

HOUSE BILL NO. 1164

Introduced by

Representatives R. Kelsch, Porter, Weisz

Senators Cook, Fischer, Stenehjem

1 A BILL for an Act to amend and reenact section 39-29-10 of the North Dakota Century Code,
2 relating to the operation of off-highway vehicles by individuals under sixteen years of age.

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

4 **SECTION 1. AMENDMENT.** Section 39-29-10 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **39-29-10. Operation by ~~persons~~ individuals under age sixteen.**

7 Except as otherwise provided in this section, an individual under sixteen years of age who
8 is not in possession of a valid operator's license or permit to operate an off-highway vehicle may
9 not, except upon the lands of the individual's parent or guardian or as a participant in an
10 organized sporting event that involves the use of off-highway vehicles, operate an off-highway
11 vehicle. An individual under twelve years of age may operate an off-highway vehicle in a
12 designated off-highway vehicle park and on a designated off-highway vehicle trail if the
13 individual has completed an off-highway vehicle safety training course prescribed by the director
14 of the parks and recreation department and has received the appropriate off-highway vehicle
15 safety certificate issued by the director of the department of transportation. An individual at least
16 twelve years of age may operate an off-highway vehicle if the individual has completed an
17 off-highway vehicle safety training course prescribed by the director of the parks and recreation
18 department and has received the appropriate off-highway vehicle safety certificate issued by the
19 director of the department of transportation. The failure of an operator to exhibit an off-highway
20 vehicle safety certificate on demand to any official authorized to enforce this chapter is
21 presumptive evidence that that person does not hold a certificate. Fees collected from each
22 individual receiving certification must be deposited in the off-highway vehicle trail tax fund for
23 off-highway vehicle safety education and training programs.

