-10-68	Moving	Entered intersection or RR grade crossing when roadway was obstructed
2	\$20	39-10-72	Moving	Violated right of way to funeral procession

SNOWMOBILE

Points	Fee	Statute	Classification	Description
0	\$50	39-24-02	Moving	Failure to register snowmobile
0	\$20	39-24-09(1)	Moving	Operated on shoulder of street, highway, or interstate when prohibited
0	\$20	39-24-09(2a)	Moving	Crossed roadway other than 90-degree angle
0	\$20	39-24-09(2b)	Moving	Failure to stop before crossing roadway
0	\$20	39-24-09(2c)	Moving	Failure to yield right of way to oncoming traffic
0	\$20	39-24-09(2d)	Moving	Crossed divided highway at other than an intersection
0	\$20	39-24-09(3)	Moving	No brakes, headlamps, or taillamps
0	-----	39-24-09(5b)	B Misd	Careless, reckless, or negligent operation of snowmobile
0	-----	39-24-09(5c)	Infrac	Drove snowmobile while under the influence of intoxicating liquor or drugs
0	-----	39-24-09(5g)	B Misd	Operating on posted land

Points	Fee	Statute	Classification	Description
0	\$20	39-24-09(6)	Moving	No valid driver's license in possession while operating snowmobile
0	\$20	39-24-09(10)	Infrac	No helmet worn - operator or passenger under 18 years
0	-----	39-24-09(11)	B Misd	Operating or owner permitting operation of snowmobile without liability insurance
0	\$100	39-24-09(12)	Moving	Operating within right of way of interstate
0	\$10	39-24-09.1	Non-Crim	Age restriction of operating snowmobile without certificate or license
0	-----	39-24.1-06	Non-Crim	Revocation of privilege to operate snowmobile upon refusal to submit to testing (schedule hearing to determine noncriminal statutory fee)
0	-----	39-24.1-12	A Misd	Operating snowmobile during period of prohibition
0	-----	39-24.1-13	B Misd	Fleeing or attempting to elude a peace officer (third or subsequent offense-A Misd)

TURNING

Points	Fee	Statute	Classification	Description
0	\$20	39-10-35(1)	Moving	Turned right from wrong lane or turned too wide
0	\$20	39-10-35(2)	Moving	Turned left from wrong lane or turned too wide
0	\$20	39-10-36	Moving	Improper turn around (interfered with traffic or on a hill or curve)
0	\$20	39-10-38	Moving	Neglected signal when required

WRONG SIDE OR WRONG WAY

Points	Fee	Statute	Classification	Description
2	\$20	39-10-08	Moving	Drove on left half of roadway not in overtaking
2	\$20	39-10-14(1a)	Moving	Drove on left half of roadway on hill or curve
2	\$20	39-10-14(1b)	Moving	Drove on left half of roadway at intersection or RR crossing
2	\$20	39-10-16(3)	Moving	Drove wrong way on one-way roadway

Points	Fee	Statute	Classification	Description
0	\$20	39-10-17	Moving	Changed lanes without regard for other traffic
0	\$20	39-10-19	Moving	Crossing the median
2	\$20	39-10-20	Moving	Drove onto controlled-access highway other than entrances or exits
0	\$250	39-10-21.1	Moving	Drove on a closed road during hazardous conditions, when closure has been announced to the public.
0	\$20	39-10-55	Moving	Driver failed to stay to the right while traveling through defiles or canyons or failed to give audible warning

MOTOR CARRIER HAZARDOUS MATERIALS REGULATIONS

Points	Fee	Statute	Classification	Description
2	\$250	39-21-44(1)	Non-Crim	Vehicle transporting explosives or hazardous materials – not equipped with at least one fire extinguisher, filled, ready and in convenient location

MISCELLANEOUS

Points	Fee	Statute	Classification	Description
0	\$25	12.1-31-03	Non-Crim	Use of tobacco products by an individual 18-20 (juvenile referral 14-17 years old; CHINS referral under 14 years old)
0		23.1-15-02	A Misd	Any person that abandons a MV on any public or private property, without consent of the person in control of the property is in violation.
0	-----	39-03-11	A Misd	Impersonating patrolman
0	-----	39-07-08	B Misd	Violated written promise to appear
8	-----	39-08-03	B Misd	Reckless driving
12	-----	39-08-03	A Misd	Aggravated reckless driving
10	\$100	39-08-03.1	Moving	Drag racing (2.a)
3	\$50	39-08-03.1	Moving	Exhibition driving (2.b)
10	\$100	39-08-03.1	Moving	Racing (2.c)
0	-----	39-08-19	B Misd	Willfully harassing or frightening any domestic animal with a motor vehicle

