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ORDINANCE NO. 2-71

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF BUTTE COUNTY, STATE OF IDAHO, PROVIDING REGULATIONS FOR THE OPERATION OF VEHICLES ON HIGHWAYS AND ROADWAYS UNDER THE CONTROL OF THE UNITED STATES ATOMIC ENERGY COMMISSION, IN THE COUNTY OF BUTTE, STATE OF IDAHO; DEFINING TERMS USED IN SAID ORDINANCE; PROVIDING FOR ENFORCEMENT OF SAID REGULATIONS BY PERSONNEL OF THE SECURITY BRANCH OF THE IDAHO OPERATIONS OFFICE, UNITED STATES ATOMIC ENERGY COMMISSION, WHO ARE DULY APPOINTED DEPUTY STATE PATROLMEN; REQUIRING LICENSING OF OPERATORS ON SAID HIGHWAYS AND ROADWAYS; PROVIDING PENALTIES FOR VIOLATION OF THE ORDINANCE; REQUIRING OBEDIENCE TO LAWFUL ORDERS AND DIRECTIONS OF SECURITY PATROLMEN; ALLOWING CERTAIN PRIVILEGES TO DRIVERS OF AUTHORIZED EMERGENCY VEHICLES UNDER SPECIFIC CIRCUMSTANCES; PROVIDING FOR TRAFFIC SIGNS, SIGNALS AND MARKINGS AND PROVIDING THAT THE MANAGER, IDAHO OPERATIONS, UNITED STATES ATOMIC ENERGY COMMISSION, SHALL ADOPT A MANUAL AND SPECIFICATIONS FOR TRAFFIC CONTROL DEVICES AND AUTHORIZING SAID MANAGER TO MARK SAFETY ZONES AND HIGHWAYS IN CONFORMANCE WITH THIS ORDINANCE; REQUIRING OBEDIENCE TO TRAFFIC CONTROL DEVICES INSTALLED PURSUANT TO THIS ORDINANCE; PROHIBITING INTERFERENCE WITH TRAFFIC CONTROL DEVICES; PROHIBITING DRIVING A MOTOR VEHICLE IN EXCESS OF A REASONABLE AND PRUDENT SPEED; PROVIDING PRIMA FACIE SPEED LIMITS FOR CERTAIN AREAS; PROVIDING THAT THE MANAGER, IDAHO OPERATIONS, OR HIS AUTHORIZED REPRESENTATIVE, SHALL DETERMINE PRIMA FACIE LIMITS GREATER OR LESSER THAN THOSE PROVIDED HEREIN, ON CONDITIONS; PROVIDING MINIMUM SPEED REGULATIONS AND REQUIRING THAT SLOW MOVING VEHICLES AVOID IMPEDING TRAFFIC; PROVIDING PROCEDURE IN CHARGING VIOLATIONS; REQUIRING VEHICLES TO DRIVE ON THE RIGHT SIDE OF THE ROADWAY AND HIGHWAY, AND PROVIDING RULES FOR OVERTAKING AND PASSING; PROHIBITING FOLLOWING MORE CLOSELY THAN IS REASONABLE AND PRUDENT; PROVIDING POSITIONS AND METHODS OF TURNING AND SIGNALS ON STOPPING OR TURNING; PROVIDING FOR RULES GIVING VEHICLES RIGHTS-OF-WAY; PROVIDING TRAFFIC REGULATIONS FOR PEDESTRIANS AND PROVIDING FOR PEDESTRIAN'S RIGHTS AND DUTIES; REQUIRING OBEDIENCE TO SIGNALS BY TRAINS; PROVIDING RULES AND REGULATIONS FOR STOPPING AND PARKING VEHICLES OUTSIDE OF PLANT AREA AND AUTHORIZING SECURITY PATROLMEN TO REMOVE ILLEGALLY STOPPED OR PARKED VEHICLES; PROHIBITING STOPPING, STANDING OR PARKING OF MOTOR VEHICLES IN SPECIFIED PLACES; PROVIDING RULES FOR UNATTENDED MOTOR VEHICLES, BACKING VEHICLES, RIDING ON MOTOR VEHICLES; PROHIBITING DRIVING MOTOR VEHICLES WHERE DRIVER'S VIEW IS OBSTRUCTED; PROHIBITING FOLLOWING

FIRE APPARATUS UNDER CERTAIN CONDITIONS AND CROSSING OF FIRE HOSE; PROHIBITING DISPOSING OF INJURIOUS MATERIALS ON HIGHWAYS OR ROADWAYS; PROHIBITING DRIVING VEHICLES WHEN WINDSHIELDS ARE OBSTRUCTED; PROHIBITING DRIVING VEHICLES IN UNSAFE CONDITIONS; REQUIRING REPORTS OF ACCIDENTS INVOLVING DEATH, PERSONAL INJURY, OR DAMAGE TO VEHICLES; DUTY TO GIVE ASSISTANCE AND RENDER AID IN CASE OF ACCIDENT INVOLVING INJURY, DEATH, DAMAGE TO VEHICLES OR FIXTURES UPON A HIGHWAY OR ROADWAY; PROHIBITING DRIVING A MOTOR VEHICLE ON THE ROADWAYS OR HIGHWAYS WHILE INTOXICATED; PROHIBITING DRIVING MOTOR VEHICLES IN A RECKLESS OR INATTENTIVE MANNER; PROVIDING AN EFFECTIVE DATE FOR SAID ORDINANCE AND AN EMERGENCY EXISTING THEREFOR; PROVIDING THIS ORDINANCE BE SEVERABLE; PROVIDING THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT IMMEDIATELY AFTER ITS PUBLICATION ACCORDING TO LAW; AND PROVIDING FOR SUSPENSION OF THE RULES.

