

**Sixty-second Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 4, 2011**

HOUSE BILL NO. 1113  
(Transportation Committee)  
(At the request of the Department of Transportation)

AN ACT to amend and reenact sections 39-04-10.11 and 39-04-10.12, subsection 3 of section 39-04-10.13, subdivision o of subsection 2 of section 39-04-18, subsection 3 of section 39-04-19, and subsection 4 of section 39-22.3-04 of the North Dakota Century Code, relating to number plates, motor vehicle registration fees and miles tax, and dealer's licenses.

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

**SECTION 1. AMENDMENT.** Section 39-04-10.11 of the North Dakota Century Code is amended and reenacted as follows:

**39-04-10.11. Firefighter's association plates.**

The director, in cooperation with the North Dakota firefighter's association, shall design a decorative decal that contains an insignia representing service in the pursuit of firefighting and which is to be placed on a distinctive number plate. On payment of all other fees required under this chapter for registration of the motor vehicle, and payment of an additional annual fee of fifteen dollars for deposit in the highway fund, the applicant is entitled to issuance of the decals and plates. However, the director may not issue the decal and plates to the owner of a passenger motor vehicle or a truck the registered gross weight of which ~~equals or~~ exceeds twenty thousand pounds [9071.84 kilograms]. A registrant is eligible for distinctive number plates under this section if the registrant is a member of the North Dakota firefighter's association. On request of the director, the North Dakota firefighter's association shall certify those members of the North Dakota firefighter's association eligible to receive the decals and plates. On termination of the registrant's eligibility, the registrant shall return the decals and plates to the director, who shall reissue for a fee of not more than five dollars another number plate to which that registrant is entitled under this chapter. The director and the North Dakota firefighter's association shall cooperate in establishing procedures to implement this section.

**SECTION 2. AMENDMENT.** Section 39-04-10.12 of the North Dakota Century Code is amended and reenacted as follows:

**39-04-10.12. North Dakota future farmers of America foundation number plates.**

The director shall design a decorative decal that contains the insignia of the North Dakota FFA foundation to be placed on a distinctive number plate. On payment of all other fees required under this chapter for registration of the motor vehicle and payment of an additional fee of ten dollars, the applicant is entitled to issuance of the decals and plates. However, the director may not issue the decals and plates to the owner of a passenger motor vehicle or a truck the registered gross weight of which ~~equals or~~ exceeds twenty thousand pounds [9071.84 kilograms].

**SECTION 3. AMENDMENT.** Subsection 3 of section 39-04-10.13 of the North Dakota Century Code is amended and reenacted as follows:

3. Upon proper application for a plate in the organization number plate program and payment of all other fees required under this chapter for registration of the motor vehicle and payment of an additional annual fee of twenty-five dollars, a qualified applicant is entitled to issuance of a certain organization number plate. However, the director may not issue the plates to the owner of a passenger motor vehicle or a truck the registered gross weight of which ~~equals or~~ exceeds twenty thousand pounds [9071.85 kilograms].

**SECTION 4. AMENDMENT.** Subdivision o of subsection 2 of section 39-04-18 of the North Dakota Century Code is amended and reenacted as follows:

- o. Passenger motor vehicles, house cars, or pickup trucks not exceeding ~~ten~~twenty thousand pounds [~~4535.92~~9071.84 kilograms] registered gross weight owned and operated by a resident who, while serving in the United States armed forces, was a prisoner of war and has received an honorable discharge from the United States armed forces; provided, however, that the vehicles display a distinctive license plate issued by the department upon the payment of five dollars. This exemption also applies to any passenger motor vehicle, house car, or pickup truck not exceeding ~~ten~~twenty thousand pounds [~~4535.92~~9071.84 kilograms] registered gross weight subsequently purchased or acquired by such a former prisoner of war; provided, that the exemption provided by this subdivision is allowed only with respect to one motor vehicle owned by such a former prisoner of war at any one time.

**SECTION 5. AMENDMENT.** Subsection 3 of section 39-04-19 of the North Dakota Century Code is amended and reenacted as follows:

3. Motor vehicles acquired by disabled veterans under the provisions of Public Law 79-663 [38 U.S.C. 3901] are exempt from the payment of state sales or use tax and, if paid, such veterans are entitled to a refund. This exemption also applies to any passenger motor vehicle or pickup truck not exceeding ~~twenty~~twenty-six thousand pounds [~~9071.84~~11793.40 kilograms] registered gross weight but shall apply to no more than two such motor vehicles owned by a disabled veteran at any one time.

**SECTION 6. AMENDMENT.** Subsection 4 of section 39-22.3-04 of the North Dakota Century Code is amended and reenacted as follows:

4. For having violated any law relating to the sale, distribution, or financing of ~~motorcycles~~motor-powered recreational vehicles.

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Chief Clerk of the House

\_\_\_\_\_  
Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-second Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1113.

House Vote:    Yeas 92            Nays 0            Absent 2

Senate Vote:   Yeas 46            Nays 0            Absent 1

\_\_\_\_\_  
Chief Clerk of the House

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 2011.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 2011.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2011,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State