

Fifty-ninth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1412

Introduced by

Representatives R. Kelsch, Delmore, Nelson, Porter

Senators Lyson, Trenbeath

1 A BILL for an Act to amend and reenact subsection 1 of section 39-29-01 and subsection 10 of  
2 section 39-29-09 of the North Dakota Century Code, relating to passengers on all-terrain  
3 vehicles; and to declare an emergency.

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

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

7 1. "All-terrain vehicle" means any motorized off-highway vehicle fifty inches [1270.00  
8 millimeters] or less in width, having a dry weight of one thousand pounds [453.59  
9 kilograms] or less, traveling on three or more low-pressure tires, ~~designed for~~  
10 ~~operator use only with no passengers~~, having a seat or saddle designed to be  
11 straddled by the operator, and handlebars for steering control.

12 **SECTION 2. AMENDMENT.** Subsection 10 of section 39-29-09 of the North Dakota  
13 Century Code is amended and reenacted as follows:

14 10. ~~Passenger restrictions. No~~ An operator of an all-terrain vehicle may not carry a  
15 passenger while operating the vehicle unless the vehicle is equipped and  
16 recommended by the manufacturer to carry a passenger and the passenger is  
17 carried as recommended by the manufacturer.

18 **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.