

2025 HOUSE TRANSPORTATION

HB 1346

2025 HOUSE STANDING COMMITTEE MINUTES

Transportation Committee

Room JW327E, State
Capitol

HB 1346
1/30/2025

Relating to the regulation of the operation of off-highway vehicles and political subdivision rules regulating off-highway vehicles; and to provide a penalty.

3:26 p.m. Chairman D. Ruby opened the hearing.

Members Present: Chairman D. Ruby, Vice Chairman Grueneich, Representatives Christianson, Dressler, Finley-DeVile, Frelich, Hendrix, Johnston, Koppelman, Maki, Morton, Osowski, Schatz Members Absent: Representative Kasper

Discussion Topics:

- Property damage
- Safety concerns

3:26 p.m. Representative Matt Heilman introduced the bill and submitted testimony # 32869.

3:30 p.m. Doug Pearson, Bismarck Resident, testified in favor and submitted testimony #31399, #31508, #31511, #31512, #31514, #31976, #32165.

3:42 p.m. Jerri Hopfauf, Bismarck Resident, testified in favor.

3:52 p.m. Pat Thompson, Bismarck Resident, testified in favor.

4:00 p.m. Doug Pearson stood for questions.

4:02 p.m. Pat Thompson continued testimony.

Additional written testimony:

Gordon Greenstein, US Navy Veteran, submitted testimony in favor #32799.

Terry Pearson, Bismarck Resident, submitted testimony in favor #32986.

4:03 p.m. Chairman D. Ruby closed the hearing.

Janae Pinks, Committee Clerk

HB 1346 OHVs

Chair Ruby and Transportation Committee.

My name is Doug Pearson I am a resident of Bismarck, I live in a subdivision 3 miles outside of city limits, and I am in favor of HB 1346. I want to make this clear. I am not against OHVs, but what I am against is the bad behavior being displayed in my neighborhood and subdivisions surrounding the Bismarck area. I grew up on a farm where we rode motorcycles as young boys so I know how kids can be, but one thing my parents taught us was not to disrespect people and their property. We had consequences and we knew if we crossed that line our keys would be pulled.

For the next hour I could tell you stories from the past 23 years of the bad behavior from teenagers and adults riding OHVs out in our subdivisions. I will share a story that happened 2 years ago of a 12 year old boy that would come from another subdivision to visit my neighbor's son during the summer. You could always hear him coming from a quarter mile away revving the engine speeding and driving recklessly. I shared my concerns with my neighbor that this boy, the way he was driving would get in an accident and hurt himself or someone else. Later on that summer my neighbor caught me outside and said I want to show you something, he pulled out his phone and showed me a picture of this young boy in a hospital bed, I asked what happened he said the boy was in a serious motorcycle accident. Last summer I was driving home on our blacktop road that leads to our subdivision. This same boy, now 14 years old, popped a wheelie in the other lane as he went by my vehicle. What if he would have lost control and went into my lane? I am concerned for my safety, my wife, my children, my grandchildren and our pets. In our subdivision we still have gravel roads and all the subdivisions around us have blacktop, so we have OHVs coming from city limits where they can't ride and other subdivisions coming into our neighborhood, they are speeding, fishtailing up and down our roads and cutting cookies and the rocks end up in my ditch which I hit with my lawn mower. I have had slow down signs run over and stolen. It's like the wild west, total lawlessness. Over the years I have talked to the Township board, County commission and our Sheriff's department and they tell me there is nothing they can do. On average I call the Sheriff's department 5-10 a year and they tell me the laws have no teeth. So please put some teeth into our laws to address this ongoing issue. All we are asking for is the same rule of law as people within city limits are receiving.

So how do we fix this problem, first we must acknowledge there is a problem, second the current century code must be enforced by law enforcement, third there must be consequences for these bad behaviors being acted out, if there isn't these issues will continue, and last I will end with this, we as parent, grandparents have a responsibility to pass onto the next generation of how to treat each other with dignity, respect for other people and their property and treat others the way you would want to be treated, because we can't fix this problem with more OHV safety training that is just more head knowledge and its not working, this issue is much deeper than that, this is a heart issue as who we are as a society, just do what's right.

