

Fifty-seventh
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2309

Introduced by

Senators Stenehjem, Cook, O'Connell

Representatives Grumbo, Hawken, Price

1 A BILL for an Act to amend and reenact section 8-02-08 of the North Dakota Century Code,
2 relating to safety standards for passenger contract carriers; and to provide a penalty.

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

4 **SECTION 1. AMENDMENT.** Section 8-02-08 of the 1999 Supplement to the North
5 Dakota Century Code is amended and reenacted as follows:

6 **8-02-08. Safety standards for passenger contract carriers - Penalty.**

- 7 1. The highway patrol shall establish minimum safety standards for passenger
8 contract carriers transporting fewer than fifteen passengers. The safety standards
9 must include provisions for driver qualifications; motor vehicle inspection,
10 maintenance, and repair; hours of service; drug and alcohol testing; and insurance.
11 Insurance safety standards for contract carriers must include uninsured and
12 underinsured motorist coverage of not less than one million dollars per occurrence
13 for the benefit of the passengers being transported. Coverage may be satisfied
14 through a primary or an excess policy.
- 15 2. The highway patrol shall issue a permit to a passenger contract carrier transporting
16 fewer than fifteen passengers which provides proof of compliance with the safety
17 standards.
- 18 3. A person may not engage in the business of a passenger contract carrier
19 transporting fewer than fifteen passengers without obtaining and displaying in each
20 vehicle a permit issued under this section.
- 21 4. In this section, "contract carrier" means a person engaged in the business of
22 carrying passengers for hire and in that business does not operate on a fixed
23 route. The term does not include a person who makes a single daily round trip to
24 commute to and from work, a person transporting only schoolchildren and

- 1 teachers, a person operating ambulance or funeral services, a person who on
2 occasion and not as a regular business enterprise transports one or more
3 passengers for pay, a person operating stretched sedan-type limousines, nor a
4 person operating a taxicab service using vehicles with a seating capacity of fewer
5 than seven passengers.
- 6 5. A contract carrier that willfully violates this section or rules adopted to implement
7 this section is guilty of an infraction.