

Fifty-ninth  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2368

Introduced by

Senators Robinson, Wardner

Representatives N. Johnson, Metcalf, Mueller

1 A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota  
2 Century Code, relating to nonprofit organization number plates.

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

4 **SECTION 1.** A new section to chapter 39-04 of the North Dakota Century Code is  
5 created and enacted as follows:

6 **Nonprofit organization number plates - Definition.**

- 7 1. As used in this section, "nonprofit organization" means a person that is recognized  
8 by the internal revenue service as tax exempt under 26 U.S.C. 501(c)(3) and which  
9 does not have as that person's primary focus sectarian activities, including  
10 activities aimed at promoting the adoption of one or more religious or political  
11 viewpoints.
- 12 2. Upon the request of a nonprofit organization in this state and compliance with this  
13 section, the director, in cooperation with that nonprofit organization, shall design  
14 distinctive number plates displaying the name, phrase, or graphic of that nonprofit  
15 organization. The director may not issue a nonprofit organization number plate for  
16 a nonprofit organization unless the nonprofit organization has collected and  
17 submitted to the director applications and the one-time fee for at least four hundred  
18 sets of plates.
- 19 3. The director may issue nonprofit organization number plates to the owner of a  
20 passenger motor vehicle or truck the gross weight of which does not exceed ten  
21 thousand pounds [4535.92 kilograms]. The director may issue the plates upon  
22 receiving payment of a one-time fee of ten dollars, payment of all other fees  
23 required under this chapter for the registration of a motor vehicle, and payment of  
24 a surcharge as determined by the nonprofit organization to be paid to the nonprofit

1 organization corresponding to the number plate. The department shall collect the  
2 fees and the surcharge under this section. The department shall pay monthly the  
3 surcharges collected to the nonprofit organization for which a number plate was  
4 issued.

5 4. The director may adopt rules for the approval of the display of the name, phrase,  
6 or graphic.

7 5. To qualify for a nonprofit organization number plate, a nonprofit organization must  
8 apply in a form prescribed by the department, designate one of the nonprofit  
9 organization's members as a liaison for communicating with the department  
10 regarding number plates, specify the surcharge and whether the surcharge is  
11 required on renewal, and submit acceptable proof of the nonprofit status of the  
12 organization.