Thankyou Doug Pearson

HB 1346 OHVs

Chair Ruby and Transportation Committee

My name is Doug Pearson I am a resident of Bismarck, and I am in favor of HB1346. I have some concerns that I didn't get a chance to share in my first letter. I have been studying our current NDCC 39-29-08, 39-29-09, 39-29-10 and the ND Parks and Recreation Youth OHV Safety Courses open for registration form, and some of the language is very vague. Could this be part of the problem why we are having the issues with the OHVs? I believe it is. In the OHV registration form it states, ND law requires youth ages 12-15 who do not have a valid driver's license or learner's permit to take a safety certification class. The certification is needed in order to legally operate OHVs on land other than their parents, which includes designated trails and ditches. Who designates these OHV trails and what ditches can they ride in? In NDCC 39-29-08 #2 it states the director, in the interest of public health, welfare, and safety, may regulate, by rule the operation of OHVs on state highways. In NDCC 39-29-08 #3 the director of the parks and recreation department shall adopt rules to regulate use of OHVs in state parks and other state-owned land under the supervision of the director of the parks and recreation department. So it's very clear in our century code the director has that authority on state highways, state parks and state land, but at a county level I don't see any jurisdiction. In the registration form it states, on land other than their parent, which includes designated OHV trails and ditches. Are the OHV trails in state parks and state land and are the ditches along state highways? I talked to the safety director at ND Parks and Recreation and I asked where the OHV signs are that let the riders know where they can ride. He said they are only in state parks and state land. So can you see where there may be some confusion where these OHVs can ride. Our young generation needs boundaries and guidelines so they know where they can ride and where they can't ride, otherwise we will have the problems we currently have.

I also want to address right of way. I am looking in our century code for language on this and it is very vague. Our sheriff's department claims that OHVs have the right to ride in all right of ways. I don't believe that is right, especially ditches that are part of our personal property. We take pride in our neighborhood, our ditches are maintained, they are mowed, fertilized and sprayed and these OHV come in and make trails and rip up our grass. How would that go in town up on people's boulevards? There are hundreds of miles of roads and ditches out in the country that these OHVs could ride on. If parents buy these OHVs for their kids they should ride in their own ditches and yards otherwise get out in the country. I am a law abiding, tax paying citizen who lives out of city limits and should be entitled to the same rule of law. That is why in our NDCC 39-29-08 #4 The governing bodies of political subdivisions may adopt rules to regulate use of OHVs in areas under their jurisdiction. The governing body of a city may, by ordinance, regulate, restrict, and prohibit the use of OHVs operated in the city limits in areas under the exclusive jurisdiction of the city. That's why it is so important that the (County) be added to this language. We need law and order restored to our neighborhoods.

Thankyou Doug Pearson









[Home](#) / [News](#) / Youth OHV Safety Courses open for registration

Youth OHV Safety Courses open for registration

[<< All News](#)

Thursday, May 2, 2024 - 09:00 am

All

Categories: News

Registration for North Dakota Parks and Recreation's (NDPRD) Off-Highway Vehicle (OHV) youth safety courses located across the state are now open. NDPRD offers the hands-on courses in an effort to increase OHV safety awareness and prevent accidents.

Youth ages 12-15 are eligible for the free, in-person OHV certification courses that occur from June 4 through July 27. Class enrollment is limited, therefore interested participants are encouraged to register soon online.

Youth-sized ATVs will be provided for the course, but students must wear long sleeves, long pants, over-ankle boots, gloves, and their helmet, if they have one. A free helmet will be provided at the beginning of the course for students to keep. Students should also complete the introductory online course on the NDPRD website prior to the in-person training.

North Dakota law requires youth ages 12-15 who do not have a valid driver's license or learner's permit to take a safety certification class. The certification is needed in order to legally operate OHVs on land other than their parents', which includes designated OHV trails and ditches.

Children who are 11 but turn 12 within six months of a class date may take the safety certification test but will not receive their certification



Home / Recreation Programs
/ Off-Highway Vehicles (OHV) / OHV Safety

OHV Safety



Youth OHV Safety Course

Helmet Safety

Laws & Regulations

Youth OHV Safety Course

North Dakota law requires youth ages 12-15 who do not have a valid driver's license or learner's permit to take a safety certification class. The certification is needed in order to legally operate OHVs on land other than their parents' or legal guardians', which includes designated OHV trails and highway right of way.

