

February 13, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

HOUSE BILL NO. 1155

Introduced by

Representatives Tveit, Bosch, Heinert, D. Ruby, Weisz, Dressler, Klemin

Senators Barta, Lemm, Thomas

1 A BILL ~~for an Act to create and enact section 39-05-20.5 of the North Dakota Century Code,~~
2 ~~relating to a certificate of collector's title; and to provide a penalty~~for an Act to amend and
3 reenact section 39-21-52 of the North Dakota Century Code, relating to equipment exemption
4 for certain street rod, collector, or special interest motor vehicles.

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

6 ~~—SECTION 1. Section 39-05-20.5 of the North Dakota Century Code is created and enacted~~
7 ~~as follows:~~

8 ~~—**39-05-20.5. Certificate of collector's title - Penalty.**~~

9 ~~—1. Notwithstanding sections 39-05-20 through 39-05-20.4, the department may issue a~~
10 ~~certificate of collector's title to an owner of a rebuilt, reconstructed, salvaged, antique,~~
11 ~~or vintage motor vehicle upon application and satisfactory proof of ownership, without~~
12 ~~a certificate of inspection.~~

13 ~~—2. The department may establish a procedure for determining satisfactory proof of~~
14 ~~ownership of a motor vehicle in those cases when the department is unable to~~
15 ~~determine the legal owner of record. Any person aggrieved by a decision of the~~
16 ~~department as to ownership of a motor vehicle may appeal the decision to the district~~
17 ~~court under chapter 28-32.~~

18 ~~—3. The applicant for a certificate of collector's title shall include with the application a~~
19 ~~ten dollar fee for the certificate.~~

1 ~~4. A certificate of collector's title allows the owner of the motor vehicle to reconstruct,~~
2 ~~rebuild, and sell the motor vehicle. An owner issued a certificate of collector's title may~~
3 ~~not operate the motor vehicle on any highway, street, or road. A violation of this~~
4 ~~subsection is a class A misdemeanor.~~

5 ~~5. The department may not issue a certificate of collector's title if:~~

6 ~~a. The application contains any false or fraudulent statement;~~

7 ~~b. The applicant has failed to provide the required information or reasonable~~
8 ~~additional information requested by the department;~~

9 ~~c. The department has reason to believe the vehicle is a stolen or embezzled~~
10 ~~vehicle or the granting of title would constitute a fraud against the rightful owner~~
11 ~~or other person having valid lien upon the vehicle;~~

12 ~~d. The certificate of title is suspended or revoked for any reason;~~

13 ~~e. The required fee has not been paid; or~~

14 ~~f. Any sales tax or motor vehicle excise tax, properly due, has not been paid.~~

15 **SECTION 1. AMENDMENT.** Section 39-21-52 of the North Dakota Century Code is
16 amended and reenacted as follows:

17 **39-21-52. Exemption for certain street rod, collector, or special interest motor**
18 **vehicles.**

19 The provisions of this chapter or chapter 37-12-02 of the North Dakota Administrative Code
20 relating to bumpers, tires, and fenders do not apply to street rod, collector, or special interest
21 motor vehicles. However, a street rod, collector, or special interest vehicle must have all
22 equipment, in operating condition, which was specifically required by law as a condition for its
23 sale when it was first manufactured. ~~A~~For purposes of this section "street rod-is, collector, or
24 special interest vehicle" means a modernized motor vehicle which was manufactured before-
25 1949 by a recognized manufacturer and which retains the general appearance and original
26 body configuration as manufactured or a motor vehicle designed and manufactured to resemble
27 such a motor vehicle, which is at least forty years old. A street rod, collector, or special interest
28 vehicle may have improved modifications to the body, chassis, engine, brakes, power train,
29 steering, and suspension systems either by modifying the original equipment or replacing
30 original parts with fabricated parts or those taken from other existing vehicles. The director may
31 adopt rules to implement this section.