

HOUSE BILL NO. 1241

Introduced by

Representatives Weisz, Nathe, D. Ruby

Senator Casper

1 A BILL for an Act to amend and reenact section 39-29-10 of the North Dakota Century Code,
2 relating to the minimum age required to operate an off-highway vehicle.

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

4 **SECTION 1. AMENDMENT.** Section 39-29-10 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **39-29-10. Operation by persons under age sixteen individuals - Minimum age.**

7 ~~Except as otherwise provided in this section, an~~

8 1. An individual under sixteen years of age who is not in possession of a valid
9 operator's license or permit to operate an off-highway vehicle may not, except upon
10 the lands of the individual's parent or guardian or as a participant in an organized
11 sporting event that involves the use of off-highway vehicles, operate an off-highway
12 vehicle operate an off-highway vehicle unless the individual operates the off-highway
13 vehicle on private land. An individual ten or eleven years of age may not operate an
14 off-highway vehicle unless the individual operates the off-highway vehicle on private
15 land or the individual is in the presence of a parent or guardian pursuant to chapter
16 30.1-27, has completed an off-highway safety training course as prescribed by the
17 director of the parks and recreation department pursuant to chapter 28-32, and has
18 received the appropriate off-highway safety certificate issued by the director of the
19 parks and recreation department.

20 2. An individual at least twelve years of age and over may not operate an off-highway
21 vehicle if unless the individual is in possession of a valid driver's license, operates the
22 off-highway vehicle on private land, or has completed an off-highway vehicle safety
23 training course prescribed by the director of the parks and recreation department
24 pursuant to chapter 28-32 and has received the appropriate off-highway vehicle safety

- 1 certificate issued by the director of the parks and recreation department of
2 transportation.
- 3 3. The failure of an operator to exhibit an off-highway vehicle safety certificate on
4 demand to any official authorized to enforce this chapter is presumptive evidence that
5 that person does not hold a certificate.
- 6 4. Fees collected from eachan individual receiving certification must be deposited in the
7 off-highway vehicle ~~trail tax~~ fund for off-highway vehicle safety education and training
8 programs.