In order to become certified, the following guidelines must be met:

- Attend a free hands-on class in your area, or take the online certification course from home for a fee.
- Be at least 12 years of age.

HB 1346

House Transportation

I am in support of HB 1346

Chairman Ruby and Committee Members, I am in support of this bill to regulate OHV and other off-highway vehicles use within their jurisdiction and introduces new provisions for minors operating OHVs. I am glad to see individuals under 16 years old must be supervised by a parent or legal guardian and anyone that is at least 12 years old must complete a safety training course and obtain a safety certificate. I urge a Do Pass on HB 1346

Thank You, Gordon Greenstein



North Dakota
House of Representatives
STATE CAPITOL
600 EAST BOULEVARD
BISMARCK, ND 58505-0360



Representative Matthew Heilman

District 7
5501 Flatrock Drive
Bismarck, ND 58503-8929
mheilman@ndlegis.gov

COMMITTEES:

Education
Political Subdivisions

January 30th, 2025

Chairman Ruby and members of the committee,

I am Matt Heilman, and I am a state representative from North Dakota's seventh legislative district in Bismarck. I am here to testify in favor of HB 1346. This is a constituent bill, so I can answer your basic questions but the more detailed questions about the situation are better for him.

Right now, there are people riding off-highway vehicles on people's property causing a mess. I have emailed you all the pictures of the damage being done. There is also testimony uploaded online of the damage happening. The main issue is that the county claims to not have the authority to do anything about this issue. This is why section two of the bill is adding county. We are simply giving the counties the authority to address this issue. The change in section three may seem harsh, but we also require those with a permit on the road to have someone in the car who has their license. Section four just raises the fines. I am certainly open to what the committee may suggest, but the most important part of this bill is section two. The counties need the authority to help property owners with their property being damaged. Mr. Chairman and members of the committee I will certainly stand for any questions.

Chair Ruby and Committee

My name is Terry Pearson, I am a resident of rural Bismarck. I am in favor of HB1346. This bill would give the authority to the counties to establish ordinances to take care of these OHVs and stop what has been going on for years. Our neighborhoods have been turned into race tracks by these unsupervised kids. The parents need to be responsible for the actions of their children. Please support HB1346 so our local officials will have the authority to deal with this ongoing problem.

Sincerely Terry Pearson

2025 HOUSE STANDING COMMITTEE MINUTES

Transportation Committee
Room JW327E, State Capitol

HB 1346
2/6/2025

Relating to the regulation of the operation of off-highway vehicles and political subdivision rules regulating off-highway vehicles; and to provide a penalty.
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10:22 a.m. Chairman D. Ruby opened the meeting.

Members Present: Chairman D. Ruby, Vice Chairman Grueneich, Representatives Christianson, Dressler, Finley-DeVile, Frelich, Johnston, Hendrix, Kasper, Koppelman, Maki, Morton, Osowski, Schatz

Discussion Topics:

- Agricultural exemption
- Proposed amendment
- Political subdivisions

10:24 a.m. Chairman D. Ruby talked of raising the fines and the problems with enforcement by the Sheriff's Department currently.

10:31 a.m. Chairman D. Ruby closed the meeting.

Janae Pinks, Committee Clerk

2025 HOUSE STANDING COMMITTEE MINUTES

Transportation Committee Room JW327E, State Capitol

HB 1346
2/13/2025

Relating to the regulation of the operation of off-highway vehicles and political subdivision rules regulating off-highway vehicles; and to provide a penalty.

3:46 p.m. Chairman D. Ruby called the meeting to order.

Members Present: Chairman D. Ruby, Vice Chairman Grueneich, Representatives Christianson, Dressler, Finley-DeVille, Frelich, Johnston, Hendrix, Kasper, Koppelman, Maki, Morton, Osowski, Schatz

Discussion Topics:

- Proposed amendment: strike section 3

3:46 p.m. Chairman D. Ruby introduced the proposed amendment LC #25.0920.01001, testimony #37674.

3:47 p.m. Representative Koppelman moved to adopt proposed amendment LC#25.0920.01001.

3:47 p.m. Representative Dressler seconded the motion.

3:48 p.m. Voice vote - motion passed.