WHEREAS, Section 49-530 of the Idaho Code recognizes the right of owners of real property on which roadways exist to control the vehicular use of such roads by the public; and

WHEREAS, the Board of County Commissioners of Butte County, Idaho, by Ordinance No. 1-71, adopted procedures to accomplish the foregoing; and

WHEREAS, the United States of America acting through the United States Atomic Energy Commission owns, operates and controls the National Reactor Testing Station in the State of Idaho, part of which lies within Butte County, Idaho; and

WHEREAS, the United States of America acting through the United States Atomic Energy Commission has filed with the Board of Commissioners of Butte County, Idaho, for review and approval, traffic regulations for the National Reactor Testing Station entitled "Annex E (of the AEC, Idaho Operations Office Manual Appendix 0500-1) Standard Health and Safety Requirements"; and

WHEREAS, the Board of Commissioners of Butte County, Idaho, does hereby approve the said regulations;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF BUTTE COUNTY, IDAHO:

Section 1. That the following regulations are hereby adopted by the Board of County Commissioners of Butte County, Idaho, as traffic regulations upon that part of the National Reactor Testing Station within Butte County, Idaho:

ANNEX E

(OF AEC-IDAHO OPERATIONS OFFICE MANUAL APPENDIX 0500-1)

STANDARD HEALTH AND SAFETY REQUIREMENTS

REGULATIONS FOR THE OPERATION OF VEHICLES ON HIGHWAYS UNDER THE CONTROL OF THE UNITED STATES ATOMIC ENERGY COMMISSION IN IDAHO

(The following numbers generally correspond to Idaho Traffic Code)

ARTICLE I

DEFINITIONS

No. 501. DEFINITION OF WORDS AND PHRASES. The following words and phrases when used in this regulation shall, for the purpose of this regulation, have the meanings respectively defined to them in this article unless the context in which they appear indicates differently.

No. 502. (a) "Vehicle." Every device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices moved by human power or used exclusively upon stationary rails or tracks.

(b) "Motor Vehicle." Every vehicle which is self-propelled.

(c) "Motorcycle." Every motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding a tractor.

(d) "Motor-Driven Cycle." Every motorcycle, including every motor-scooter, with a motor which produces not to exceed 5 horse-power, and every bicycle with motor attached.

(e) "Authorized Emergency Vehicle." Emergency vehicles authorized by the State of Idaho, and those vehicles of the AEC Fire Department, AEC Physical Security Branch, vehicles and ambulances which are equipped with sirens and at least one lighted lamp displaying a red light visible under normal atmospheric conditions from a distance of 500 feet to the front.

No. 503. (a) "Truck Tractor." Every motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

(b) "Farm Tractor." Every motor vehicle designed and used primarily as a farm implement for drawing plows, mowing machines, and other implements of husbandry.

(c) "Road Tractor." Every motor vehicle designed and used for drawing other vehicles and not so constructed as to carry any load thereon, either independently or any part of the weight of a vehicle or load so drawn.

No. 504. "Truck." Every motor vehicle designed, used, or maintained primarily for the transportation of property.

No. 505. (a) "Trailer." Every vehicle with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that no part of its weight rests upon the towing vehicle.

(b) "Semi-Trailer." Every vehicle with or without motive power, other than a pole trailer, designed for carrying persons or property and for being drawn by a motor vehicle and so constructed that some part of its weight and that of its load rests upon or is carried by another vehicle.

(c) "Pole Trailer." Every vehicle without motive power designed to be drawn by another vehicle and attached to the towing vehicle by means of a reach, or pole, or by being boomed or otherwise secured to the towing vehicle, and ordinarily used for transporting long or irregularly shaped loads such as poles, pipes, or structural members capable, generally, of sustaining themselves as beams between the supporting connections.

No. 506. (a) "Pneumatic Tires." Every tire in which compressed air is designed to support the load.

(b) "Solid Tires." Every tire of rubber or other resilient material which does not depend upon compressed air for the support of the load.

(c) "Metal Tire." Every tire the surface of which in contact with the highway is wholly or partly of metal or other hard nonresilient material.

No. 507. (a) "Railroad." A carrier of persons or property upon cars, other than streetcars, operated upon stationary rails.

(b) "Railroad Train." A steam engine, electric or other motor, with or without cars coupled thereto, operated upon rails, except streetcars.

No. 510. (a) "Manager." The Manager of the Idaho Operations Office, U. S. Atomic Energy Commission, or his authorized representative.

(b) "Physical Security Branch." The Physical Security Branch personnel of the Idaho Operations Office, USAEC, who, when appointed Deputy State Patrolmen, are authorized to enforce the provisions of this regulation.

(c) "NRTS." The National Reactor Testing Station of the United States Atomic Energy Commission.

No. 511. (a) "Person." Every natural person, firm, copartnership, association, or corporation.

(b) "Pedestrian." Any person afoot.

(c) "Driver." Every person who drives or is in actual physical control of a vehicle.

(d) "Owner." A person who holds the legal title of a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof, with the right of purchase upon performance of the condition stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then such conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this regulation.

No. 512. "Security Patrolman." Personnel of the Physical Security Branch who direct and regulate traffic and make arrests for violations of these traffic regulations when appointed Deputy State Patrolmen.

No. 514. "Street," "highway," "through highway," "road," "roadway," "laned roadway," "driveway," (or any combination of such terms). Every road for the use of vehicular travel under the control of the United States Atomic Energy Commission within the boundaries of the National Reactor Testing Station in the State of Idaho as it is now or may later be designated, and which is also within the boundaries of the County adopting these regulations.

No. 515. (a) "Intersection." The area embraced within the prolongation or connection of the lateral curb lines, or, if none, then the lateral boundary lines of the roadways, of two highways which join one another at, or approximately at, right angles, or the area within which vehicles traveling upon different highways joining at any other angle may come in conflict.

(b) "Intersection." Where a highway includes two roadways 30 feet or more apart, then every crossing at each roadway of such divided highway by an intersecting highway shall be regarded as a separate intersection. In the event such intersecting highway also includes two roadways 30 feet or more apart, then every crossing of two roadways of such highways shall be regarded as a separate intersection.

No. 516. (a) "Cross Walk." That part of a roadway at an intersection included within the connections of the lateral lines of the sidewalks on opposite sides of the highways measured from the curbs, or, in the absence of curbs, from the edges of the traversable roadway.

(b) "Cross Walk." Any portion of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by lines or other markings on the surface.

No. 517. "Safety Zone." The area or space officially set apart within a roadway for the exclusive use of pedestrians and which is protected or is so marked or indicated by adequate signs as to be plainly visible at all times while set apart as a safety zone.