Points	Fee	Statute	Classification	Description
6	\$150	39-08-20	Moving	Driving without or failure to provide proof of liability insurance (in crash & owner - 14 pts); 2nd and subsequent offense within 3 years: \$300 (12 points if within 18 months of first offense)
0	-----	39-08-20(4)	B Misd	Failure to turn over plates by court order—result of second offense 3 yrs
0	\$150	39-08-20.2	Infrac	Failure to provide liability insurance for special mobile equipment (\$300 for 2nd and subsequent offense in 3 years)
0	\$100	39-08-23	Moving	Used a wireless communications device to compose, read, or send electronic message while operating a motor vehicle
0	\$20	39-08-24	Moving	Used an electronic communication device while operating a motor vehicle – Class D license holder at least 16 and under 18
0	\$100	39-08-25	Moving	Failure to maintain control of motor vehicle while distracted
2	\$20	39-10-02	Moving	Failure to comply with a lawful order of police officer
0	\$20	39-10-38	Moving	Neglected signal when required
0	\$20	39-10-52.1	Moving	Driving upon sidewalk
0	\$20	39-10-54	Moving	Obstruction to driver's view or driving mechanism
0	\$20	39-10-56	Moving	Coasting prohibited
0	\$20	39-10-57	Moving	Following emergency vehicle when prohibited
0	\$20	39-10-58	Moving	Drove across fire hose when prohibited
0	\$500	39-10-59	Moving	Depositing rubbish on the highway
0	\$20	39-10-64	Moving	Drove through safety zone when prohibited
0	-----	39-10-65	B Misd	Operated motor vehicle on protective flood works when prohibited
24	-----	39-10-71	A Misd	Fleeing or attempting to elude a police officer 1st offense
			C Felony	Any subsequent offense within 3 years; or fleeing after or in the commission of a felony; or driver operates vehicle in a manner that creates inherent risk of death or serious injury to 3rd person

Points	Fee	Statute	Classification	Description
0	\$10	39-10-71.1	Moving	Owner's responsibility regarding fleeing vehicle – 1st offense: \$100; 2nd or subsequent offense: \$500
0	-----	39-21-56	A Misd	Sell, install, or sell a vehicle installed with a counterfeit or knowingly inoperative or previously deployed airbag
0	\$20	62.1-04-04	Non-Mov	Failure to produce concealed carry license upon request

CRIMINAL (Criminal Offenses Include Infractions, Misdemeanors, Felonies)

Points	Fee	Statute	Classification	Description
0	-----	39-30-02	B Felony	Operating a "chop shop"
0	-----	12.1-08	A Misd	Harboring a runaway minor
0	-----	12.1-08-02	A Misd	Resisting arrest (if offense involves an A, B, or C Felony - C Felony)
0	-----	12.1-08-03	A Misd	Hindering law enforcement (C Felony under certain circumstances)
0	-----	12.1-08-06	A Misd	Escape (B or C Felony under certain circumstances)
0	-----	12.1-08-11	B Misd	Refusing to halt (non-driver; third or subsequent offense - A Misd)
0	-----	12.1-11-03	A Misd	False information to a police officer
0	-----	12.1-16-03	C Felony	Negligent homicide
0	-----	12.1-17-01.2	B Misd	Domestic Violence – Bodily Injury; A Misd for subsequent offense; (Substantial bodily injury; A Misd; B Felony if victim under 12);(Serious bodily injury; C Felony; B Felony if victim under 12)
0	-----	12.1-17-02	C Felony	Aggravated assault (B Felony if victim is under the age of 12, permanent loss or impairment of bodily member or organ, law enforcement or correctional institution employee)
0	-----	12.1-17-11	A Misd	Contact by body fluids or excrement if the individual is reckless; C Felony if knowingly causes contact

