

**FIRST ENGROSSMENT
with Senate Amendments**

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1445

Introduced by

Representatives Nelson, S. Meyer, Weisz

Senators Andrist, Potter

1 A BILL for an Act to create and enact a new section to chapter 39-29 of the North Dakota
2 Century Code, relating to equipment of registered off-highway vehicles; and to amend and
3 reenact subsection 1 of section 39-29-09 of the North Dakota Century Code, relating to the
4 operation of off-highway vehicles.

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

6 **SECTION 1.** A new section to chapter 39-29 of the North Dakota Century Code is
7 created and enacted as follows:

8 **Equipment.** To operate an off-highway vehicle on a paved highway or gravel, dirt, or
9 loose surface roadway under subsection 1 of section 39-29-09, the off-highway vehicle must be
10 equipped with a mirror in compliance with section 39-27-09, a horn in compliance with section
11 39-27-15, a speedometer and odometer in compliance with section 39-27-16, a brake light, a
12 lighted headlamp in compliance with section 39-27-17.1, and a motor of at least three hundred
13 fifty cubic centimeters.

14 **SECTION 2. AMENDMENT.** Subsection 1 of section 39-29-09 of the North Dakota
15 Century Code is amended and reenacted as follows:

16 1. An individual may not operate an off-highway vehicle on the roadway, shoulder, or
17 inside bank or slope of any road, street, or highway except as provided in this
18 chapter. Except in emergencies, an individual may not operate an off-highway
19 vehicle within the right of way of any controlled-access highway. An individual may
20 operate a registered off-highway vehicle on a gravel, dirt, or loose surface
21 roadway. An individual may operate a registered off-highway vehicle on a paved
22 county or township roadway if the off-highway vehicle is towing an implement of
23 husbandry and does not exceed the speed of twenty-five miles [40.23 kilometers]
24 per hour. An individual may operate a registered off-highway vehicle on a paved

1 county or township roadway designated and posted at a speed not exceeding
2 forty-five miles [72.42 kilometers] per hour. A licensed driver over sixteen years of
3 age may operate a registered class III off-highway vehicle on a paved highway
4 designated and posted at a speed not exceeding sixty-five miles [104.61
5 kilometers] per hour.