

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.