Points	Fee	Statute	Classification	Description
0	-----	12.1-17-12	B Felony	If negligently causes serious bodily harm while fleeing a peace officer; A Felony if negligently causes death
0	-----	12.1-23-02.1	C Felony	Disarming or attempting to disarm a law enforcement officer
0	-----	12.1-23-06	A Misd	Unauthorized use of a vehicle (C Felony if vehicle is an aircraft or recovery/restoration costs exceed \$1,000)
0	-----	12.1-31-01	A Misd	Violated restraining order under section 4 or 5
0	-----	12.1-31-01	B Misd	Disorderly conduct
0	-----	12.1-31-01.1	B Misd	Disorderly conduct within 300 feet of funeral (subsequent offense – A Misd)
0	-----	14-10-06	A Misd	Contributing to the delinquency of a minor (sexual conduct under 16 – C Felony)
0	-----	19-03.1-22.1	B Misd	Inhalation of volatile chemical vapors (A Misd for 3 rd or subsequent offense within 1 year of 1st offense)
0	-----	19-03.1-22.3	B Misd	Unlawful ingestion of marijuana/THC under 21 and not a medical card holder
0	-----	19-03.1-22.3	A Misd	Unlawful ingestion of a controlled substance not marijuana
0	-----	19-03.1-23	A Misd	Possession of a controlled substance – other than marijuana (C Felony for 2nd or subsequent offense)(B Felony if on school property, or delivery or manufacturing)
0	-----	19-03.1-23	Infrac	Possession of a controlled substance – < ½ oz marijuana (C Felony for delivery or manufacturing)
0	-----		B Misd	Possession of controlled substance - ½ oz to 500g of marijuana
0	-----		A Misd	Possession of controlled substance – > 500g of marijuana
0	-----	19-03.1-	Infrac	Possession of controlled substance –

Points	Fee	Statute	Classification	Description
		23(7)		THC < 2 gm (2 to 6 gm B Misd; > 6 gm A Misd)
0	-----	19-03.4-03	Infrac	Possession of drug paraphernalia – marijuana/THC (A Misd for manufacturing and growing related(B Misd only after 2 prior convictions)
0	-----	19-03.4-03	A Misd	Possession of drug paraphernalia – Sch. 1-3 (C Felony for 2 nd and subsequent offense or manufacturing and growing related)
0	-----	19-03.4-04	A Misd	Unlawful manufacture or delivery of drug paraphernalia (Class I, II, III-C Felony)
0	-----	19-03.4-05	C Felony	Unlawful delivery of drug paraphernalia to a minor (at least 3 years the deliverer's junior)
0	-----	20.1-01-06	B Misd	Being afield with gun, firearm, or bow and arrow while under the influence of intoxicating liquor and/or drugs
0	-----	20.1-13-07	B Misd	Operating a motorboat or vessel while under the influence of intoxicating liquor and/or drugs
0	-----	23.1-08-07	Infrac	Littering (more than one cubic foot, furniture, or appliance - B Misd)
0	-----	24-15-05	B Misd	Proceeded or traveled through established roadblock
0	-----	62.1-02-10	Infrac	Carrying a loaded firearm in a vehicle (Class 2 non-criminal under 20.1-01-30 if while hunting)
0	\$100	62.1-02-05	Non-Crim	Possession of a firearm at public gathering (knowingly violated)
0	-----	62.1-03-01	A Misd	Carrying a handgun other than permitted by law
0	-----	62.1-04-02	A Misd	Carrying a concealed weapon

Juvenile Court has jurisdiction over all criminal traffic related offenses including felonies, misdemeanors, and infraction law violations. The Juvenile Court does not have jurisdiction over non-criminal traffic related offenses including moving and non-moving violations. Non-moving violations are defined under 39-06.1-08 and moving violations are defined under 39-06.1-09.

SPEED

Points	Fee	Statute	Classification	Description
6	\$100	39-09-01	Moving	Careless driving (Infraction: injury or damage greater than \$4,000)
2	\$30	39-09-01.1	Moving	Care required in operating vehicle
		39-09-02	Moving	Exceeded speed limit (fee as provided)
	\$40+	39-09-02(1b)	Moving	Exceeded speed limit in school zone (fee as provided)
	\$150+	39-09-02(2)	Moving	Exceeded speed limit in construction zone (with signs & workers present)
0	\$20	39-09-04.1	Moving	Drove in excess of special speed limitations
0	\$20	39-09-09	Moving	Impeding traffic or operating slower than minimum posted speed

FEEES AND POINTS FOR SPEEDING IN 55 ZONES

MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT
56-60	\$20	0	69	\$42	1	78	\$89	5	87	\$116	9	96	\$143	12
61	\$20	0	70	\$45	1	79	\$92	5	88	\$119	9	97	\$146	12
62	\$21	0	71	\$68	3	80	\$95	5	89	\$122	9	98	\$149	12
63	\$24	0	72	\$71	3	81	\$98	9	90	\$125	9	99	\$152	12
64	\$27	0	73	\$74	3	82	\$101	9	91	\$128	12	100	\$155	12
65	\$30	0	74	\$77	3	83	\$104	9	92	\$131	12	101	\$158	15
66	\$33	1	75	\$80	3	84	\$107	9	93	\$134	12			
67	\$36	1	76	\$83	5	85	\$110	9	94	\$137	12			
68	\$39	1	77	\$86	5	86	\$113	9	95	\$140	12			

