

Sixtieth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1400

Introduced by

Representative Belter

1 A BILL for an Act to amend and reenact section 39-06.2-06 of the North Dakota Century Code,
2 relating to commercial driver's license exemptions.

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

4 **SECTION 1. AMENDMENT.** Section 39-06.2-06 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **39-06.2-06. Commercial driver's license required.**

- 7 1. Except when driving under a commercial driver's instruction permit and
8 accompanied by the holder of a commercial driver's license valid for the vehicle
9 being driven, no person may drive a commercial motor vehicle on the highways of
10 this state unless the person holds and is in immediate possession of a commercial
11 driver's license with applicable endorsements valid for the vehicle the person is
12 driving. This subsection does not apply:
- 13 a. When the vehicle being driven is a house car or a vehicle towing a travel
14 trailer being used solely for personal rather than commercial purposes.
- 15 b. When the vehicle being driven constitutes emergency or firefighting
16 equipment necessary to the preservation of life or property.
- 17 2. No person may drive a commercial motor vehicle on the highways of this state
18 while the person's driving privilege is suspended, revoked, or canceled, while
19 subject to a disqualification.
- 20 3. The provisions of this chapter are waived, as to farm-to-market operations by
21 farmers, but limited to those operators of a farm vehicle that is:
- 22 a. Controlled and operated by a farmer.
- 23 b. Used to transport either agricultural products, including trees, farm machines,
24 farm supplies, or both, to or from a farm.

- 1 c. Not used in the operations of a common or contract carrier.
- 2 d. Used within one hundred fifty miles [241.40 kilometers] of the person's farm.
- 3 4. The provisions of this chapter are waived as to an individual operating a vehicle at
- 4 the request of and within a political subdivision during an emergency declared by
- 5 that political subdivision for the removal of snow and ice.
- 6 5. Pursuant to 49 CFR, part 383.3, the required knowledge and skills tests may be
- 7 waived and a restricted commercial driver's license issued to employees of
- 8 agricultural businesses, custom harvesters, farm retail outlets and suppliers,
- 9 including retailers and suppliers of trees, and livestock feeders.