No. 519. "Official Traffic Control Devices." All signs, signals, markings, and devices conforming to the Manual and specifications adopted by the Idaho Department of Highways for a uniform system of traffic control devices placed or erected by authority of officials designated by the Manager or his authorized representative for the purpose of regulating, warning or guiding traffic.

No. 520. "Traffic." Pedestrians, ridden or herded animals, vehicles, streetcars, and other conveyances either singly or together while using any highway for purposes of travel.

No. 521. (a) "Right of Way." The privilege of the immediate use of the highway.

(b) "Stop." When required means complete cessation from movement.

(c) "Stop, Stopping, or Standing." When prohibited means any stopping or standing of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a Security Patrolman or traffic-control sign or signal.

(d) "Park." When prohibited means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading.

ARTICLE II

OBEDIENCE TO AND EFFECT OF TRAFFIC REGULATIONS

No. 307. No person shall drive any motor vehicle upon a roadway within the NRTS unless he shall have a State license as an operator or chauffeur, issued by the State in which he is domiciled or principally employed.

No person shall operate a motor vehicle as a chauffeur unless he holds a valid chauffeur's license.

Any person holding a valid chauffeur's license need not procure a State operator's license.

No. 523. "Application of Regulations to Persons - Violations." These regulations apply to all persons entering upon the premises of the National Reactor Testing Station. Any violation thereof shall be punishable by a fine of not more than $300 or by imprisonment not to exceed six months or by both such fine and imprisonment, and as more specifically provided for herein.

No. 524. "Obedience to Security Patrolmen." No person shall willfully fail or refuse to comply with any lawful order or direction of a Security Patrolman. Security Patrolmen have been and hereby are invested with the authority to direct, control, or regulate traffic within the National Reactor Testing Station.

No. 525. "Public Officers and Employees to Obey Regulations - Exceptions." (a) The provisions of this regulation applicable to the driver of vehicles upon the roadways shall apply to the drivers of all vehicles owned or operated by the United States.

(b) Unless specifically made applicable, the provisions of this regulation shall not apply to persons, teams, motor vehicles, and other equipment actually engaged in work upon the surface of a highway, but shall apply to such persons and vehicles when traveling to or from such work.

No. 526. "Authorized Emergency Vehicles." (a) The driver of an authorized emergency vehicle, when responding to an emergency call or when in pursuit of an actual or suspected violator of the law or when responding to, but not upon returning from a fire alarm, may exercise the privilege set forth in this section, but subject to the conditions herein stated.

(b) The driver of an authorized emergency vehicle may:

1. Park or stand, irrespective of the provisions of this act;

2. Proceed past a red or stop signal or stop sign, but only after slowing down as much as may be necessary for safe operation of the emergency vehicle;

3. Exceed the prima facie/or posted speed limits so long as he does not endanger life or property;

4. Disregard regulations governing direction of movement of traffic or turning of traffic in specified directions.

(c) The exemptions herein granted to an authorized emergency vehicle shall apply only when the driver of any said vehicle while in motion sounds audible signals by bell, siren, or exhaust whistle as may be reasonably necessary, and when the vehicle is equipped with at least

one lighted lamp displaying a red light visible under normal atmospheric conditions from a distance of 500 feet to the front of such vehicle.

(d) The foregoing provisions shall not relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons, nor shall such provisions protect the driver from the consequences of his reckless disregard for the safety of others.

No. 527. "Traffic Laws Apply to Persons Riding Animals or Driving Animal-Drawn Vehicles." Every person riding an animal or driving any animal-drawn vehicle upon a roadway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle by this regulation, except those provisions of this regulation which by their very nature can have no application.

No. 528. "Provisions of this Regulation Uniform Throughout the National Reactor Testing Station." The provisions of this regulation shall be applicable and uniform throughout the National Reactor Testing Station and all areas therein.

ARTICLE III

TRAFFIC SIGNS, SIGNALS AND MARKINGS

No. 601. "The Manager or his authorized representative shall adopt a manual and specifications for a uniform system of traffic control devices consistent with the provisions of this regulation for use upon highways within the National Reactor Testing Station. Such uniform system shall correlate with and so far as possible conform to the system then current as approved by the State of Idaho and by the American Association of State Highway Officials."

(a) The Manager or his authorized representative is hereby authorized to clarify, designate and mark all the areas, safety zones and highways, as herein defined, to provide a uniform system of markings and signing, and such system of marking and signing shall correlate with and so far as possible conform with the system adopted by the State of Idaho.

(b) No person shall place or maintain any traffic controlled device upon any highway on the National Reactor Testing Station except by approval by the Manager or his authorized representative.

No. 604. "Obedience to Traffic-Controlled Devices." (a) The driver of any vehicle shall obey the instructions of any traffic-control device applicable thereto placed in accordance with the provisions of this regulation, unless otherwise directed by a Security Patrolman, subject to the exceptions granted the driver of an authorized emergency vehicle in these regulations.

(b) No provisions of these regulations for which signs are required shall be enforced against an alleged violator if at the time and place of the alleged violation an official sign is not in proper position and sufficiently legible to be seen by an ordinarily observant person. Whenever a particular section does not state that signs are required, such section shall be effective even though no signs are erected or in place.

No. 609. "Interference with Official Traffic-Control Devices or Railroad Signs or Signals." No person shall without authority attempt to or in fact alter, deface, injure, knock down or remove any official traffic-control device or any railroad sign or signal or any inscription, shield, or insignia thereon, or any other part thereof.

ARTICLE IV

SPEED RESTRICTIONS

No. 701. "Speed Restrictions." (a) No person shall drive a vehicle on any National Reactor Testing Station highway at a speed greater than is reasonable and prudent under the conditions and having regard to the actual and potential hazards then existing. In every event, speed shall be so controlled as may be necessary to avoid colliding with any person, vehicle, or other conveyance on or entering the highway in compliance with these regulations and the duty of all persons to use due care.

(b) Where no special hazard exists that requires lower speed for compliance with paragraph (a) of this section, the speed of any vehicle not in excess of the limits specified in this section or established as hereinafter authorized shall be lawful, but any speed in excess of the limits specified in this section or established as hereinafter authorized shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful:

1. Twenty-five miles per hour in any plant area or working area;

2. Sixty miles per hour in other locations during the daytime;

3. Fifty-five miles per hour in such other locations during the nighttime. The prima facie speed limits set forth in this section may be altered in accordance with No. 702.

