

**Fifty-fifth Legislative Assembly, State of North Dakota, begun in the
Capitol in the City of Bismarck, on Monday, the sixth day of January,
one thousand nine hundred and ninety-seven**

HOUSE BILL NO. 1310
(Representatives R. Kelsch, Huether, Stenehjem)
(Senators Holmberg, Robinson)

AN ACT to amend and reenact subdivision a of subsection 2 of section 39-01-01 of the North Dakota Century Code, relating to authorized emergency vehicles.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subdivision a of subsection 2 of section 39-01-01 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

- a. Class A authorized emergency vehicles means:
- (1) Vehicles of a governmentally owned fire department.
 - (2) Vehicles when operated by or under the control of a police officer having authority to enforce the provisions of this title or by a salaried employee of ~~any~~ a municipal police department within the municipality or by ~~any~~ a sheriff or deputy sheriff not ~~to include~~ including special deputy sheriffs, or by the ~~warden of the state penitentiary~~ director of the department of corrections and rehabilitation and his the director's authorized agents who have successfully completed training in the operation of class A authorized emergency vehicles.
 - (3) Vehicles clearly identifiable as property of the department of corrections and rehabilitation when operated or under the control of the director of the department of corrections and rehabilitation.
 - (4) Ambulances.
 - ~~(4)~~ (5) Vehicles operated by or under the control of the director, ~~and~~ and district deputy director, ~~and or a~~ and or a district deputy game warden of the ~~North Dakota~~ game and fish department.
 - ~~(5)~~ (6) Vehicles owned or leased by the United States ~~government~~ and used for law enforcement purposes.
 - ~~(6)~~ (7) Vehicles designated for the use of the adjutant general ~~and or~~ and or assistant adjutant general in cases of emergency.
 - ~~(7)~~ (8) Vehicles operated by or under the control of the director of the ~~North Dakota~~ parks and recreation department.
 - (9) Vehicles operated by or under the control of a licensed railroad police officer and used for law enforcement purposes.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-fifth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1310.

House Vote: Yeas 94 Nays 0 Absent 3

Senate Vote: Yeas 46 Nays 1 Absent 2

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 1997.

Approved at _____ M. on _____, 1997.

Governor

Filed in this office this _____ day of _____, 1997,
at _____ o'clock _____ M.

Secretary of State