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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 1767

02/27/2017 Authored by Heintzeman and Lueck
The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy and Finance

1.1 A bill for an act
1.2 relating to natural resources; modifying off-highway motorcycle registration
1.3 requirements; modifying all-terrain vehicle training age restrictions; amending
1.4 Minnesota Statutes 2016, sections 84.788, subdivision 2; 84.9256, subdivision 1.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2016, section 84.788, subdivision 2, is amended to read:

1.7 Subd. 2. **Exemptions.** Registration is not required for off-highway motorcycles:

1.8 (1) owned and used by the United States, an Indian tribal government, the state, another
1.9 state, or a political subdivision;

1.10 (2) registered in another state or country that have not been within this state for more
1.11 than 30 consecutive days;

1.12 (3) registered under chapter 168, when operated on forest roads to gain access to a state
1.13 forest campground;

1.14 (4) used exclusively in organized track racing events;

1.15 (5) operated on state or grant-in-aid trails by a nonresident possessing a nonresident
1.16 off-highway motorcycle state trail pass; ~~or~~

1.17 (6) operated by a person participating in an event for which the commissioner has issued
1.18 a special use permit; or

1.19 (7) operated on boundary trails and registered in another state or country providing equal
1.20 reciprocal registration or licensing exemptions for registrants of this state.

2.1 Sec. 2. Minnesota Statutes 2016, section 84.9256, subdivision 1, is amended to read:

2.2 Subdivision 1. **Prohibitions on youthful operators.** (a) Except for operation on public
2.3 road rights-of-way that is permitted under section 84.928 and as provided under paragraph
2.4 (j), a driver's license issued by the state or another state is required to operate an all-terrain
2.5 vehicle along or on a public road right-of-way.

2.6 (b) A person under 12 years of age shall not:

2.7 (1) make a direct crossing of a public road right-of-way;

2.8 (2) operate an all-terrain vehicle on a public road right-of-way in the state; or

2.9 (3) operate an all-terrain vehicle on public lands or waters, except as provided in
2.10 paragraph (f).

2.11 (c) Except for public road rights-of-way of interstate highways, a person 12 years of age
2.12 but less than 16 years may make a direct crossing of a public road right-of-way of a trunk,
2.13 county state-aid, or county highway or operate on public lands and waters or state or
2.14 grant-in-aid trails, only if that person possesses a valid all-terrain vehicle safety certificate
2.15 issued by the commissioner and is accompanied by a person 18 years of age or older who
2.16 holds a valid driver's license.

2.17 (d) To be issued an all-terrain vehicle safety certificate, a person at least 12 years old,
2.18 but less than 16 years old, must:

2.19 (1) successfully complete the safety education and training program under section 84.925,
2.20 subdivision 1, including a riding component; and

2.21 (2) be able to properly reach and control the handle bars and reach the foot pegs while
2.22 sitting upright on the seat of the all-terrain vehicle.

2.23 (e) A person at least ~~14~~ six years of age may take the safety education and training
2.24 program and may receive an all-terrain vehicle safety certificate under paragraph (d), but
2.25 the certificate is not valid until the person reaches age 12.

2.26 (f) A person at least ten years of age but under 12 years of age may operate an all-terrain
2.27 vehicle with an engine capacity up to 90cc on public lands or waters if accompanied by a
2.28 parent or legal guardian.

2.29 (g) A person under 15 years of age shall not operate a class 2 all-terrain vehicle.

2.30 (h) A person under the age of 16 may not operate an all-terrain vehicle on public lands
2.31 or waters or on state or grant-in-aid trails if the person cannot properly reach and control

3.1 the handle bars and reach the foot pegs while sitting upright on the seat of the all-terrain
3.2 vehicle.

3.3 (i) Notwithstanding paragraph (c), a nonresident at least 12 years old, but less than 16
3.4 years old, may make a direct crossing of a public road right-of-way of a trunk, county
3.5 state-aid, or county highway or operate an all-terrain vehicle on public lands and waters or
3.6 state or grant-in-aid trails if:

3.7 (1) the nonresident youth has in possession evidence of completing an all-terrain safety
3.8 course offered by the ATV Safety Institute or another state as provided in section 84.925,
3.9 subdivision 3; and

3.10 (2) the nonresident youth is accompanied by a person 18 years of age or older who holds
3.11 a valid driver's license.

3.12 (j) A person 12 years of age but less than 16 years of age may operate an all-terrain
3.13 vehicle on the roadway, bank, slope, or ditch of a public road right-of-way as permitted
3.14 under section 84.928 if the person:

3.15 (1) possesses a valid all-terrain vehicle safety certificate issued by the commissioner;
3.16 and

3.17 (2) is accompanied by a parent or legal guardian on a separate all-terrain vehicle.