+ \$3 for each mph over 101 mph

FEES AND POINTS FOR SPEEDING IN 65 ZONES

MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT
66	\$20	0	76	\$33	1	86	\$83	5	96	\$113	9	106	\$143	12
67	\$20	0	77	\$36	1	87	\$86	5	97	\$116	9	107	\$146	12
68	\$20	0	78	\$39	1	88	\$89	5	98	\$119	9	108	\$149	12
69	\$20	0	79	\$42	1	89	\$92	5	99	\$122	9	109	\$152	12
70	\$20	0	80	\$45	1	90	\$95	5	100	\$125	9	110	\$155	12
71	\$20	0	81	\$68	3	91	\$98	9	101	\$128	12	111	\$158	15
72	\$21	0	82	\$71	3	92	\$101	9	102	\$131	12			
73	\$24	0	83	\$74	3	93	\$104	9	103	\$134	12			
74	\$27	0	84	\$77	3	94	\$107	9	104	\$137	12			
75	\$30	0	85	\$80	3	95	\$110	9	105	\$140	12			

+ \$3 for each mph over 111 mph

FEES AND POINTS FOR SPEEDING IN 70 ZONES

MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT
71	\$20	0	81	\$55	3	91	\$125	7	101	\$175	12	111	\$225	15
72	\$20	0	82	\$60	3	92	\$130	7	102	\$180	12	112	\$230	15
73	\$20	0	83	\$65	3	93	\$135	7	103	\$185	12	113	\$235	15
74	\$20	0	84	\$70	3	94	\$140	7	104	\$190	12	114	\$240	15
75	\$25	0	85	\$75	3	95	\$145	7	105	\$195	12	115	\$245	15
76	\$30	1	86	\$100	5	96	\$150	10	106	\$200	15	116	\$250	15
77	\$35	1	87	\$105	5	97	\$155	10	107	\$205	15			
78	\$40	1	88	\$110	5	98	\$160	10	108	\$210	15			
79	\$45	1	89	\$115	5	99	\$165	10	109	\$215	15			
80	\$50	1	90	\$120	5	100	\$170	10	110	\$220	15			

+ \$5 for each mph over 116 mph

FEES AND POINTS FOR SPEEDING IN 80 ZONES

MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT	MPH	FEE	PT
81	\$20	0	91	\$55	3	101	\$125	7	111	\$175	12	121	\$225	15
82	\$20	0	92	\$60	3	102	\$130	7	112	\$180	12	122	\$230	15
83	\$20	0	93	\$65	3	103	\$135	7	113	\$185	12	123	\$235	15
84	\$20	0	94	\$70	3	104	\$140	7	114	\$190	12	124	\$240	15
85	\$25	0	95	\$75	3	105	\$145	7	115	\$195	12	125	\$245	15
86	\$30	1	96	\$100	5	106	\$150	10	116	\$200	15	126	\$250	15
87	\$35	1	97	\$105	5	107	\$155	10	117	\$205	15			
88	\$40	1	98	\$110	5	108	\$160	10	118	\$210	15			
89	\$45	1	99	\$115	5	109	\$165	10	119	\$215	15			
90	\$50	1	100	\$120	5	110	\$170	10	120	\$220	15			

+ \$5 for each mph over 126 mph

SPEEDING VIOLATION FEE SCHEDULES

MPH Over Speed Limit	Zones 65 MPH or less	Points
1-5 MPH	\$20	0
6-10 MPH	\$3 per MPH or \$20, whichever is greater	0
11-15 MPH	\$3 per MPH over	1
16-20 MPH	\$3 per MPH over + \$20 additional fee	3
21-25 MPH	\$3 per MPH over + \$20 additional fee	3
26-35 MPH	\$3 per MPH over + \$20 additional fee	9
36-45 MPH	\$3 per MPH over + \$20 additional fee	12
46+ MPH	\$3 per MPH over + \$20 additional fee	15

MPH Over Speed Limit	Zones In Excess of 65 MPH	Points
1-5 MPH	\$5 per MPH or \$20, whichever is greater	0
6-10 MPH	\$5 per MPH over	1
11-15 MPH	\$5 per MPH over	3
16-20 MPH	\$5 per MPH over + \$20 additional fee	5
21-25 MPH	\$5 per MPH over + \$20 additional fee	7
26-30 MPH	\$5 per MPH over + \$20 additional fee	10
31-35 MPH	\$5 per MPH over + \$20 additional fee	12
36+ MPH	\$5 per MPH over + \$20 additional fee	15

