

**SENATE BILL NO. 2205**

Introduced by

Senators J. Lee, Espegard

Representatives Iverson, Kingsbury, Nelson

1 A BILL for an Act to amend and reenact subsection 6 of section 39-24-09 and section  
2 39-24-09.1 of the North Dakota Century Code, relating to snowmobile operation by an individual  
3 who is at least twelve years of age.

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

5 **SECTION 1. AMENDMENT.** Subsection 6 of section 39-24-09 of the North Dakota  
6 Century Code is amended and reenacted as follows:

7 6. It is unlawful for any person to operate a snowmobile pursuant to chapter 39-24  
8 without having in possession a valid driver's license ~~or permit~~, except as provided  
9 by section 39-24-09.1.

10 **SECTION 2. AMENDMENT.** Section 39-24-09.1 of the North Dakota Century Code is  
11 amended and reenacted as follows:

12 **39-24-09.1. Operation by ~~persons under age sixteen~~ individuals at least twelve**  
13 **years of age.** ~~Except as otherwise provided in this section, it is unlawful for any person An~~  
14 ~~individual~~ individual twelve years of age and over ~~who has not reached sixteen years of age and who is~~  
15 ~~not~~ may not operate a snowmobile unless the individual is in possession of a valid driver's  
16 license ~~or permit~~ to operate a snowmobile, except or operates the snowmobile upon the lands  
17 of the ~~person's~~ individual's parent or guardian, ~~or unless and until the person individual~~ has  
18 completed a snowmobile safety training course as prescribed by the director of the parks and  
19 recreation department pursuant to chapter 28-32 and has received the appropriate snowmobile  
20 safety certificate issued by the director of the department of transportation. The failure of an  
21 operator to exhibit a snowmobile safety certificate upon demand to any official authorized to  
22 enforce this chapter is presumptive evidence that the ~~person~~ individual is not the holder of the  
23 certificate. Fees collected from each ~~person~~ individual receiving certification must be deposited  
24 into the snowmobile trail tax fund for purposes of establishing snowmobile safety programs.