

Fifty-ninth
Legislative Assembly
of North Dakota

HOUSE BILL NO.

Introduced by

Representative Kempenich

1 A BILL for an Act to create and enact a new subsection to section 39-12-05 of the North Dakota
2 Century Code, relating to a weight exemption for hauling agricultural products.

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

4 **SECTION 1.** A new subsection to section 39-12-05 of the North Dakota Century Code
5 is created and enacted as follows:

6 An enforcement action may not be brought for a violation of the gross weight
7 limitations in subsections 1 and 2 for a vehicle hauling agricultural products from
8 farm storage or livestock from a farm if the weight does not exceed the gross
9 weight limitations by more than five percent. In addition, the vehicle may not
10 exceed the speed of fifty miles per hour and must be within a range of fifty miles of
11 the farm. The vehicle may not exceed the posted weight of any bridge or road.
12 The weight tolerance authorized in this section is not applicable during spring load
13 restrictions. If enforcement action is taken pursuant to this subsection, the
14 appropriate fee applies to the portion of the load that is above the gross weight
15 limitations.