

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1012

Page 1, line 2, after "transportation" insert "; to provide an appropriation to the department of corrections and rehabilitation; to provide for a legislative council study; to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to commemorative Lewis and Clark number plates; and to amend and reenact sections 39-04-08.1, 39-04-11, and subsection 4 of section 39-04-19 of the North Dakota Century Code, relating to the display of and fees for number plates and tabs"

Page 1, line 9, replace "25,797,360" with "25,957,360"

Page 1, line 10, replace "7,413,072" with "9,713,072"

Page 1, line 11, replace "9,281,759" with "9,448,859"

Page 1, line 12, replace "553,523,851" with "548,126,965"

Page 1, line 13, replace "34,677,551" with "33,751,351"

Page 1, line 14, replace "630,693,593" with "626,997,607"

Page 1, after line 20, insert:

**"SECTION 3. APPROPRIATION - ROUGHRIDER INDUSTRIES.** There is hereby appropriated from special funds, derived from income, the sum of \$1,700,000, or so much of the sum as may be necessary, to the department of corrections and rehabilitation for the purpose of defraying the expenses associated with the production of a Lewis and Clark commemorative license plate for the biennium beginning July 1, 1999, and ending June 30, 2001.

**SECTION 4. LEGISLATIVE COUNCIL STUDY.** The legislative council shall consider studying, during the 1999-2000 interim, the fleet services program of the department of transportation. The study should include a review, the cost-effectiveness of the program, and the methods used to project and set motor pool rates.

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

**Commemorative Lewis and Clark number plates.** The director shall design and issue a distinctive number plate commemorating Lewis and Clark. Notwithstanding section 39-04-12, the Lewis and Clark plate does not require the slogan "peace garden state". An applicant is entitled to receive this plate upon payment of an additional fee of ten dollars per registration period between December 1, 1999, and November 30, 2000. All additional fees collected under this section must be deposited in the highway fund.

**SECTION 6. AMENDMENT.** Section 39-04-08.1 of the North Dakota Century Code is amended and reenacted as follows:

**39-04-08.1. Assignment of motor vehicle number plates.** Motor vehicle number plates may not be assigned as a reward for any political activity, in recognition of any political affiliation or membership in any political party, or on the basis of political favoritism. Except as provided in sections 39-04-10 and 39-04-10.3, the department shall charge a nonrefundable fee of ten dollars if an applicant chooses a number plate other than the number plate randomly assigned. However, an elected state office may

be assigned a single or double digit number on a number plate as requested by that official. The department of transportation ~~shall~~ may adopt rules governing the assignment of numbers on motor vehicle number plates in accordance with this section.

**SECTION 7. AMENDMENT.** Section 39-04-11 of the North Dakota Century Code is amended and reenacted as follows:

**39-04-11. Display of number plates and tabs.** Except as otherwise specifically provided, ~~no~~ a person may not operate or drive a vehicle on the public highways of this state unless the vehicle has a distinctive number assigned to it by the department, and two number plates, bearing the distinctive number conspicuously displayed, horizontally and in an upright position, one on the front and one on the rear of the vehicle, each securely fastened, except number plates assigned to a motorcycle, trailer, or housetrailer must be attached to the rear thereof. When only one number plate is furnished for an apportioned vehicle licensed under the international registration plan as authorized in section 39-19-04, truck tractor, or semitrailer, the plate must be attached to the front of the apportioned vehicle or truck tractor and the rear of the semitrailer. The bottom of each number plate must be at a height of not less than twelve inches [30.48 centimeters] above the level surface upon which the vehicle stands. Each plate must be mounted in a manner that does not cover any words, letter, or number on the plate. As far as is reasonably possible, the plates must at all times be kept free and clear of mud, ice, or snow so as to be clearly visible and all number plates, markers, or evidence of registration or licensing except for the current year must be removed from the vehicle. All vehicle license plates issued by the department continue to be the property of the state of North Dakota for the period for which the plates are valid. An annual registration tab or sticker for the current registration year must be displayed on each number plate, in the area designated by the department for the tab or sticker, in those years for which tabs or stickers are issued in lieu of number plates.

**SECTION 8. AMENDMENT.** Subsection 4 of section 39-04-19 of the North Dakota Century Code is amended and reenacted as follows:

4. Every trailer, semitrailer, and farm trailer required to be registered under this chapter must be furnished registration plates upon the payment of a twenty dollar annual fee. Every trailer, semitrailer, or farm trailer not required to be registered under this chapter must be furnished an identification plate upon the payment of a fee of five dollars. Upon the request of a person with a trailer or farm trailer to whom a registration or identification plate is provided under this subsection, the department shall provide a plate of the same size as provided for a motorcycle. The department shall provide notification of this option to the person before the replacement or issuance of the plate."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

DEPARTMENT 801 - DEPARTMENT OF TRANSPORTATION

SENATE - This amendment makes the following changes:

	EXECUTIVE BUDGET	HOUSE VERSION	SENATE CHANGES	SENATE VERSION
Administration	\$26,902,044	\$25,797,360	\$160,000	\$25,957,360
Motor vehicle	10,646,562	7,413,072	2,300,000	9,713,072
Driver's license	9,352,175	9,281,759	167,100	9,448,859
Highways	553,629,335	553,523,851	(5,396,886)	548,126,965
Fleet services	<u>34,708,905</u>	<u>34,677,551</u>	<u>(926,200)</u>	<u>33,751,351</u>
Total all funds	\$635,239,021	\$630,693,593	(\$3,695,986)	\$626,997,607
Less special funds	<u>635,239,021</u>	<u>630,693,593</u>	<u>(3,695,986)</u>	<u>626,997,607</u>
General fund	\$0	\$0	\$0	\$0
FTE	1,042.00	1,040.00	0.00	1,040.00

Detail of Senate changes to the House version includes:

	RESTORE INFORMATION TECHNOLOGY FUNDING	RESTORE TEMPORARY SALARIES AND REPAIRS	RESTORE TEMPORARY SALARIES	RESTORE REPAIRS AND EQUIPMENT	REDUCE INSURANCE AND EQUIPMENT LEASE/RENTALS	REDUCE HIGHWAY CONSTRUCTION FUNDING
Administration	\$160,000 <sup>1</sup>					
Motor vehicle		\$100,000 <sup>2</sup>				
Driver's license			\$30,000 <sup>3</sup>			
Highways				\$450,000 <sup>4</sup>		(\$7,194,886) <sup>6</sup>
Fleet services					(\$926,200) <sup>5</sup>	
Total all funds	\$160,000	\$100,000	\$30,000	\$450,000	(\$926,200)	(\$7,194,886)
Less special funds	<u>160,000</u>	<u>100,000</u>	<u>30,000</u>	<u>450,000</u>	<u>(926,200)</u>	<u>(7,194,886)</u>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

  

	ADD PUBLIC TRANSPORTATION GRANTS	ADD FUNDING RELATED TO HB 1291	ADD FUNDING RELATED TO SB 2406	ADD FUNDING FOR NEW LICENSE PLATE ISSUE	OTHER CHANGES	TOTAL SENATE CHANGES
Administration						\$160,000
Motor vehicle				\$2,200,000 <sup>10</sup>		2,300,000
Driver's license		\$110,000 <sup>8</sup>	\$27,100 <sup>9</sup>			167,100
Highways	\$1,348,000 <sup>7</sup>					(5,396,886)
Fleet services						<u>(926,200)</u>
Total all funds	\$1,348,000	\$110,000	\$27,100	\$2,200,000	\$0	(\$3,695,986)
Less special funds	<u>1,348,000</u>	<u>110,000</u>	<u>27,100</u>	<u>2,200,000</u>		<u>(3,695,986)</u>
General fund	\$0	\$0	\$0	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

Senate changes narrative:

- <sup>1</sup> Restores \$160,000 of the \$330,000 highway fund reduction made by the House to information technology hardware funding in the administration program.
- <sup>2</sup> Restores \$50,000 removed by the House for temporary salaries and \$50,000 removed by the House for repairs in the motor vehicle program.
- <sup>3</sup> Restores \$30,000 of funding from the highway fund removed by the House for temporary salaries in the driver's license program.
- <sup>4</sup> Restores \$200,000 of funding from the highway fund removed by the House for repairs and \$250,000 of funding from the highway fund removed by the House for office equipment and furniture in the highways program.
- <sup>5</sup> Reduces funding for lease/rental equipment by \$126,200 and insurance by \$800,000 from the Fleet Services fund in the Fleet Services program.

- <sup>6</sup> Reduces funding for highway construction added by the House from budget reductions made in other areas of the department's budget. The department does not need this additional appropriation authority to match anticipated federal highway construction funds for the 1999-2001 biennium.
- <sup>7</sup> Adds funding from the public transportation fund for grants to public transportation providers as a result of the additional funding generated pursuant to provisions of House Bill No. 1380.
- <sup>8</sup> Adds funding as follows in the driver's license program for costs associated with the provisions of House Bill No. 1291 (graduated driver's license):
- |                    |               |
|--------------------|---------------|
| Temporary salaries | \$50,000      |
| Operating expenses | <u>60,000</u> |
| Total              | \$110,000     |
- <sup>9</sup> Adds funding in the driver's license program for operating costs associated with the provisions of Senate Bill No. 2406 (proof of liability insurance).
- <sup>10</sup> Adds funding in the Motor Vehicle Division for a new license plate issue. A section is added to the bill providing that the department begin issuing a distinctive Lewis and Clark plate in December 1999 that an individual may choose to purchase for an additional fee of \$10. The general issuance of the Lewis and Clark plate will begin in December 2000.

A section is added appropriating \$1.7 million of special funds to Roughrider Industries for producing the new license plates.

A section is added providing for an interim Legislative Council study of the Fleet Services program.

A section is added authorizing the department to charge an additional \$10 fee if an individual requests a specific number plate.

Sections are added providing that license plates must be mounted in a manner that does not cover any part of the plate, that the license plate tabs be placed only in the designated area on the plate, and that the department may issue smaller plates for trailers, if requested.