(c) The driver of every vehicle shall, consistent with the requirements of paragraph (a), drive at an appropriate reduced speed when approaching and crossing an intersection or railway grade crossing, when approaching and going around a curve, when approaching a hill crest, when traveling upon any narrow or winding roadway, and when special hazard exists with respect to pedestrians or other traffic or by reason of weather or highway conditions.

No. 702. "Establishment of Speed Zones." Whenever the Manager or his authorized representative shall determine that any prima facie speed as hereinbefore provided is greater or less than is reasonable or safe under the conditions found to exist at any intersection or other place or upon any part of a highway, on the basis of an engineering study, said Manager or his authorized representative may determine and declare a reasonable and safe speed limit thereat which shall be effective at all times or during hours of daylight or darkness or at such other times as may be determined, when appropriate signs giving notice thereof are erected at such intersection or other place or part of the highway.

No. 704. "Minimum Speed Regulation." No person shall drive a motor vehicle at such a slow speed as to impede or block the normal or reasonable movement of traffic except when reduced speed is necessary for safe operation or in compliance with law.

No. 704A. "Turning Out of Slow Moving Vehicles." On a two-lane highway where passing is unsafe because of traffic in the opposite direction or other conditions, a slow moving vehicle, behind which three (3) or more vehicles are formed in line, shall turn off the roadway wherever sufficient area for a safe turnout exists, in order to permit the vehicles following to proceed. As used in this section a slow moving vehicle is one which is proceeding at a rate of speed less than the normal flow of traffic at the particular time and place.

No. 707. "Charging Violations." (a) In every charge of violation of any speed regulation in these regulations, the complaint, also the summons or notice to appear, shall specify the speed at which the defendant is alleged to have driven, also the prima facie or posted speed applicable at the location.

(b) The provisions of these regulations declaring prima facie speed limitations shall not be construed to relieve the plaintiff in any civil action from the burden of proving negligence on the part of the defendant as the proximate cause of an accident.

ARTICLE V

DRIVING ON RIGHT SIDE OF ROADWAY -- OVERTAKING AND PASSING, ETC.

No. 708. "Drive on Right Side of Roadway - Exceptions." (a) Upon all roadways of sufficient width the vehicle shall be driven upon the right half of the roadway, except as follows:

1. When overtaking and passing another vehicle proceeding in the same direction under the rules governing such movement;

2. When the right half of the roadway is closed to traffic while under construction or repair;

3. Upon a roadway designated and signposted for one-way traffic.

(b) Upon all roadways any vehicle proceeding at less than the normal speed of traffic at the time and place and under the conditions then existing shall be driven in the right-hand lane then available for traffic, or as close as practicable to the right-hand curb or edge of the roadway, except when overtaking and passing another vehicle proceeding in the same direction or when preparing for a left turn at an intersection or driveway.

No. 709. "Passing Vehicles Proceeding in Opposite Directions." Drivers of vehicles proceeding in opposite directions shall pass each other to the right and upon roadways having width for not more than one line of traffic in each direction, each driver shall give to the other at least one-half of the main-traveled portion of the roadway as nearly as possible.

No. 710. "Overtaking a Vehicle on the Left." The following rules shall govern the overtaking and passing of vehicles proceeding in the same direction, subject to those limitations, exceptions, and special rules hereinafter stated:

(a) The driver of a vehicle overtaking another vehicle proceeding in the same direction shall pass to the left thereof at a safe distance and shall not again drive to the right side of the roadway until safely clear of the overtaken vehicle.

(b) The driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle, except when overtaking and passing on the right is permitted.

No. 711. "When Overtaking on the Right is Permitted." (a) The driver of a vehicle may overtake and pass upon the right of another vehicle only under the following conditions:

1. When the vehicle overtaken is making or about to make a left turn;

2. Upon a street or highway with unobstructed pavement not occupied by parked vehicles of sufficient width for two (2) or more lines of moving vehicles in each direction;

3. Upon a one-way street, or upon any roadway on which traffic is restricted to one (1) direction of movement, where the roadway is free from obstructions and of sufficient width for two (2)or more lines of moving vehicles.

(b) The driver of a vehicle may overtake and pass another vehicle upon the right only under conditions permitting such movement in safety. In no event shall such movement be made by driving off the pavement or main-traveled portion of the roadway.

No. 712. "Limitations on Overtaking on the Left." No vehicle shall be driven to the left side of the center of the roadway in overtaking and passing another vehicle proceeding in the same direction unless such left side is clearly visible and is free of oncoming traffic for a sufficient distance ahead to permit such overtaking and passing to be completely made without interfering with the safe operation of any vehicle approaching from the opposite direction or any vehicle overtaken. In every event the overtaking vehicle must return to the right-hand side of the roadway before coming within 100 feet of any vehicle approaching from the opposite direction.

No. 713. "Further Limitations on Driving to Left of Center of Roadway." (a) No vehicle shall at any time be driven to the left side of the roadway under the following conditions:

1. When approaching the crest of a grade or upon a curve in the highway where the driver's view is obstructed within such distances as to create a hazard in the event another vehicle might approach from the opposite direction;

2. When approaching within 100 feet of or traversing any intersection or railroad grade crossing;

3. When the view is obstructed upon approaching within 100 feet of any bridge.

(b) The foregoing limitations shall not apply upon a one-way roadway.

No. 714. "No-Passing Zones." The Manager or his authorized representative on the basis of an engineering study shall determine those portions of any highway where overtaking and passing or driving to the left of the roadway would be especially hazardous and may be appropriate signs or markings on the roadway indicate the beginning and end of such zones and when such signs and markings are in place and clearly visible to an ordinarily observant person every driver of a vehicle shall obey directions thereof.

No. 716. "Driving on Roadways Laned for Traffic." Whenever any roadway has been divided into two or more clearly marked lanes for traffic the following rules in addition to all others consistent herewith shall apply:

(a) A vehicle shall be driven as nearly as practicable entirely within

a single lane and shall not be moved from such lane until the driver has first ascertained that such movement can be made with safety.