FEES AND POINTS FOR SPEEDING IN SCHOOL ZONES

20 Zone	Fee	Pts	20 Zone	Fee Pts	Pts	20 Zone	Fee	Pts
21-30	\$40	0	39	\$49	3	48	\$58	9
31	\$41	1	40	\$50	3	49	\$59	9
32	\$42	1	41	\$51	5	50	\$60	9
33	\$43	1	42	\$52	5	51	\$61	9
34	\$44	1	43	\$53	5	52	\$62	9
35	\$45	1	44	\$54	5	53	\$63	9
36*	\$46	3	45	\$55	5			
37	\$47	3	46	\$56	9			
38	\$48	3	47	\$57	9			

**Regular fee becomes greater*

School Zone Criteria: During recess; during opening and closing hours of the school
Fees: 1-10 mph over - \$40; 11 mph and higher - \$40 plus \$1 for each mph over 10 mph over the limit – unless a greater fee is applicable.

FEES AND POINTS FOR SPEEDING IN CONSTRUCTION ZONES

35 Zone	55 Zone	60 Zone	Fee	Pts	35 Zone	55 Zone	60 Zone	Fee	Pts
36-45	56-65	61-70	\$150	0	58	78	83	\$176	5
46	66	71	\$152	1	59	79	84	\$178	5
47	67	72	\$154	1	60	80	85	\$180	5
48	68	73	\$156	1	61	81	86	\$182	9
49	69	74	\$158	1	62	82	87	\$184	9
50	70	75	\$160	1	63	83	88	\$186	9
51	71	76	\$162	3	64	84	89	\$188	9
52	72	77	\$164	3	65	85	90	\$190	9
53	73	78	\$166	3	66	86	91	\$192	9
54	74	79	\$168	3	67	87	92	\$194	9
55	75	80	\$170	3	68	88	93	\$196	9
56	76	81	\$172	5	69	89	94	\$198	9
57	77	82	\$174	5					

Construction Zone Criteria: 1) Must be signed “Minimum Fee \$150” 2) Construction workers must be present at the time and place of the violation
Fees: 1-10 mph over—\$150; 11 mph and higher—\$150 plus \$2 for each mph over 10 mph over the limit.

Extraordinary Road Use Fee Schedule (39-12-17 NDCC)

Pounds	Fee	Pounds	Fee
1 to 1,000	\$20	15,001 to 16,000	\$1,920
1,001 to 2,000	\$40	16,001 to 17,000	\$2,550
2,001 to 3,000	\$60	17,001 to 18,000	\$2,700
3,001 to 4,000	\$140	18,001 to 19,000	\$2,850
4,001 to 5,000	\$220	19,001 to 20,000	\$3,000
5,001 to 6,000	\$305	20,001 to 21,000	\$4,200
6,001 to 7,000	\$380	21,001 to 22,000	\$4,400
7,001 to 8,000	\$495	22,001 to 23,000	\$4,600
8,001 to 9,000	\$575	23,001 to 24,000	\$4,800
9,001 to 10,000	\$655	24,001 to 25,000	\$5,000
10,001 to 11,000	\$1,100	25,001 to 26,000	\$5,200
11,001 to 12,000	\$1,200	26,001 to 27,000	\$5,400
12,001 to 13,000	\$1,300	27,001 to 28,000	\$5,600
13,001 to 14,000	\$1,680	28,001 to 29,000	\$5,800
14,001 to 15,000	\$1,800	29,001 to 30,000	\$6,000

An additional charge of \$200 for every 1,000-pound increase over 30,000 pounds consistent with the above formula.

MOTOR CARRIER SAFETY REGULATIONS – NDHP ONLY – Reference Policy 9-22 Annex H for CFR Codes

Points	Fee	Statute	Classification	Description
0	\$500	39-21-46(3)	Moving	Operating vehicle: after driver placed out-of-service; with 10 or more out-of-service defects; or prior to repair after vehicle has been placed out of service
0	\$250	39-21-46(3)	Moving	False record of duty status/log book; operating vehicle with 7-9 out-of-service defects
0	\$100	39-21-46(3)	Moving	Driving excess hours; duty status/log book violations; operating vehicle with 4-6 out-of-service defects
0	\$50	39-21-46(3)	Moving	Motor carrier safety regulation violations not listed above
0	\$50	39-21-46(3)	Moving	Carrier out of service orders

MOTOR CARRIER HAZARDOUS MATERIALS REGULATIONS – NDHP ONLY

Points	Fee	Statute	Classification	Description
2	\$250	39-21-44(2)	Non-Crim	Violations involving the transport of haz-mat or explosives
2	\$250	39-21-44(2)	Non-Crim	Exceeding 25 mph while pulling an anhydrous ammonia portable tank