

Sixty-ninth
Legislative Assembly
of North Dakota

**PROPOSED AMENDMENTS TO
FIRST ENGROSSMENT**

ENGROSSED SENATE BILL NO. 2133

Introduced by

Senators Roers, Cory, Rummel

Representatives Christy, Stemen, Vigesaa

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 blackout number plates; and to amend and reenact sections
3 39-04-10.4 and 39-04-10.6 of the North Dakota Century Code, related to collector and antique
4 motor vehicle plates.

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

6 **SECTION 1. AMENDMENT.** Section 39-04-10.4 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **39-04-10.4. Antique motor vehicles - License and fee - Use.**

9 1. Any motor vehicle which is at least forty years old may be permanently licensed by the
10 department upon the payment of a registration fee of ten dollars. The department shall
11 design and issue a distinctive number plate for this purpose. The department shall
12 further design a distinctive blackout plate consistent with subsection 2 of section 3 of
13 this Act. In lieu of ~~the~~ distinctive number plate, the owner of the motor vehicle may, at
14 the discretion of the director, display on the motor vehicle a number plate from the
15 year in which the motor vehicle was manufactured or in the case of military vehicles,
16 military identification numbers. The number plate from the year of manufacture or
17 military identification numbers may not be used in lieu of a distinctive number plate
18 when it would create a duplication of a number in the recordkeeping system of the
19 department. A number plate from the year of manufacture or military identification
20 numbers must be legible and must be restored to the satisfaction of the department.

1 Notwithstanding section 39-04-11, only one number plate needs to be displayed on a
2 motor vehicle licensed under this subsection. Motor vehicles registered under the
3 provisions of this section may not be used in the routine functions of a business or
4 farming operation.

- 5 2. Any motor vehicle which is at least forty years old may, if not licensed under
6 subsection 1, be permanently licensed using a personalized plate issued under
7 section 39-04-10.3, in which case a one-time fee of one hundred dollars is due.

8 **SECTION 2. AMENDMENT.** Section 39-04-10.6 of the North Dakota Century Code is
9 amended and reenacted as follows:

10 **39-04-10.6. Registration of motor vehicles owned by collectors.**

11 A person who owns a motor vehicle that is at least twenty-five years old but that is not
12 eligible for registration under section 39-04-10.4 may register that motor vehicle as a collector's
13 motor vehicle. The motor vehicle is eligible for collector's registration if it is owned and operated
14 solely as a collector's item and if the owner owns another motor vehicle the owner uses for
15 general transportation. A motor vehicle qualifies as a collector's item under this section only if it
16 is operated on public streets and highways for the purpose of driving the vehicle to and from
17 active entry and participation in parades, car shows, car rallies, other public gatherings held for
18 the purpose of displaying or selling the vehicle, and to and from service or storage facilities. An
19 applicant for registration of a vehicle as a collector's motor vehicle shall file an affidavit with the
20 director that states the owner's name and address, the make, year, and the manufacturer's
21 identification number of the motor vehicle, and a statement that the motor vehicle is owned and
22 operated solely as a collector's item and not for general transportation purposes. If the director
23 is satisfied that the affidavit is true and correct, the director shall register the motor vehicle as a
24 collector's motor vehicle on the payment of a registration fee of sixty dollars. The registration is
25 valid as long as the collector's motor vehicle is owned by the person who applied for the
26 registration under this section. The director shall design and issue distinctive number plates for
27 collector's motor vehicles registered under this section. The director shall further design a
28 distinctive blackout plate consistent with subsection 2 of section 3 of this Act. In lieu of the
29 distinctive number plates, the owner of the motor vehicle, at the discretion of the director, may
30 display on the motor vehicle number plates from the year in which the motor vehicle was
31 manufactured. The number plates from the year of manufacture may not be used in lieu of

1 distinctive number plates when it would create a duplication of a number in the recordkeeping
2 system of the department. Number plates from the year of manufacture must be legible and
3 must be restored to the satisfaction of the department. A person violating this section or a
4 department rule regarding this section forfeits the right to the registration provided in this section
5 and any registration fees that have been paid.

6 **SECTION 3.** A new section to chapter 39-04 of the North Dakota Century Code is created
7 and enacted as follows:

8 **Blackout number plates.**

9 1. The director shall issue blackout number plates under this section upon receiving
10 payment of:

11 a. All other fees required under this chapter for registration of a motor vehicle; and

12 b. ~~An initial fee of fifteen dollars; and~~

13 ~~c. An additional fee of ~~twenty-five~~ten dollars per registration period.~~

14 2. Blackout number plates issued under this section must have:

15 a. A solid black background; and

16 b. White numbers and letters.

17 3. The director may issue blackout number plates under this section only to the owner of
18 a passenger motor vehicle, a truck the registered gross weight of which does not
19 exceed twenty thousand pounds [9071.85 kilograms], or a motorcycle.