

HOUSE BILL NO. 1068

Introduced by

Transportation Committee

(At the request of the Parks and Recreation Department)

1 A BILL for an Act to amend and reenact subsection 2 of section 39-29-01 of the North Dakota
2 Century Code, relating to the definition of an off-highway vehicle.

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

4 **SECTION 1. AMENDMENT.** Subsection 2 of section 39-29-01 of the North Dakota Century
5 Code is amended and reenacted as follows:

6 2. "Off-highway vehicle" means any motorized vehicle not designed for use on a highway
7 and capable of cross-country travel on land, snow, ice, marsh, swampland, or other
8 natural terrain. The term includes a motorized vehicle converted to operate on snow.

9 An off-highway vehicle must be classified into one of the following categories:

- 10 a. Class I off-highway vehicle is a vehicle that does not qualify as road capable
11 under chapters 39-21 and 39-27, has a seat or a saddle designed to be straddled
12 by the operator, and has handlebars for steering control of two wheels.
- 13 b. Class II off-highway vehicle is fifty inches [1270.00 millimeters] or less in width,
14 weighs one thousand two hundred pounds [544.31 kilograms] or less, and travels
15 on three or more nonhighway tires; or is sixty-five inches [1651 millimeters] or
16 less in width, weighs two thousand pounds [907.19 kilograms] or less, and travels
17 on four or more nonhighway tires.
- 18 c. Class III off-highway vehicle weighs less than eight thousand pounds
19 [3628.74 kilograms]; travels on skis, runners, tracks, or four or more tires; has a
20 seat; has a wheel, handlebars, or t steering for steering control; and is
21 designated for or capable of cross-country on or over land, water, sand, snow,
22 ice, marsh, swampland, or other natural terrain, but does not include a vehicle
23 registered by the department under chapter 39-04 or 39-24.