

**Sixty-eighth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 3, 2023**

HOUSE BILL NO. 1346
(Representatives Murphy, Dyk, Mock, Nathe, Nelson, J. Olson, M. Ruby)

AN ACT to amend and reenact subsection 3 of section 39-24-04 and section 39-24-11 of the North Dakota Century Code, relating to snowmobile registration exemption and penalties; and to provide a penalty.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Subsection 3 of section 39-24-04 of the North Dakota Century Code is amended and reenacted as follows:

3. If a snowmobile is exempt from registration under subdivision b or c of subsection 2, the owner is required to purchase an out-of-state public trails and lands access permit received upon payment of a twenty-five dollar per year fee.
 - a. ~~The permit must be in the operator's possession and displayed on the snowmobile when that individual the snowmobile is operating the snowmobile within~~ operated on public lands within the state.
 - b. For up to five business days after purchasing an out-of-state public trails and lands access permit, an online receipt or printed receipt may be presented in lieu of the official permit until the official permit is received.
 - c. Dealers or other agents authorized by the director of the parks and recreation department ~~who that~~ sell out-of-state public trails and lands access permits may retain one dollar of the twenty-five dollar per year fee and the remainder of the fees collected under this subsection must be deposited in the state snowmobile fund.

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

39-24-11. Penalties.

1. Any person who violates ~~subsection;~~
 - a. ~~Subsection 12 of section 39-24-09 must be assessed a fee of one hundred dollars. Any person who violates subdivision;~~ Subsection 12 of section 39-24-09 must be assessed a fee of one hundred dollars.
 - b. ~~Subdivision b or g of subsection 5 of section 39-24-09 is guilty of a class B misdemeanor. Any person who violates subdivision;~~ Subdivision b or g of subsection 5 of section 39-24-09 is guilty of a class B misdemeanor.
 - c. ~~Subdivision c of subsection 5 of section 39-24-09 is guilty of an infraction or a class B misdemeanor as determined by section 39-24.1-07. Any person who violates subsection;~~ Subdivision c of subsection 5 of section 39-24-09 is guilty of an infraction or a class B misdemeanor as determined by section 39-24.1-07.
 - d. ~~Subsection 11 of section 39-24-09 is guilty of a class B misdemeanor and must be assessed a fine of at least one hundred dollars. Any person who violates any; and~~ Subsection 11 of section 39-24-09 is guilty of a class B misdemeanor and must be assessed a fine of at least one hundred dollars.
 - e. Any other provision of section 39-24-09 must be assessed a fee of twenty dollars.
2. Any person, unless specifically exempted, who fails to register or fails to display a decal or permit as required by sections 39-24-02 and 39-24-04 must be assessed a fee of fifty dollars. If the person provides proof of registration after the violation, the fee may be reduced by one-half.

3. Any person who violates any other provision of this chapter for which a specific penalty is not provided must be assessed a fee of ten dollars.

Dennis E. Johnson
Speaker of the House

Tammy Miller
President of the Senate

Buell T. Reich
Chief Clerk of the House

March Morgan
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-eighth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1346.

House Vote: Yeas 74 Nays 18 Absent 2

Senate Vote: Yeas 46 Nays 0 Absent 1

Buell T. Reich
Chief Clerk of the House

Received by the Governor at 9:58 AM. on April 4, 2023.

Approved at 8:16 PM. on April 6, 2023.

Doug Burgum
Governor

Filed in this office this 10th day of April, 2023,
at 8:47 o'clock A M.

Michael Howe
Secretary of State