(b) Official signs may be erected directing slow-moving traffic to use a designated lane or designating those lanes to be used by traffic moving in a particular direction regardless of the center of the roadway and drivers of vehicles shall obey the directions of every such sign.

No. 717. "Following Too Closely." (a) The driver of a motor vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard for the speed of such vehicles and the traffic upon and the condition of the highway.

(b) The driver of any motor truck or motor vehicle drawing another vehicle when traveling upon a roadway outside of a plant area and which is following another motor truck or motor vehicle drawing another vehicle shall whenever conditions permit leave sufficient space so that an overtaking vehicle may enter and occupy such space without danger, except that this shall not prevent a motor truck or motor vehicle drawing another vehicle from overtaking and passing any like vehicle or other vehicle.

(c) Motor vehicles being driven upon any roadway outside of a plant area in a caravan or motorcade whether or not towing other vehicles shall be so operated as to allow sufficient space between each such vehicle or combination of vehicles so as to enable any other vehicle to enter and occupy such space without danger.

ARTICLE VI

TURNING AND STARTING AND SIGNALS ON STOPPING AND TURNING

No. 721. "Required Position and Method of Turning at Intersections." The driver of a vehicle intending to turn at an intersection shall do so as follows: (a) Right turns. - Both the approach for a right turn and a right turn shall be made as close as practicable to the right-hand curb or edge of the roadway.

(b) Left turns on two-way roadways. - At any intersection where traffic is permitted to move in both directions on each roadway entering the intersection, an approach for a left turn shall be made in that portion of the right half of the roadway nearest the center line thereof and by passing to the right of such center line where it enters the intersection and after entering the intersection the left turn shall be made so as to leave the intersection to the right of the center line of the roadway being entered. Whenever practicable, the left turn shall be made in that portion of the intersection to the left of the center of the intersection.

(c) Left turns on other than two-way roadways. - At any intersection where traffic is restricted to one direction on one or more of the roadways, the driver of a vehicle intending to turn left at any such intersection shall approach the intersection in the extreme left-hand lane lawfully available to traffic moving in the direction of travel of such vehicle and after entering the intersection the left turn shall be made so as to leave the intersection, as nearly as practicable, in the left-hand lane lawfully available to traffic moving in such direction upon the roadway being entered.

(d) The Manager or his authorized representative may cause markers, buttons, or signals to be placed within or adjacent to intersections and thereby require and direct that a different course from that specified in this section be traveled by vehicles turning at an intersection and when markers, buttons and signals are so placed no driver of a vehicle shall turn a vehicle at an intersection other than as directed and required by markers, buttons and signs.

No. 722. "Turning on Curve or Crest of Grade Prohibited." No vehicle shall be turned so as to proceed in the opposite direction upon any curve, or upon the approach to, or near the crest of a grade, where such vehicle cannot be seen by the driver of any other vehicle approaching from either direction within 500 feet.

No. 723. "Starting Parked Vehicle." No person shall start a vehicle which is stopped, standing, or parked unless and until such movement can be made with reasonable safety.

No. 724. "Turning Movements and Required Signals." (a) No person shall turn a vehicle at an intersection unless the vehicle is in proper position upon the roadway as required in No. 721, or turn a vehicle to enter a private road or driveway or otherwise turn a vehicle from a direct course or move right or left upon a roadway unless and until such movement can be made with reasonable safety. No person shall so turn any vehicle without giving an appropriate signal in the manner hereinafter provided in the event any other traffic may be affected by such movement.

(b) A signal of intention to turn right or left when required shall be given continuously during not less than the last 100 feet traveled by the vehicle before turning.

(c) No person shall stop or suddenly decrease the speed of a vehicle without first giving an appropriate signal in the manner provided herein to the driver of any vehicle immediately to the rear when there is opportunity to give such signal.

No. 725. "Signals by Hand and Arm or Signal Device." (a) Any stop or turn signal when required herein shall be given either by means of the hand and arm or by a signal lamp or lamps or mechanical signal device.

(b) Any motor vehicle in use on a highway shall be equipped with, and required signal shall be given by, a signal lamp or lamps or mechanical signal device when the distance from the center of the top of the steering post to the left outside limit of the body, cab or load of such motor vehicle exceeds 24 inches, or when the distance from the center of the top of the steering post to the rear limit of the body or load thereof exceeds 14 feet. The latter measurement shall apply to any single vehicle, also to any combination of vehicles.

No. 726. "Method of Giving Hand-and-Arm Signals." All signals herein required given by hand and arm shall be given from the left side of the vehicle in the following manner and such signals shall indicate as follows:

1. Left Turn - Hand and arm extended horizontally.

2. Right Turn - Hand and arm extended upward.

3. Stop or Decrease Speed - Hand and arm extended downward.

ARTICLE VII

RIGHT OF WAY

No. 727. "Vehicle Approaching or Entering Intersection." (a) When two vehicles enter or approach an intersection from different highways at approximately the same time, the driver of the vehicle on the left shall yield the right of way to the vehicle on the right.

(b) The right-of-way rule declared in paragraph (a) is modified at through highways and otherwise as hereinafter stated in this article.

No. 728. "Vehicle Turning Left at Intersection." The driver of a vehicle within an intersection intending to turn to the left shall yield the right of way to any vehicle approaching from the opposite direction which is within the intersection or so close thereto as to constitute an immediate hazard.

No. 729. "Vehicle Entering Stop or Yield Intersection." (a) Preferential right of way at an intersection may be indicated by stop signs or yield signs.

(b) Except when directed to proceed by a Security Patrolman or traffic-control signals, every driver of a vehicle approaching a stop intersection indicated by a stop sign shall stop and after having stopped shall yield the right of way to any vehicle which has entered the intersection from another roadway or which is approaching so closely on said roadway as to constitute an immediate hazard, but said driver having so yielded may proceed and the drivers of all other vehicles approaching the intersection shall yield the right of way to the vehicle so proceeding.

(c) The driver of a vehicle approaching a yield sign shall in obedience to such sign slow down to a speed reasonable for the existing conditions, or shall stop if necessary and shall yield the right of way to any pedestrian legally crossing the roadway on which he is driving, and to any vehicle in the intersection or approaching on another roadway so closely as to constitute an immediate hazard. Said driver having so yielded may proceed and the drivers of all other vehicles approaching the intersection shall yield to the vehicle so proceeding, provided, however, that if such driver is involved in a collision with a pedestrian in a cross walk or a vehicle in the intersection after driving past a yield sign without stopping, such collision shall be deemed prima facie evidence of his failure to yield right of way.