3:51 p.m. Representative Koppelman moved a Do Pass as Amended.

3:51 p.m. Representative Frelich seconded the motion.

Representatives	Vote
Representative Dan Ruby	Y
Representative Jim Grueneich	Y
Representative Nels Christianson	Y
Representative Ty Dressler	Y
Representative Lisa Finley-DeVille	Y
Representative Kathy Frelich	Y
Representative Jared Hendrix	Y
Representative Daniel Johnston	Y
Representative Jim Kasper	Y
Representative Ben Koppelman	Y
Representative Roger A. Maki	Y
Representative Desiree Morton	Y
Representative Doug Osowski	Y
Representative Mike Schatz	Y

House Transportation Committee

HB 1346

2/13/2025

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3:52 p.m. Motion passed 14-0-0.

3:52 p.m. Representative Morton will carry the bill.

3:52 p.m. Chairman D. Ruby closed the meeting.

Janae Pinks, Committee Clerk

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

HOUSE BILL NO. 1346

Introduced by

Representatives Heilman, Klemin

HD
2/13/25
Page 1 of 3

1 A BILL for an Act to amend and reenact section 39-29-01, subsection 4 of section 39-29-08, and
2 ~~sections 39-29-10 and~~ section 39-29-12 of the North Dakota Century Code, relating to the
3 regulation of the operation of off-highway vehicles and political subdivision rules regulating
4 off-highway vehicles; and to provide a penalty.

5 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

6 **SECTION 1. AMENDMENT.** Section 39-29-01 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **39-29-01. Definitions.**

9 As used in this chapter, unless the context otherwise requires:

- 10 1. "Dealer" means any person engaged in the business of buying, selling, or exchanging
11 off-highway vehicles or who advertises, or holds out to the public as engaged in the
12 buying, selling, or exchanging of off-highway vehicles, or who engages in the buying of
13 off-highway vehicles for resale.
- 14 2. "Off-highway vehicle" means any motorized vehicle not designed for use on a highway
15 and capable of cross-country travel on land, snow, ice, marsh, swampland, or other
16 natural terrain. The term includes a motorized vehicle converted to operate on snow.
17 The term does not include an electric bicycle. An off-highway vehicle must be
18 classified into one of the following categories:

- 1 a. Class I off-highway vehicle is a vehicle that does not qualify as road capable
- 2 under chapters 39-21 and 39-27, has a seat or a saddle designed to be straddled
- 3 by the operator, and has handlebars for steering control of two wheels.
- 4 b. Class II off-highway vehicle is fifty inches [1270.00 millimeters] or less in width,
- 5 weighs one thousand two hundred pounds [544.31 kilograms] or less, and travels
- 6 on three or more nonhighway tires; or is sixty-five inches [1651 millimeters] or
- 7 less in width, weighs two thousand pounds [907.19 kilograms] or less, and travels
- 8 on four or more nonhighway tires.
- 9 c. Class III off-highway vehicle weighs less than eight thousand pounds
- 10 [3628.74 kilograms]; travels on skis, runners, tracks, or four or more tires; has a
- 11 seat; has a wheel, handlebars, or steering for steering control; and is
- 12 designated for or capable of cross-country on or over land, water, sand, snow,
- 13 ice, marsh, swampland, or other natural terrain, but does not include a vehicle
- 14 registered by the department under chapter 39-04 or 39-24.
- 15 3. "Operate" means to ride in or on and control the operation of an off-highway vehicle.
- 16 4. "Operator" means an individual who operates or is in actual physical control of an
- 17 off-highway vehicle.
- 18 5. "Owner" means a person, other than a lienholder, having the property in or title to an
- 19 off-highway vehicle and entitled to its use or possession.
- 20 6. "Peace officer" means a public servant authorized by law or by a government agency
- 21 or branch to enforce the law and to conduct or engage in investigations of violations of
- 22 the law.
- 23 7. "Register" means the act of assigning a registration number to an off-highway vehicle.

24 **SECTION 2. AMENDMENT.** Subsection 4 of section 39-29-08 of the North Dakota Century
25 Code is amended and reenacted as follows:

- 26 4. The governing bodies of political subdivisions may adopt rules to regulate use of
- 27 off-highway vehicles in areas under their jurisdiction. The governing body of a city or
- 28 county may, by ordinance, regulate, restrict, and prohibit the use of off-highway
- 29 vehicles operated in the city limits or within the county in areas under the exclusive
- 30 jurisdiction of the city or county.

