

Sixty-first
Legislative Assembly
of North Dakota

SENATE BILL NO. 2378

Introduced by

Senators O'Connell, Flakoll, Potter

Representatives Gruchalla, R. Kelsch, Nelson

1 A BILL for an Act to amend and reenact subsections 2 and 3 of section 39-29-03 and
2 subsection 2 of section 39-29-05 of the North Dakota Century Code, relating to off-highway
3 vehicle registration and the disposition of registration fees and trail tax.

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

5 **SECTION 1. AMENDMENT.** Subsections 2 and 3 of section 39-29-03 of the North
6 Dakota Century Code are amended and reenacted as follows:

7 2. On receipt of an application and the appropriate fee, the department shall register
8 the off-highway vehicle and assign a registration number and a certificate of
9 registration. The registration number must be displayed on a decal made of
10 reflectorized material and must be securely affixed on the off-highway vehicle in a
11 position as to provide clear legibility for identification. The certificate of registration
12 must include information regarding the make, year, serial number, and name and
13 address of the owner.

14 3. The fee for registration of each off-highway vehicle is five dollars for a registration
15 period of two years. For a duplicate or replacement registration number or
16 registration card which is lost, mutilated, or becomes illegible, the department may
17 charge a fee of not more than five dollars. For each off-highway vehicle registered
18 under this chapter, there is an off-highway vehicle trail tax of ~~five~~ fifteen dollars.

19 **SECTION 2. AMENDMENT.** Subsection 2 of section 39-29-05 of the North Dakota
20 Century Code is amended and reenacted as follows:

21 2. The off-highway vehicle trail tax must be deposited in ~~a state~~ the off-highway
22 vehicle fund in the state treasury. The parks and recreation department may, on
23 appropriation by the legislative assembly, expend from that fund moneys for
24 establishing off-highway vehicle facilities, ~~off-highway vehicle~~ use areas, and

1 ~~off-highway vehicle~~ safety and education programs, and on enforcement of this
2 chapter. The department may also use the fund to make grants to political
3 subdivisions, governmental agencies, and nonprofit organizations for the purpose
4 of developing and improving off-highway vehicle facilities and use areas and on
5 promoting off-highway vehicle safety and education. The department may also use
6 the fund to make grants to law enforcement agencies for the purpose of enforcing
7 laws applicable to off-highway vehicles and to the use of off-highway vehicle
8 facilities and use areas.