No. 731. "Operation of Vehicles on Approach of Authorized Emergency Vehicles." (a) Upon the immediate approach of an authorized emergency vehicle equipped with at least one lighted lamp exhibiting red light visible under normal atmospheric conditions from a distance of 500 feet to the front of such vehicle, and when the driver is giving audible signal by siren, exhaust whistle, or bell:

1. The driver of every other vehicle shall yield the right of way and shall immediately drive to a position parallel to, and as close as possible to, the right-hand edge or curb of the roadway clear of any intersection and shall stop and remain in such position until the authorized emergency vehicle has passed, except when otherwise directed by a police officer, or Security Patrolman.

(b) This section shall not operate to relieve the driver of an authorized emergency vehicle from the duty to drive with due regard for the safety of all persons using the highway.

ARTICLE VIII

PEDESTRIANS' RIGHTS AND DUTIES

No. 732. "Pedestrians Subject to Traffic Regulations." Pedestrians shall be subject to traffic-control signals at intersections as provided in these regulations, but at all other places pedestrians shall be accorded the privileges and shall be subject to the restrictions stated in this article.

No. 733. "Pedestrians' Right of Way in Cross Walks." (a) When traffic-control signals are not in place or not in operation, the driver of a vehicle shall yield the right of way, slowing down or stopping if need be to so yield to a pedestrian crossing the roadway within a cross walk when the pedestrian is upon the half of the roadway which the vehicle is traveling upon, or when the pedestrian is approaching so closely from the opposite half of the roadway as to be in danger, but no pedestrian shall suddenly leave a

curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield.

(b). Whenever any vehicle is stopped at a marked cross walk or at any unmarked cross walk at an intersection to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass such stopped vehicle.

No. 734. "Crossing at Other than Cross Walks." Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked cross walk at an intersection shall yield the right of way to all vehicles upon the roadway.

No. 735. "Drivers to Exercise Due Care." Notwithstanding the foregoing provisions of this article, every driver of a vehicle shall exercise due care to avoid colliding with any pedestrian upon any roadway and shall give warning by sounding the horn when necessary and shall exercise proper precaution upon observing any child or any confused or incapacitated person.

No. 737. "Pedestrians on Roadways." Where sidewalks are not provided, any pedestrian walking along and upon a highway shall when practicable walk only on the left side of the roadway or its shoulder facing traffic which may approach from the opposite direction.

ARTICLE IX

SPECIAL STOPS REQUIRED

No. 747. "Obedience to Signal Indicating Approach of Train." Whenever any person driving a vehicle approaches a railroad grade crossing and a human flagman gives a signal of the approach or passage of a railroad train, the driver of such vehicle shall stop within 50 feet but not less than 15 feet from the nearest rail of such railroad, and shall not proceed until he can do so safely.

No. 752. "Emerging from Parking Lot or Driveway." The driver of a vehicle within a plant area emerging from a parking lot, driveway or building shall stop such vehicle immediately prior to driving onto a sidewalk or onto the sidewalk area extending across the driveway, and shall yield the right of way to any pedestrian as may be necessary to avoid collision, and upon entering the roadway shall yield the right of way to all vehicles approaching such a roadway.

ARTICLE X

STOPPING, STANDING, AND PARKING

No. 755. "Stopping, Standing, or Parking Outside of Plant Areas." (a) Upon any highway outside of a plant area or working area no person shall stop, park, or leave standing any vehicle, whether attended or unattended, upon the paved or main-traveled part of the highway. Parking on the shoulder of the highway shall be subject to the provisions of No. 757 and in every event an unobstructed width of the highway opposite a standing vehicle shall be left for the free passage of other vehicles and a clear view of such stopped vehicles shall be available from a distance of 200 feet in each direction upon such highway.

(b) This section shall not apply to the driver of any vehicle which is disabled while on the paved or main-traveled portion of a highway in such manner and to such extent that it is impossible to avoid stopping and temporarily leaving such disabled vehicle in such position.

No. 756. "Security Patrolman Authorized to Remove Illegally Stopped Vehicles." (a) Whenever any Security Patrolman finds a vehicle standing upon a highway in violation of any of the foregoing provisions of this article, such patrolman is hereby authorized to move such vehicle or require the driver or other person in charge of the vehicle to move the same to a position off the paved or main traveled part of such highway.

(b) Whenever any Security Patrolman finds a vehicle unattended upon any bridge where such vehicle constitutes an obstruction to traffic, such patrolman is hereby authorized to provide removal of such vehicle to the nearest garage or other place of safety.

No. 757. "Stopping, Standing, or Parking Prohibited in Specified Places." (a) No person shall stop, stand, or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with the directions of a Security Patrolman or a traffic-control device in any of the following places:

1. On a sidewalk;
2. In front of a driveway;
3. Within an intersection;
4. Within 15 feet of a fire hydrant;
5. On a cross walk;

6. Within 20 feet of a cross walk at an intersection;

7. Within 50 feet of the nearest rail of a railroad crossing;

8. Within 20 feet of the driveway entrance to any fire station and on the side of a street opposite the entrance to any fire station within 75 feet of said entrance when properly signposted;

9. Alongside or opposite any street excavation or obstruction when stopping, standing or parking would obstruct traffic;

10. On the roadway side of any vehicle stopped or parked at the edge or curb of a street;

11. Upon any bridge;

12. At any place where official signs prohibit stopping.

(b) No person shall move a vehicle not lawfully under his control into any such prohibited area or away from a curb such distance as is unlawful.

No. 758. "Additional Parking Regulations." (a) Except as otherwise provided in this section, every vehicle stopped or parked upon a roadway where there are adjacent curbs shall be so stopped or parked with the right-hand wheels of such vehicle parallel to and within 18 inches of the right-hand curb.

(b) The Manager or his authorized representative with respect to highways at the National Reactor Testing Station may place signs prohibiting or restricting the stopping, standing, or parking of vehicles on any highway conforming to the Manual and specifications adopted by the Idaho Department of Highways for a uniform system of traffic-control devices. Such signs shall be official signs and no person shall stop, stand or park any vehicle in violation of the restrictions stated on such signs.