1 ~~SECTION 3. AMENDMENT.~~ Section 39-29-10 of the North Dakota Century Code is
2 amended and reenacted as follows:

3 ~~39-29-10. Operation by persons under age sixteen.~~

4 ~~1. Except as otherwise provided in this section, an individual under sixteen years of age~~
5 ~~who is not in possession of a valid operator's license or permit to operate an~~
6 ~~off-highway vehicle may not, except upon the lands of the individual's parent or~~
7 ~~guardian or as a participant in an organized sporting event that involves the use of~~
8 ~~off-highway vehicles, operate an off-highway vehicle. An individual at least twelve~~
9 ~~years of age may operate an off-highway vehicle if the individual has completed an~~
10 ~~off-highway vehicle safety training course prescribed by the director of the parks and~~
11 ~~recreation department and has received the appropriate off-highway vehicle safety~~
12 ~~certificate issued by the director of the parks and recreation department.~~

13 ~~2. An individual under the age of sixteen must be supervised by a parent or legal~~
14 ~~guardian when operating an off-highway vehicle.~~

15 ~~3. The failure of an operator to exhibit an off-highway vehicle safety certificate on~~
16 ~~demand to any official authorized to enforce this chapter is presumptive evidence that~~
17 ~~that person does not hold a certificate. Fees collected from each individual receiving~~
18 ~~certification must be deposited in the off-highway vehicle trail tax fund for off-highway~~
19 ~~vehicle safety education and training programs.~~

20 **SECTION 3. AMENDMENT.** Section 39-29-12 of the North Dakota Century Code is
21 amended and reenacted as follows:

22 **39-29-12. Penalties.**

23 Violation of subdivision b, c, or g of subsection 5 of section 39-29-09 is a class B
24 misdemeanor. Violation of any other provision of section 39-29-09 is an infraction for which a
25 fee of ~~twenty~~one hundred fifty dollars must be assessed. Violation of section 39-29-02 or
26 subsection 2 of section 39-29-04 is an infraction, for which a fee of fifty dollars must be
27 assessed. If the individual provides proof of registration since the violation, the fee may be
28 reduced by one-half. Violation of any other provision of this chapter is an infraction, for which a
29 fee of ~~ten~~fifty twenty dollars must be assessed.

**REPORT OF STANDING COMMITTEE
HB 1346**

Transportation Committee (Rep. D. Ruby, Chairman) recommends **AMENDMENTS** ([25.0920.01001](#)) and when so amended, recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). HB 1346 was placed on the Sixth order on the calendar.

25.0920.01001
Title.

Prepared by the Legislative Council
staff for Representative Heilman
February 6, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

HOUSE BILL NO. 1346

Introduced by

Representatives Heilman, Klemin

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2 ~~sections 39-29-10 and~~ section 39-29-12 of the North Dakota Century Code, relating to the
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12 buying, selling, or exchanging of off-highway vehicles, or who engages in the buying of
13 off-highway vehicles for resale.
- 14 2. "Off-highway vehicle" means any motorized vehicle not designed for use on a highway
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16 natural terrain. The term includes a motorized vehicle converted to operate on snow.
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6 on three or more nonhighway tires; or is sixty-five inches [1651 millimeters] or
7 less in width, weighs two thousand pounds [907.19 kilograms] or less, and travels
8 on four or more nonhighway tires.
- 9 c. Class III off-highway vehicle weighs less than eight thousand pounds
10 [3628.74 kilograms]; travels on skis, runners, tracks, or four or more tires; has a
11 seat; has a wheel, handlebars, or t steering for steering control; and is
12 designated for or capable of cross-country on or over land, water, sand, snow,
13 ice, marsh, swampland, or other natural terrain, but does not include a vehicle
14 registered by the department under chapter 39-04 or 39-24.
- 15 3. "Operate" means to ride in or on and control the operation of an off-highway vehicle.
- 16 4. "Operator" means an individual who operates or is in actual physical control of an
17 off-highway vehicle.
- 18 5. "Owner" means a person, other than a lienholder, having the property in or title to an
19 off-highway vehicle and entitled to its use or possession.
- 20 6. "Peace officer" means a public servant authorized by law or by a government agency
21 or branch to enforce the law and to conduct or engage in investigations of violations of
22 the law.
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30 jurisdiction of the city or county.

