

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1256

- Page 1, line 1, replace the second "and" with a comma
- Page 1, line 2, replace "a" with "b"
- Page 1, line 2, after "39-06.1-10" insert ", and a new section to chapter 39-08"
- Page 1, line 3, remove "definitions and"
- Page 1, line 3, after "points" insert "and using an electronic communication device"
- Page 1, line 4, replace the first comma with "and"
- Page 1, line 4, remove "39-06-14,"
- Page 1, line 4, remove "39-06-36, subsection 3 of section 39-06-42,"
- Page 1, line 5, replace "section 39-06-43, subsection 1 of section 39-06.1-08, and subsection 3 of section 39-06.1-11" with "and 39-06.1-09"
- Page 1, line 6, after "license" insert "and a moving violation"
- Page 1, line 19, remove the overstrike over "or license"
- Page 1, line 19, after "in" insert "under"
- Page 1, line 19, remove the overstrike over "sections"
- Page 1, line 19, remove "under section"
- Page 1, line 20, remove the overstrike over "~~and 39-06-17~~"
- Page 1, line 20, remove "and the"
- Page 1, remove line 21
- Page 1, line 22, remove "section 39-06-14 to a person who is less than sixteen years of age"
- Page 3, remove lines 9 through 31
- Page 4, remove lines 1 through 31
- Page 5, remove lines 1 through 30
- Page 6, remove lines 1 through 31
- Page 7, remove lines 1 through 31
- Page 8, remove lines 1 through 13
- Page 8, line 26, remove the overstrike over "~~A restricted operator's license or permit to operate the parent's or guardian's~~"
- Page 8, remove the overstrike over lines 27 through 31
- Page 9, remove the overstrike over lines 1 through 7

Page 9, line 8, remove the overstrike over "(1)"

Page 9, line 8, after "Completed" insert "Successfully completed an approved driver's education course that includes"

Page 9, line 8, remove the overstrike over "a course of classroom instruction and a course of"

Page 9, remove the overstrike over lines 9 through 11

Page 9, after line 11, insert:

"e. The child has accumulated a minimum of fifty hours of supervised, behind-the-wheel driving experience in various driving conditions and situations that include night driving; driving on gravel, dirt, or aggregate surface road; driving in both rural and urban conditions; and winter driving conditions."

Page 9, remove the overstrike over lines 12 through 19

Page 9, line 20, remove the overstrike over "4."

Page 9, line 24, remove the overstrike over "5."

Page 9, line 24, remove "4."

Page 9, line 26, remove the overstrike over "~~other than restrictions imposed under subsection 6~~"

Page 10, remove the overstrike over lines 6 through 14

Page 10, after line 14, insert:

"c. An individual holding a restricted driver's license driving a motor vehicle may not operate an electronic communication device to talk, compose, read, or send an electronic message while operating a motor vehicle that is in motion unless the sole purpose of operating the device is to obtain emergency assistance, to prevent a crime about to be committed, or in the reasonable belief that an individual's life or safety is in danger.

d. An individual holding a restricted driver's license may not operate a motor vehicle between the later of sunset or nine p.m. and five a.m. unless a parent, legal guardian, or an individual eighteen years of age or older is in the front seat of the motor vehicle or the motor vehicle is being driven directly to or from work, an official school activity, or a religious activity."

Page 10, remove lines 15 through 30

Page 11, remove lines 1 through 31

Page 12, replace lines 1 through 20 with:

**"SECTION 5. AMENDMENT.** Section 39-06.1-09 of the North Dakota Century Code is amended and reenacted as follows:

**39-06.1-09. Moving violation defined.**

For the purposes of sections 39-06.1-06 and 39-06.1-13, a "moving violation" means a violation of section 39-04-22, subsection 1 of section 39-04-37, section

39-04-55, 39-06-01, 39-06-14, 39-06-16, section 7 of this Act, 39-09-04.1, 39-09-09, subsection 1 of section 39-12-02, sections 39-12-04, 39-12-05, 39-12-06, 39-12-09, 39-24-02, or 39-24-09, except subdivisions b and c of subsection 5, or equivalent ordinances; or a violation of the provisions of chapter 39-10, 39-10.2, or 39-21, or equivalent ordinances, except subsection 5 of section 39-10-26, sections 39-21-44 and 39-21-45.1, subsections 2 and 3 of section 39-21-46, and those sections within those chapters which are specifically listed in subsection 1 of section 39-06.1-08."

Page 12, line 21, replace "a" with "b"

Page 12, line 24, remove "or class D operator's license with intermediate"

Page 12, remove lines 25 through 30

Page 13, replace lines 1 and 2 with:

"**SECTION 7.** A new section to chapter 39-08 of the North Dakota Century Code is created and enacted as follows:

**Use of an electronic communication device by minor prohibited.**

An individual at least sixteen and under eighteen years of age who has been issued a class D license may not operate an electronic communication device to talk, compose, read, or send an electronic message while operating a motor vehicle that is in motion unless the sole purpose of operating the device is to obtain emergency assistance, to prevent a crime about to be committed, or in the reasonable belief that an individual's life or safety is in danger."

Re-number accordingly