

**FIRST ENGROSSMENT
with House Amendments**

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2101

Introduced by

Transportation Committee

(At the request of the Department of Transportation)

1 A BILL for an Act to create and enact a new subsection to section 39-04-05 and a new
2 subsection to section 39-04-06 of the North Dakota Century Code, relating to mobility impaired
3 parking permits and grounds for refusing or suspending a vehicle registration; and to amend
4 and reenact subdivision I of subsection 2 of section 39-04-18 and subsection 1 of section
5 57-40.3-01 of the North Dakota Century Code, relating to registration of house mover vehicles
6 and the definition of an all-terrain vehicle.

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

8 **SECTION 1.** A new subsection to section 39-04-05 of the North Dakota Century Code
9 is created and enacted as follows:

10 When a motor carrier has been ordered out of service by the federal motor carrier
11 safety administration.

12 **SECTION 2.** A new subsection to section 39-04-06 of the North Dakota Century Code
13 is created and enacted as follows:

14 When a motor carrier has been ordered out of service by the federal motor carrier
15 safety administration.

16 **SECTION 3. AMENDMENT.** Subdivision I of subsection 2 of section 39-04-18 of the
17 North Dakota Century Code is amended and reenacted as follows:

18 I. Motor vehicles owned and operated by ~~the holder of a valid building mover's~~
19 ~~permit issued by the public service commission,~~ a resident building mover or
20 by a resident well driller; provided, however, that such vehicles are used only
21 for moving buildings or building moving equipment, or are used only for
22 drilling water wells or moving water well-drilling equipment; provided, further,
23 that such vehicles display a license plate issued by the director upon the
24 payment of a fee of twenty-five dollars for two axle trucks, fifty dollars for

1 tandem axle trucks and single axle truck-tractor units, and seventy-five dollars
2 for each tandem axle truck-tractor unit.

3 Any vehicle which has been issued this special motor vehicle license
4 may be registered under the regular motor vehicle registration law, by
5 payment of the difference between the amount paid for the special motor
6 vehicle license and the regular registration fee for such vehicle.

7 Any vehicle which has been issued this special motor vehicle license
8 and is found being operated upon the highways of this state without being
9 equipped with special house-moving or well-drilling equipment shall forfeit the
10 fee paid and, in addition, must be required to register under the regular motor
11 vehicle registration law of this state. None of the above limitations may be
12 construed as restricting the operation of the special licensed vehicle when
13 such operation would not require a greater fee than that paid for this
14 operation.

15 **SECTION 4. AMENDMENT.** Subsection 1 of section 57-40.3-01 of the North Dakota
16 Century Code is amended and reenacted as follows:

- 17 1. "All-terrain vehicle" means any motorized off-highway vehicle fifty inches
18 [1270 millimeters] or less in width, ~~having a dry weight of one thousand pounds~~
19 ~~[453.59 kilograms] or less,~~ traveling on three or more low-pressure tires, designed
20 for operator use only with no passengers, having a seat or saddle designed to be
21 straddled by the operator, and handlebars for steering control.