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2 ~~amended and reenacted as follows:~~

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24 misdemeanor. Violation of any other provision of section 39-29-09 is an infraction for which a
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26 subsection 2 of section 39-29-04 is an infraction, for which a fee of fifty dollars must be
27 assessed. If the individual provides proof of registration since the violation, the fee may be
28 reduced by one-half. Violation of any other provision of this chapter is an infraction, for which a
29 fee of ten~~fifty~~~~twenty~~ dollars must be assessed.

2025 SENATE TRANSPORTATION

HB 1346

2025 SENATE STANDING COMMITTEE MINUTES

Transportation Committee Fort Totten Room, State Capitol

HB 1346
3/13/2025

Relating to the regulation of the operation of off-highway vehicles and political subdivision rules regulating off-highway vehicles; and to provide a penalty.
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11:00 a.m. Vice Chairwoman Cory opened the hearing.

Members present: Chairman Clemens, Vice Chairwoman Cory, Senator Hogan, Senator Klein, Senator Paulson, Senator Rummel

Discussion Topics:

- Classification of offroad vehicles
- County authority to regulate off-highway vehicles

11:00 a.m. Representative Heilman, District 7, introduced HB 1346 and testified in favor.

11:05 a.m. Lanny Kenner testified in favor and submitted testimony #41179.

11:08 a.m. Doug Pearson testified in favor and submitted testimony #39624.

11:13 a.m. Jerri Hopfauf testified in favor.

11:22 a.m. Vice Chairwoman Cory closed the hearing.

Chance Anderson, Committee Clerk

HB 1346 OHVs

Chair Clemens and Senate Transportation Committee.

My name is Doug Pearson I am a resident of Bismarck, I live in a subdivision 3 miles outside of city limits, and I am in favor of HB 1346. I want to make this clear. I am not against OHVs, but what I am against is the bad behavior being displayed in my neighborhood and subdivisions surrounding the Bismarck area. I grew up on a farm where we rode motorcycles as young boys so I know how kids can be, but one thing my parents taught us was not to disrespect people and their property. We had consequences and we knew if we crossed that line our keys would be pulled.

For the next hour I could tell you stories from the past 23 years of the bad behavior from teenagers and adults riding OHVs out in our subdivisions. I will share a story that happened 2 years ago of a 12 year old boy that would come from another subdivision to visit my neighbor's son during the summer. You could always hear him coming from a quarter mile away revving the engine speeding and driving recklessly. I shared my concerns with my neighbor that this boy, the way he was driving would get in an accident and hurt himself or someone else. Later on that summer my neighbor caught me outside and said I want to show you something, he pulled out his phone and showed me a picture of this young boy in a hospital bed, I asked what happened he said the boy was in a serious motorcycle accident. Last summer I was driving home on our blacktop road that leads to our subdivision. This same boy, now 14 years old, popped a wheelie in the other lane as he went by my vehicle. What if he would have lost control and went into my lane? I am concerned for my safety, my wife, my children, my grandchildren and our pets. In our subdivision we still have gravel roads and all the subdivisions around us have blacktop, so we have OHVs coming from city limits where they can't ride and other subdivisions coming into our neighborhood, they are speeding, fishtailing up and down our roads and cutting cookies and the rocks end up in my ditch which I hit with my lawn mower. I have had slow down signs run over and stolen. It's like the wild west, total lawlessness. Over the years I have talked to the Township board, County commission and our Sheriff's department and they tell me there is nothing they can do. On average I call the Sheriff's department 5-10 a year and they tell me the laws have no teeth. So please put some teeth into our laws to address this ongoing issue. All we are asking for is the same rule of law as people within city limits are receiving.

So how do we fix this problem, first we must acknowledge there is a problem, second the current century code must be enforced by law enforcement, third there must be consequences for these bad behaviors being acted out, if there isn't these issues will continue, and last I will end with this, we as parent, grandparents have a responsibility to pass onto the next generation of how to treat each other with dignity, respect for other people and their property and treat others the way you would want to be treated, because we can't fix this problem with more OHV safety training that is just more head knowledge and its not working, this issue is much deeper than that, this is a heart issue as who we are as a society, just do what's right.

