

HOUSE BILL NO. 1102

Introduced by

Transportation Committee

(At the request of the Parks and Recreation Department)

1 A BILL for an Act amend and reenact subsections 1 and 2 of section 39-29-04 and section
2 39-29-12 of the North Dakota Century Code, relating to off-highway vehicle out-of-state
3 registration; and to provide a penalty.

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

5 **SECTION 1. AMENDMENT.** Subsections 1 and 2 of section 39-29-04 of the North Dakota
6 Century Code are amended and reenacted as follows:

7 1. Registration and payment of fees is not required of:

8 a. Off-highway vehicles owned and used by the United States or ~~another~~any state
9 or its political subdivisions.

10 b. Off-highway vehicles registered in a foreign country and temporarily used in this
11 state.

12 c. Off-highway vehicles validly licensed in another state and which have not been
13 within this state for more than thirty consecutive days.

14 d. Off-highway vehicles used exclusively on private lands.

15 e. Off-highway vehicles used exclusively in organized track racing events.

16 2. ~~Off-highway vehicles owned by the state or any of its political subdivisions are exempt~~
17 ~~from the registration fees in section 39-29-03. If an off-highway vehicle is exempt from~~
18 registration under subdivision b or c of subsection 1, the owner shall purchase an
19 out-of-state public trails and lands access permit received upon payment of a ten
20 dollar per-year fee. The permit must be displayed clearly and must be affixed securely
21 on the off-highway vehicle. Dealers or other agents authorized by the director of the
22 parks and recreation department who sell out-of-state public trails and lands access
23 permits may retain one dollar of the ten dollar per-year fee. The remainder of the fees
24 collected under this subsection must be deposited in the off-highway vehicle fund.

1 **SECTION 2. AMENDMENT.** Section 39-29-12 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 **39-29-12. Penalties.**

4 Violation of subdivision b, c, or g of subsection 5 of section 39-29-09 is a class B
5 misdemeanor. Violation of any other provision of section 39-29-09 is an infraction for which a
6 fee of twenty dollars must be assessed. Violation of section 39-29-02 or subsection 2 of section
7 39-29-04 is an infraction, for which a fee of fifty dollars must be assessed. If the individual
8 provides proof of registration since the violation, the fee may be reduced by one-half. Violation
9 of any other provision of this chapter is an infraction, for which a fee of ten dollars must be
10 assessed.