

Sixty-fourth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1206

Introduced by

Representatives Nathe, Karls, Larson

Senator Carlisle

1 A BILL for an Act to create and enact section ~~39-16-38~~39-08-20.2 of the North Dakota Century  
2 Code, relating to special mobile equipment and liability insurance; to amend and reenact  
3 subsection 5 of section 39-16-01 of the North Dakota Century Code, relating to motor vehicle  
4 financial responsibility; to provide a penalty; and to declare an emergency.

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

6 **SECTION 1. AMENDMENT.** Subsection 5 of section 39-16-01 of the North Dakota Century  
7 Code is amended and reenacted as follows:

8 5. "Motor vehicle" includes every self-propelled vehicle, including trailers and semitrailers  
9 designed for use with ~~such~~these vehicles. The term does not include special mobile  
10 equipment.

11 **SECTION 2.** Section ~~39-16-38~~39-08-20.2 of the North Dakota Century Code is created and  
12 enacted as follows:

13 ~~39-16-38~~**39-08-20.2. Special mobile equipment and liability insurance - Report -**  
14 **Penalty.**

15 Special mobile equipment is not subject to ~~financial responsibility as defined in this~~  
16 ~~chapter~~the requirement of a motor vehicle liability policy under section 39-08-20.

17 ~~Special~~However, special mobile equipment must be covered under a liability policy. Failure to  
18 provide satisfactory evidence of liability coverage required under this section within ten days  
19 after a police officer has requested evidence of liability coverage is an infraction punishable  
20 solely by a fine of one hundred fifty dollars for a first violation and is an infraction punishable  
21 solely by a fine of three hundred dollars for a second or subsequent violation in three years. A  
22 municipal court or district court shall make a report of a violation of this section to the secretary  
23 of state for any special mobile equipment owned or operated by a contractor licensed under  
24 chapter 43-07.

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