Thankyou Doug Pearson

Lanny Kenner
District 7

Chairman Clemens and members of the Senate Transportation Committee,

I am requesting YES votes on HB 1346.

I have not had to call the sheriff yet but I'm worried about some of the kids driving recklessly through our development. I'm worried they will get hurt or worse yet get killed in a bad accident. My grandchildren very often are at my place so I'm worried they could get hit by one of these OHV's.

Our development is paved so rocks being thrown in my yard from the road has not been a problem. I am okay with them riding on the east side of my trees which are still on my lots and so far they have been pretty respectful there.

Sooner or later there's bound to be some that aren't respectful at all and if I were to call the sheriff I would be told there is nothing they could do. On the road by my place there is a steep hill where you can't see people coming and I see these kids going way too fast over the hill. Thank God there hasn't been a bad accident or a death! I do see some really young kids riding by on dirt bikes, four wheelers and side by sides but at least with a side-by-side they usually have someone older along. I know kids will be kids and we were all kids at one time but we had to respect other people's property. Just last week in the north ditch along 71st avenue there was a four wheeler spinning around kicking up dirt, rocks and sod right onto the road with traffic going by. That could have easily caused an accident. Apparently it must be legal to ride in that ditch but I don't think it's legal to be kicking debris up onto the highway.

So, for the safety of everyone involved, please vote YES on HB 1346.

Thank you, Lanny Kenner

2025 SENATE STANDING COMMITTEE MINUTES

Transportation Committee Fort Totten Room, State Capitol

HB 1346
3/14/2025

Relating to the regulation of the operation of off-highway vehicles and political subdivision rules regulating off-highway vehicles; and to provide a penalty.

10:18 a.m. Chairman Clemens opened the hearing.

Members present: Chairman Clemens, Vice Chairwoman Cory, Senator Hogan, Senator Klein, Senator Paulson, Senator Rummel

Discussion Topics:

- County authority to regulate off-highway vehicles
- Trespassing fees

10:18 a.m. Vice Chairwoman Cory updated the committee with information from NDACo.

10:22 a.m. Senator Hogan moved a Do Pass.

10:22 a.m. Vice Chairwoman Cory seconded the motion.

10:27 a.m. Senator Hogan withdrew motion.

10:27 a.m. Vice Chairwoman Cory withdrew second.

10:27 a.m. Chairman Clemens closed the hearing.

Chance Anderson, Committee Clerk

2025 SENATE STANDING COMMITTEE MINUTES

Transportation Committee Fort Totten Room, State Capitol

HB 1346
3/20/2025

Relating to the regulation of the operation of off-highway vehicles and political subdivision rules regulating off-highway vehicles; and to provide a penalty.

9:17 a.m. Chairman Clemens opened the hearing.

Members present: Chairman Clemens, Vice Chairwoman Cory, Senator Hogan, Senator Klein, Senator Paulson, Senator Rummel

Discussion Topics:

- Fine amount for offroad vehicle infractions

9:17 a.m. Chairman Clemens opened discussion to the committee for updates regarding county enforcement of offroad vehicles.

9:20 a.m. Senator Hogan moved a Do Pass.

9:20 a.m. Vice Chairwoman Cory seconded the motion.

Senators	Vote
Senator David A. Clemens	Y
Senator Claire Cory	Y
Senator Kathy Hogan	Y
Senator Jerry Klein	Y
Senator Bob Paulson	Y
Senator Dean Rummel	Y

Motion passed 6-0-0.

Vice Chairwoman Cory will carry the bill.

9:30 a.m. Chairman Clemens closed the hearing.

Chance Anderson, Committee Clerk

**REPORT OF STANDING COMMITTEE
ENGROSSED HB 1346 ([25.0920.02000](#))**

Transportation Committee (Sen. Clemens, Chairman) recommends **DO PASS** (6 YEAS, 0 NAYS, 0 ABSENT OR EXCUSED AND NOT VOTING). HB 1346 was placed on the Fourteenth order on the calendar. This bill does not affect workforce development.