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Prepared by the Legislative Council staff for
Senator Piepkorn
February 2, 2023

AG 2-3-23 (12)

PROPOSED AMENDMENTS TO SENATE BILL NO. 2348

Page 1, line 2, replace "liability for fleeing" with "responsibility regarding a driver who flees"

Page 1, line 11, replace "**liability for fleeing**" with "**responsibility regarding a driver who flees**"

Page 1, line 13, replace "liable for a violation of an offense under" with "to have violated"

Page 1, line 14, remove "The owner of a motor vehicle involved in a violation of section 39-10-71 may not be"

Page 1, remove lines 15 through 17

Page 1, line 18, remove "3."

Page 1, line 23, remove "within seventy-two hours after observing the violation"

Page 2, line 1, replace "on" with "in accordance with the North Dakota Rules of Civil Procedure to"

Page 2, replace lines 3 through 13 with:

"3. A motor vehicle owner may not be found to have violated this section if:

a. The driver operating the motor vehicle at the time of the violation of section 39-10-71 has been charged with a violation of section 39-10-71.

b. The motor vehicle was reported stolen before the violation occurred or within a reasonable time after the violation occurred."

Page 2, line 14, remove "A motor vehicle owner is exempt from imposition of liability under this section if the"

Page 2, remove lines 15 and 16

Page 2, line 17, remove "5."

Page 2, line 17, remove "is exempt from imposition of liability under this section or"

Page 2, line 18, replace "section 39-10-71" with "may not be found to have violated this section"

Page 2, line 18, after "provides" insert "to a peace officer"

Page 2, line 19, remove "to a peace officer and"

Page 2, remove lines 20 and 21

Page 2, line 22, replace "violation" with "of section 39-10-71, and further provides to the peace officer information sufficient to establish probable cause to establish the driver violated section 39-10-71"

Page 2, line 23, replace "6." with "5."

Page 2, line 23, replace "is exempt from imposition of liability under" with "may not be found to have violated"

Page 2, line 24, replace "liable under" with "presumed to have violated"

Page 2, line 24, remove "or section 39-10-71"

Page 2, line 29, replace "7." with "6."

Page 2, line 29, replace "owner is exempt from imposition of liability under" with "dealer may not be found to have violated"

Page 2, line 29, remove ", and the"

Page 2, remove line 30

Page 2, line 31, replace "vehicle owner is a dealer," with "if"

Page 3, line 4, replace "8." with "7."

Renumber accordingly

AG 2-3-23 (2-2)