ARTICLE XI

MISCELLANEOUS RULES

No. 759. "Unattended Motor Vehicle." No person driving or in charge of a motor vehicle shall permit it to stand unattended without first stopping the engine, locking the ignition, removing the key, and effectively setting the brake thereon and, when standing upon any grade, turning the front wheels to the curb or side of the highway.

No. 760. "Limitations of Backing." The driver of a vehicle shall not back the same unless such movement can be made with reasonable safety and without interfering with other traffic.

No. 761. "Riding on Motorcycles." A person operating a motorcycle shall ride only upon the permanent and regular seat attached thereto, and such operator shall not carry any other person nor shall any other person ride on a motorcycle unless such motorcycle is designed to carry more than one person in which event a passenger may ride upon the permanent and regular seat if designed for two persons or upon another seat firmly attached to the rear or side of the operator.

No. 762. "Obstruction to Driver's View or Driving Mechanism."
(a) No person shall drive a vehicle when it is so loaded, or when there are in the front seat such number of persons, exceeding three, as to obstruct the view of the driver to the front or sides of the vehicle or as to interfere with the driver's control over the driving mechanism of the vehicle.

(b) No passenger in a vehicle shall ride in such position as to interfere with the driver's view ahead or to the sides, or to interfere with his control over the driving mechanism of the vehicle.

No. 765. "Following Fire Apparatus Prohibited." The driver of any vehicle other than one on official business shall not follow any fire apparatus traveling in response to a fire alarm closer than 500 feet or drive into or park such vehicle within the block where fire apparatus has stopped in answer to a fire alarm.

No. 766. "Crossing Fire Hose." No vehicle shall be driven over any unprotected hose of a fire department when laid down to be used at any fire or alarm of fire, without the consent of the fire department official in command.

No. 767. "Putting Glass, Etc., on Highway Prohibited." (a) No person shall throw or deposit upon any highway any glass bottle, glass, nails, tacks, wire, cans, or any other substance likely to injure or damage any person, animal, or vehicle upon such highway.

(b) Any person removing a wrecked or damaged vehicle from a highway shall remove any glass or other injurious substance dropped upon the highway from such vehicle.

No. 802. "When Lighted Lamps Are Required." Every vehicle upon a highway within the National Reactor Testing Station at any time from a half hour after sunset to a half hour before sunrise and at any other time when there is not sufficient light to render clearly discernible persons and vehicles on the highway at a distance of 500 feet ahead shall display

lighted lamps and illuminating devices as hereinafter respectively required for different classes of vehicles, subject to exceptions with respect to parked vehicles as hereinafter stated.

No. 814. "Lamp or Flag on Projecting Load." Whenever the load upon any vehicle extends to the rear 4 feet or more beyond the bed or body of such vehicle, there shall be displayed at the extreme rear end of the load, at the times specified in No. 802 hereof, a red light or lantern plainly visible from a distance of at least 500 feet to the sides and rear. The red light or lantern required under this section shall be in addition to the red rear light required upon every vehicle. At any other time there shall be displayed at the extreme rear end of such load a red flag or cloth not less than 16 inches square and so hung that the entire area is visible to the driver of a vehicle approaching from the rear.

No. 815. "Lamps On Parked Vehicles." (a) Whenever a vehicle is lawfully parked upon a street or highway during the hours between a half hour after sunset and a half hour before sunrise and in the event there is sufficient light to reveal any person or object within a distance of 500 feet upon such street or highway, no lights need be displayed upon such parked vehicle.

(b) Whenever a vehicle is parked or stopped upon a roadway or shoulder adjacent thereto, whether attended or unattended, during the hours between a half hour after sunset and a half hour before sunrise and there is not sufficient light to reveal any person or object within a distance of 500 feet upon such highway, such vehicle so parked or stopped shall be equipped with one or more lamps meeting the following requirements: At least one (1) lamp shall display a white or amber light visible from a distance of 500 feet to the front of the vehicle, and the same lamp or at least one (1) other lamp shall display a red light visible from a distance of 500 feet to the rear of the vehicle, and the location of said lamp or lamps shall always be such that at least one (1) lamp or combination of lamps meeting the requirements of this section is installed as near as practicable to the side of the vehicle which is closest to passing traffic. The foregoing provision shall not apply to a motor-driven cycle.

(c) Any lighted head lamps upon a parked vehicle shall be depressed or dimmed.

No. 837. "Windshields Must be Unobstructed." No person shall drive any motor vehicle with any sign, poster or other nontransparent material upon the front windshield, side wings, or side or rear windows of such vehicle which obstructs the driver's clear view of the highway or any intersecting highway.

ARTICLE XII

INSPECTION OF VEHICLES

No. 846. "Vehicles in Unsafe Conditions." No person shall drive or move on any highway any motor vehicle, trailer, semi-trailer, or pole trailer, or any combination thereof unless said vehicle is in such safe mechanical condition as not to endanger the driver or other occupant or any person upon the highway. Security Patrolmen may upon reasonable cause require the driver of the vehicle to stop and submit such vehicle and his equipment to an inspection and such tests with reference thereto as may be appropriate.

In the event such vehicle is found to be in an unsafe condition, the Security Patrolman shall give a written notice to the driver. Said notice shall require that such vehicle be placed in safe condition before it is again allowed to operate on roadways within the National Reactor Testing Station.

No person shall operate any vehicle upon the National Reactor Testing Station after receiving a notice with reference thereto as above provided, except as may be necessary to remove such vehicle from the National Reactor Testing Station or to repair shops located within the National Reactor Testing Station, until said vehicle and its equipment have been placed in proper repair and adjustment and otherwise made to conform to the requirements of this regulation.

ARTICLE XIII

ACCIDENTS

No. 1001. "Accident Involving Death or Personal Injuries." (a) The driver of any vehicle involved in an accident resulting in an injury to or death of any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible and shall then forthwith return to, and in every event shall remain at, the scene of the accident until he has fulfilled the requirement of No. 1003. Every such stop shall be made without obstructing traffic more than is necessary.

