

Sixty-first
Legislative Assembly
of North Dakota

SENATE BILL NO.

Introduced by

Senator Olafson

1 A BILL for an Act to amend and reenact subsection 3 of section 39-12-02 of the North Dakota
2 Century Code, relating to the fee for an overwidth vehicle or load.

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

4 **SECTION 1. AMENDMENT.** Section 39-12-02 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **39-12-02. Special permits for vehicles of excessive size and weight issued -**
7 **Contents - Fees.**

- 8 1. The highway patrol and local authorities in their respective jurisdictions, upon
9 application and payment of the appropriate charges and for good cause shown,
10 may issue a special written permit authorizing the applicant to operate or move a
11 vehicle, mobile home, or modular unit of a size or weight exceeding the maximum
12 specified by this chapter, upon a highway under the jurisdiction of the body
13 granting the permit. Every permit may designate the route to be traversed and
14 may contain any other restrictions or conditions deemed necessary by the body
15 granting the permit. Every permit must be carried in the vehicle to which it refers
16 and must be opened to inspection by any peace officer or agent of the
17 superintendent of the highway patrol unless prior approval is obtained from the
18 highway patrol. It is a violation of this chapter for any person to violate any of the
19 terms or conditions of the permit. The highway patrol and local authorities may
20 adopt rules governing the movement of oversize and overweight vehicles.
- 21 2. Upon any application for a permit to move a new manufactured building or modular
22 unit from outside this state to be located anywhere within this state, the
23 manufacturer is deemed to have certified that the new manufactured building or
24 modular unit meets all applicable building codes and all applicable electrical wiring

and equipment, plumbing, and fire standards. The state is not liable to any person for issuing a permit in violation of this subsection.

3. An appropriate charge must be made for each permit and all funds collected hereunder by the highway patrol must be deposited in the state highway fund for use in the construction and maintenance of highways and operating expenses of the department of transportation. Except for publicly owned vehicles that provide service beyond the agency's jurisdiction, official, publicly owned, emergency, or military vehicles are not subject to charges for permits. The minimum fee for selected charges is as follows:
 - a. The fee for the ten percent weight exemption, harvest and wintertime, is fifty dollars per month for fees paid on a monthly basis or two hundred fifty dollars per year for fees paid on a yearly basis. Unused fees paid on a monthly basis are refundable. Unused fees paid on a yearly basis are not refundable.
 - b. The fee for a non-self-issuing interstate permit is ten dollars per trip or three hundred dollars per calendar year for unlimited trips.
 - c. The fee for special mobile equipment is twenty-five dollars per trip.
 - d. The fee for engineering is twenty-five dollars per trip.
 - e. The fee for faxing a permit is five dollars.
 - f. The fee for a single trip permit is twenty dollars per trip.
 - g. The fee for a bridge length permit is thirty dollars per trip or one hundred fifty dollars per calendar year.
 - h. The fee for a longer combination vehicle permit is one hundred dollars per month for fees paid on a monthly basis.
 - i. The fee for an overwidth vehicle or load that is fourteen feet six inches [4.42 meters] or less is twenty dollars per trip or ~~five~~ one hundred dollars per calendar year unless the vehicle is a noncommercial fish house trailer being moved by the owner, then the fee is twenty dollars per calendar year.
4. The director of tax equalization of the county of destination must be furnished a copy of the permit for the movement of an overdimensional mobile home.