Sixty-second Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2011

SENATE BILL NO. 2346
(Senators Olafson, Taylor, Dotzenrod)
(Representatives Boe, Monson)

AN ACT to amend and reenact subsection 3 of section 39-06-17 of the North Dakota Century Code, relating to restricted licenses for minors.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 3 of section 39-06-17 of the North Dakota Century Code is amended and reenacted as follows:

3. A restricted operator's license or permit to operate the parent's ~~or~~, guardian's, grandparent's, sibling's, aunt's, or uncle's automobile, or an automobile which is equipped with dual controls and while accompanied by a qualified instructor, may be issued to any child, who is at least fourteen years of age, and otherwise qualified, upon the written recommendation of the parent or guardian. A child may operate an automobile that is not the parent's or guardian's to take the road test. No operator's license may be issued until the child, accompanied by the parent or guardian, appears in person and satisfies the director that:

   a. The child is at least fourteen years of age.

   b. The child is qualified to operate an automobile safely.

   c. It is necessary for the child to drive the parent's ~~or~~, guardian's, grandparent's, sibling's, aunt's, or uncle's automobile without being accompanied by an adult.

   d. The child has:

      (1) Completed a course of classroom instruction and a course of behind-the-wheel instruction acceptable to the director; or

      (2) Successfully completed a course at an approved commercial driver training school.

   The parent ~~or~~, guardian, grandparent, sibling, aunt, or uncle at all times is responsible for any and all damages growing out of the negligent operation of a motor vehicle by any such child. The provisions of this subsection do not authorize the child to drive a commercial truck, motorbus, or taxicab except the holder of a class D license, fourteen or fifteen years of age, may drive a farm motor vehicle having a gross weight of fifty thousand pounds [22679.62 kilograms] when used to transport agricultural products, farm machinery, or farm supplies to or from a farm when so operated within one hundred fifty miles [241.40 kilometers] of the driver's farm.

_____ _____
President of the Senate Speaker of the House

_____ _____
Secretary of the Senate Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-second Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2346.

Senate Vote:	Yeas 43	Nays 3	Absent 1
House Vote:	Yeas 93	Nays 0	Absent 1

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Secretary of the Senate

Received by the Governor at _____M. on _____, 2011.

Approved at _____M. on _____, 2011.

_____
Governor

Filed in this office this _____day of _____, 2011,

at _____ o'clock _____M.

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Secretary of State