No. 1002. "Accidents Involving Damage to Vehicle." (a) The driver of any vehicle in an accident resulting only in damage to a vehicle which is driven or attended by any person shall immediately stop such vehicle at the scene of such accident or as close thereto as possible but shall forthwith return to and in every event shall remain at the scene of such accident until he has fulfilled the requirement of the following paragraph No. 1003. Every such stop shall be made without obstructing traffic more than is necessary.

No. 1003. "Duty to Give Information and Render Aid." The driver of any vehicle involved in an accident resulting in injury to or death of any person or damage to any vehicle which is driven or attended by any person shall give his name, address, and the registration number of the vehicle he is driving and shall upon request and if available exhibit his operator's or chauffeur's license to the person struck or the driver or occupant of or person attending any vehicle collided with and shall render to any person injured in such accident reasonable assistance, including the carrying, or the making of arrangements for the carrying, of such person to a physician, surgeon, or hospital for medical or surgical treatment if it is apparent that such treatment is necessary or if such carrying is requested by the injured person.

No. 1004. "Duty Upon Striking Unattended Vehicle." The driver of any vehicle which collides with any vehicle which is unattended shall immediately stop and shall then and there either locate and notify the operator or owner of such vehicle of the name and address of the driver and owner of the vehicle striking the unattended vehicle and shall leave in a conspicuous place in the vehicle struck a written notice giving the name and address of the driver and of the owner of the vehicle doing the striking and a statement of the circumstances thereof.

No. 1005. "Duty Upon Striking Fixtures Upon a Highway." The driver of any vehicle involved in an accident resulting in only damage to fixtures or other property upon or adjacent to a highway shall take reasonable steps to locate and notify the owner or person in charge of such property of such fact and of his name and address and of the registration number of the vehicle he is driving and shall make report of such accident.

ARTICLE XIV

DRIVING WHILE INTOXICATED AND RECKLESS AND INATTENTIVE DRIVING

No. 1102. "Persons Under the Influence of Intoxicating Liquor or of Drugs." (a) It is unlawful and punishable as provided in paragraph (d) below for any person who is under the influence of intoxicating liquor to drive or be in actual physical control of any motor vehicle upon the National Reactor Testing Station.

(b) In any criminal prosecution for a violation of the above paragraph (a) relating to driving a motor vehicle while under the influence of intoxicating liquor, the amount of alcohol in the defendant's blood at the time of the alleged offense as shown by chemical analysis of the defendant's blood, urine, breath, or other bodily substance shall give rise to the following presumptions:

1. If there was at that time 0.08 per cent (8%) or less by weight of alcohol in the defendant's blood, such fact shall not give rise to any presumption that the defendant was or was not under the influence of intoxicating liquor, but such fact may be considered with other competent evidence in determining the guilt or innocence of the defendant;

2. If there was at that time more than 0.08 per cent (8%) by weight of alcohol in the defendant's blood, it shall be presumed that the defendant was under the influence of intoxicating liquor;

3. Per cent by weight of alcohol in blood shall be based upon grams of alcohol per 100 cubic centimeters of blood;

4. The foregoing provisions of paragraph (b) shall not be construed as limiting the introduction of any other competent evidence bearing upon the question whether or not the defendant was under the influence of intoxicating liquor.

(c) It is unlawful and punishable as provided in paragraph (d) of this section for any person who is a habitual user of, or under the influence of any narcotic drug, or who is under the influence of any other drug to a degree which renders him incapable of safely driving a motor vehicle to drive a motor vehicle upon the National Reactor Testing Station. The fact that any person charged with a violation of this paragraph is or has been entitled to use such drug under the laws of this State shall not constitute a defense against any charge of violating this paragraph.

(d) Every person who is convicted of a violation of this section shall be punished by imprisonment in the county jail for not more than six (6) months or by fine of not more than three hundred dollars ($300) or by both such fine and imprisonment. Every person convicted under this section shall serve at least ten (10) days in the county jail and this sentence shall be mandatory on every judge of every court without any right to exercise judicial discretion in said matter, except that the judge may allow said jail sentence to be served within a six (6) week period from the date of conviction in segments of time not less than one (1) day consisting of twenty-four (24) hours at each time.

No. 1103. "Reckless Driving." (a) Reckless Driving. -- Any person who drives any vehicle upon a highway carelessly and heedlessly, or without due caution and circumspection and at a speed or in a manner so as to endanger or be likely to endanger any person or property, or who passes when there is a line in his lane indicating a sight distance restriction, shall be guilty of reckless driving and upon conviction shall be punished as provided in the following paragraph.

(b) Reckless Driving - Penalty. -- Every person convicted of reckless driving under this section shall be punished by imprisonment in the

county for a period of not less than five (5) days nor more than ninety (90) days or by a fine of not less than $25 nor more than $300 or by both such fine and imprisonment, and on a second or subsequent conviction shall be punished by imprisonment for not less than ten (10) days nor more than six (6) months or by a fine of not less than $50 nor more than $300, or by both such fine and imprisonment.

(c) Inattentive Driving -- Penalty. -- It shall be unlawful for any person to operate a motor vehicle in a careless or inattentive manner or in disregard of the safety of persons or property.

Inattentive driving shall be considered a lesser offense than reckless driving and shall be applicable in those circumstances where the conduct of the operator has been inattentive, careless or imprudent, in light of the circumstances then existing, rather than heedless or wanton, or in those cases where the danger to persons or property by the motor vehicle operator's conduct is slight.

Any person violating the provisions of this section shall be punished upon conviction in the same manner as is provided in paragraph (b) above.

Section 2. Violations of this ordinance shall be punishable by fine of not more than $300 or by imprisonment not to exceed six months or by both such fine and imprisonment as provided by Idaho Code 31-714 and as provided for in this ordinance.

Section 3. The provisions of this ordinance are hereby declared to be severable and if any provision of this ordinance or the application of such provision to any person or circumstance is declared invalid for any reason, such declaration shall not accept the validity of the remaining portions of this ordinance.

Section 4. This ordinance shall be in full force and effect from and after its passage and publication according to law.

PASSED UNDER SUSPENSION OF THE RULES this 14 day of June, 1971.

BUTTE COUNTY BOARD OF COMMISSIONERS

By _____

Kenneth L McAffee
(Chairman)

ATTEST:

_____

Hazel Johnson
(Clerk)