

Fifty-seventh  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1147

Introduced by

Transportation Committee

(At the request of the Office of Management and Budget)

1 A BILL for an Act to amend and reenact subsection 1 of section 24-02-03.3 and subsection 4 of  
2 section 54-06-09 of the North Dakota Century Code, relating to use of personal motor vehicles  
3 by state employees.

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

5 **SECTION 1. AMENDMENT.** Subsection 1 of section 24-02-03.3 of the 1999  
6 Supplement to the North Dakota Century Code is amended and reenacted as follows:

7 1. The director shall establish within the department a central vehicle management  
8 system to regulate the operation, maintenance, and management of all motor  
9 vehicles owned or leased by the state subject to registration under chapters 39-04  
10 and 39-05. Upon the request of a state agency and an agreement between the  
11 agency and director for the use of the motor vehicle-related equipment, the director  
12 may purchase or lease motor vehicle-related equipment and include that  
13 equipment within the system. The director shall provide a uniform method of  
14 documenting the use and cost of operation of motor vehicles and motor  
15 vehicle-related equipment in the system. The director shall advise the director of  
16 the office of management and budget as to the need to acquire or dispose of  
17 system motor vehicles. The specifications for highway patrol vehicles to be  
18 acquired may be set by the highway patrol superintendent. Every state agency,  
19 institution, department, board, bureau, and commission unless exempted by the  
20 director must use the system. However, an agency, institution, department, board,  
21 bureau, or commission may authorize the use of an employee's personal motor  
22 vehicle pursuant to subsection 4 of section 54-06-09.

23 **SECTION 2. AMENDMENT.** Subsection 4 of section 54-06-09 of the 1999 Supplement  
24 to the North Dakota Century Code is amended and reenacted as follows:

1           4.   An official, deputy, assistant, clerk, or other employee, when required to travel by  
2           motor vehicle or truck in the performance of official duty, shall use a state-owned  
3           vehicle whenever possible unless exempted under section 24-02-03.3. However,  
4           an agency, institution, department, board, bureau, or commission may allow use of  
5           an official's, deputy's, or employee's personal motor vehicle in circumstances  
6           authorized by the official, deputy, or the employee's supervisor. If personal motor  
7           vehicle use is authorized under this subsection, the agency may also allow mileage  
8           reimbursement at a rate less than that otherwise provided in this section. When  
9           official travel is by motor vehicle or airplane owned by the state or by any  
10          department or political subdivision of the state, no allowance may be made or paid  
11          for such mileage, except that governmental entities may share expenses when  
12          officials or employees of those entities travel in the same motor vehicle or aircraft.