

Sixtieth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1087

Introduced by

Transportation Committee

(At the request of the State Forester)

1 A BILL for an Act to amend and reenact subsection 2 of section 39-01-01 of the North Dakota
2 Century Code, relating to inclusion of vehicles of the state forester as authorized emergency
3 vehicles.

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

5 **SECTION 1. AMENDMENT.** Subsection 2 of section 39-01-01 of the North Dakota
6 Century Code is amended and reenacted as follows:

7 2. "Authorized emergency vehicles":

8 a. "Class A" authorized emergency vehicles means:

- 9 (1) Vehicles of a governmentally owned fire department.
- 10 (2) Vehicles when operated by or under the control of a police officer
11 having authority to enforce the provisions of this title or by a salaried
12 employee of a municipal police department within the municipality or by
13 a sheriff or deputy sheriff not including special deputy sheriffs, or by the
14 director of the department of corrections and rehabilitation and the
15 director's authorized agents who have successfully completed training
16 in the operation of class A authorized emergency vehicles.
- 17 (3) Vehicles clearly identifiable as property of the department of corrections
18 and rehabilitation when operated or under the control of the director of
19 the department of corrections and rehabilitation.
- 20 (4) Ambulances.
- 21 (5) Vehicles operated by or under the control of the director, district deputy
22 director, or a district deputy game warden of the game and fish
23 department.

- 1 (6) Vehicles owned or leased by the United States and used for law
- 2 enforcement purposes.
- 3 (7) Vehicles designated for the use of the adjutant general or assistant
- 4 adjutant general in cases of emergency.
- 5 (8) Vehicles operated by or under the control of the director of the parks
- 6 and recreation department.
- 7 (9) Vehicles operated by or under the control of a licensed railroad police
- 8 officer and used for law enforcement purposes.
- 9 (10) Vehicles operated by or under the control of the state forester.
- 10 b. "Class B" authorized emergency vehicles means wreckers and such other
- 11 emergency vehicles as are authorized by the local authorities.
- 12 c. "Class C" authorized emergency vehicles means:
- 13 (1) Vehicles authorized by the state division of homeland security or local
- 14 division of emergency management organizations.
- 15 (2) Vehicles used by volunteer firefighters while performing their assigned
- 16 disaster and emergency responsibilities.
- 17 (3) Vehicles, other than ambulances, used by emergency medical services
- 18 personnel.