

**FIRST ENGROSSMENT
with Senate Amendments**

Fifty-sixth
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1405

Introduced by

Representatives Devlin, Byerly, Carlson

Senators O'Connell, Redlin

1 A BILL for an Act to amend and reenact section 39-12-02 of the North Dakota Century Code,
2 relating to applications for moving manufactured buildings and modular units.

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

4 **SECTION 1. AMENDMENT.** Section 39-12-02 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **39-12-02. Special permits for vehicles of excessive size and weight issued -**

7 **Contents - Fees.**

8 1. The highway patrol and local authorities in their respective jurisdictions, upon
9 application and payment of the appropriate charges and for good cause shown,
10 may issue a special written permit authorizing the applicant to operate or move a
11 vehicle, mobile home or modular unit of a size or weight exceeding the maximum
12 specified by this chapter, upon a highway under the jurisdiction of the body
13 granting the permit. Every permit may designate the route to be traversed and
14 may contain any other restrictions or conditions deemed necessary by the body
15 granting the permit. Every permit must be carried in the vehicle to which it refers
16 and must be opened to inspection by any peace officer or agent of the
17 superintendent of the highway patrol unless prior approval is obtained from the
18 highway patrol. It is a violation of this chapter for any person to violate any of the
19 terms or conditions of the permit. All permits for the movement of excessive size
20 and weight on state highways must be for single trips only. The highway patrol
21 and local authorities may adopt rules governing the movement of oversize and
22 overweight vehicles.

23 2. The application for a permit to move a new manufactured building or modular unit
24 to be located anywhere within this state must be accompanied by a statement by

1 the manufacturer that the new manufactured building or modular unit meets all
2 applicable building codes and all applicable electrical wiring and equipment,
3 plumbing, and fire standards. The state is not liable to any person for issuing a
4 permit in violation of this subsection.

5 3. An appropriate charge must be made for each permit and all funds collected
6 hereunder by the highway patrol must be deposited in the state highway fund for
7 use in the construction and maintenance of highways and operating expenses of
8 the department of transportation. Official or publicly owned vehicles may not be
9 required to pay charges for permits. The minimum fee for selected charges is as
10 follows:

- 11 a. The fee for a seasonal permit, harvest and wintertime, is fifty dollars per
12 month.
- 13 b. The fee for a non-self-issuing interstate permit is ten dollars per trip.
- 14 c. The fee for special mobile equipment is twenty-five dollars per trip.
- 15 d. The fee for engineering is twenty-five dollars per trip.
- 16 e. The fee for filing a permit is five dollars per trip.
- 17 f. The fee for a single trip permit is twenty dollars per trip.

18 ~~3.~~ 4. The director of tax equalization of the county of destination must be furnished a
19 copy of the permit for the movement of an overdimensional mobile home.