

HOUSE BILL NO. 1158

Introduced by

Representatives DeKrey, Delmore, Karls

Senator Christmann

1 A BILL for an Act to amend and reenact subsection 3 of section 39-06-17 of the North Dakota
2 Century Code, relating to a restricted permit to operate an automobile.

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

4 **SECTION 1. AMENDMENT.** Subsection 3 of section 39-06-17 of the North Dakota
5 Century Code is amended and reenacted as follows:

6 3. A restricted operator's license or permit to operate the parent's or guardian's
7 automobile, or an automobile which is equipped with dual controls and while
8 accompanied by a qualified instructor, may be issued to any child, who is at least
9 fourteen years of age, and otherwise qualified, upon the written recommendation of
10 the parent or guardian. A child may operate an automobile that is not the parent's
11 or guardian's to take the road test. No operator's license may be issued until the
12 child, accompanied by the parent or guardian, appears in person and satisfies the
13 director that:

- 14 a. The child is at least fourteen years of age.
15 b. The child is qualified to operate an automobile safely.
16 c. It is necessary for the child to drive the parent's or guardian's automobile
17 without being accompanied by an adult.
18 d. The child has:
19 (1) Completed a course of classroom instruction and a course of
20 behind-the-wheel instruction acceptable to the director; or
21 (2) Successfully completed a course at an approved commercial driver
22 training school.

23 The parent or guardian at all times is responsible for any and all damages growing
24 out of the negligent operation of a motor vehicle by any such child. The provisions

1 of this subsection do not authorize the child to drive a commercial truck, motorbus,
2 or taxicab except the holder of a class D license, fourteen or fifteen years of age,
3 may drive a farm motor vehicle having a gross weight of fifty thousand pounds
4 [22679.62 kilograms] when used to transport agricultural products, farm machinery,
5 or farm supplies to or from a farm when so operated within one hundred fifty miles
6 [241.40 kilometers] of the driver's farm.