

Introduced by

Transportation Committee

(At the request of the Department of Transportation)

1 A BILL for an Act to create and enact section 39-12-24 of the North Dakota Century Code,
2 relating to cooperative regional permit agreements on excess size or weight vehicles.

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

4 **SECTION 1.** Section 39-12-24 of the North Dakota Century Code is created and enacted as
5 follows:

6 **39-12-24. Authority for cooperative regional permit agreements on excess size or**
7 **weight vehicles.**

8 1. The superintendent and the director, or the director's designee, may enter cooperative
9 regional permit agreements with any state that has enacted a law authorizing the
10 agreement for the regional operation or movement of nondivisible oversize or
11 overweight vehicles and to facilitate the uniform application, administration, and
12 enforcement of laws concerning nondivisible oversize or overweight vehicles.

13 2. The agreement may include the establishment of a regional permit system for the
14 operation or movement of nondivisible oversize or overweight vehicles from one state
15 in the region to or through other states in the region under a single-trip permit in
16 accordance with the requirements of any state that is a party to the agreement.

17 3. The North Dakota highway patrol and the department may enter the agreement with
18 any state that has enacted a law authorizing the agreement to:

19 a. Authorize any state to issue regional permits for nondivisible oversize or
20 overweight vehicles to operate on North Dakota state highways. A regional permit
21 issued by any state must conform to North Dakota permit requirements in chapter
22 39-12, the rules and regulations implementing chapter 39-12, and as required in
23 the agreement;

- 1 b. Issue regional permits for nondivisible oversize or overweight vehicles to operate
2 on highways of any state that has enacted laws authorizing the agreement in
3 accordance with the laws of the state and as required in the agreement; and
4 c. Agree to the administration of the agreement by any state that is party to the
5 agreement.
- 6 4. The North Dakota highway patrol may enforce the terms of any regional permit
7 concerning the operation of the permitted vehicle on North Dakota state highways
8 according to North Dakota law.
- 9 5. The agreement must provide that employees and officials of any state that is party to
10 the agreement who administer or enforce the agreement, or who otherwise act under
11 the terms of the agreement, may not be eligible for compensation, employee rights, or
12 benefits from North Dakota and may not be considered employees or officials of North
13 Dakota.
- 14 6. The agreement may provide for uniform procedures and standards for nondivisible
15 oversize and overweight vehicles and regional permits, including enforcement
16 procedures, safety inspection standards, operational standards, permit and application
17 form procedures, and driver qualifications.
- 18 7. The North Dakota highway patrol shall deposit all fees it may collect for regional
19 permits on behalf of any state included in the agreement into a fund established as the
20 regional permit fund. All moneys collected by the North Dakota highway patrol as fees
21 for the issue of a regional permit and deposited into the regional permit fund are
22 appropriated on a continuing basis for the purpose of paying each state included in the
23 agreement for each state's respective share of the total fees collected for the regional
24 permit. The North Dakota highway patrol shall deposit all moneys collected on behalf
25 of North Dakota for regional permits issued under this section into the state highway
26 fund in accordance with section 39-12-02.
- 27 8. Notwithstanding any provision of this section to the contrary, all North Dakota statutes
28 and rules and regulations prescribing size or weight vehicle requirements, or relating
29 to permits for oversize or overweight vehicles, remain in full force and effect until
30 amended or repealed by law, and the agreement entered under this section must
31 comply with North Dakota statutes and rules and regulations.

