

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1012

That the Senate recede from its amendments as printed on pages 1193-1196 of the House Journal and pages 1064-1067 of the Senate Journal and that Engrossed House Bill No. 1012 be amended as follows:

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 "25,857,360"

Page 1, line 10, replace "7,413,072" with "7,613,072"

Page 1, line 11, replace "9,281,759" with "9,438,859"

Page 1, line 12, replace "553,523,851" with "548,726,965"

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

Page 1, line 14, replace "630,693,593" with "625,387,607"

Page 1, after line 20, insert:

"SECTION 3. APPROPRIATION - ROUGHRIDER INDUSTRIES. There is hereby appropriated from special funds, derived from income, the sum of \$75,000, 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 - FLEET SERVICES. 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. LEGISLATIVE COUNCIL STUDY OF USED MOTOR VEHICLE DEALERS. During the 1999-2000 interim, the legislative council shall consider studying the licensing of used motor vehicle dealers, including fees, dealer plates, and insurance coverage. If the study is conducted, the legislative council shall report its findings and recommendations, together with any legislation necessary to implement the recommendations, to the fifty-seventh legislative assembly.

SECTION 6. 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. The director shall issue this plate upon application and payment of an additional fee of ten dollars. All additional fees collected under this section must be deposited in the highway fund.

SECTION 7. 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. However, an elected state office may be assigned a single or double digit number on a number plate as requested by that official. 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. The department of transportation ~~shall~~ may adopt rules governing the assignment of numbers on motor vehicle number plates in accordance with this section.

SECTION 8. 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 9. 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 530 - DEPARTMENT OF CORRECTIONS AND REHABILITATION

CONFERENCE COMMITTEE - A section is added appropriating \$75,000 of special funds to Roughrider Industries for producing Lewis and Clark license plates. The House did not include any funding and the Senate version had included \$1.7 million for producing the plates because under the Senate version a general license plate issue would have begun in December 2000.

DEPARTMENT 801 - DEPARTMENT OF TRANSPORTATION

CONFERENCE COMMITTEE - This amendment makes the following changes:

| | EXECUTIVE BUDGET | HOUSE VERSION | CONFERENCE COMMITTEE CHANGES | CONFERENCE COMMITTEE VERSION | SENATE VERSION | CONFERENCE COMPARISON TO SENATE VERSION |
|--------------------|--------------------|--------------------|------------------------------|------------------------------|--------------------|---|
| Administration | \$26,902,044 | \$25,797,360 | \$60,000 | \$25,857,360 | \$25,957,360 | (\$100,000) |
| Motor vehicle | 10,646,562 | 7,413,072 | 200,000 | 7,613,072 | 9,713,072 | (2,100,000) |
| Driver's license | 9,352,175 | 9,281,759 | 157,100 | 9,438,859 | 9,448,859 | (10,000) |
| Highways | 553,629,335 | 553,523,851 | (4,796,886) | 548,726,965 | 548,126,965 | 600,000 |
| Fleet services | <u>34,708,905</u> | <u>34,677,551</u> | <u>(926,200)</u> | <u>33,751,351</u> | <u>33,751,351</u> | |
| Total all funds | \$635,239,021 | \$630,693,593 | (\$5,305,986) | \$625,387,607 | \$626,997,607 | (\$1,610,000) |
| Less special funds | <u>635,239,021</u> | <u>630,693,593</u> | <u>(5,305,986)</u> | <u>625,387,607</u> | <u>626,997,607</u> | <u>(1,610,000)</u> |
| General fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| FTE | 1,042.00 | 1,040.00 | 0.00 | 1,040.00 | 1,040.00 | 0.00 |

Detail of Conference Committee 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 ¹ | | | | | |
| Motor vehicle | | \$100,000 ² | | | | |
| Driver's license | | | \$30,000 ³ | | | |
| Highways | | | | \$450,000 ⁴ | | (\$7,194,886) ⁶ |
| Fleet services | | | | | (\$926,200) ⁵ | |
| 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 OTHER BILLS | ADD FUNDING FROM SPECIAL ROAD FUND | ADD FUNDING FOR VOLUNTARY LICENSE PLATE | REDUCE FUNDING FOR ADMINISTRATION | TOTAL CONFERENCE COMMITTEE CHANGES |
|--------------------|----------------------------------|------------------------------------|------------------------------------|---|-----------------------------------|------------------------------------|
| Administration | | | | | (\$100,000) ¹¹ | \$60,000 |
| Motor vehicle | | | | \$100,000 ¹⁰ | | 200,000 |
| Driver's license | | \$127,100 ⁸ | | | | 157,100 |
| Highways | \$1,348,000 ⁷ | | \$600,000 ⁹ | | | (4,796,886) |
| Fleet services | | | | | | <u>(926,200)</u> |
| Total all funds | \$1,348,000 | \$127,100 | \$600,000 | \$100,000 | (\$100,000) | (\$5,305,986) |
| Less special funds | <u>1,348,000</u> | <u>127,100</u> | <u>600,000</u> | <u>100,000</u> | <u>(100,000)</u> | <u>(5,305,986)</u> |
| General fund | \$0 | \$0 | \$0 | \$0 | \$0 | \$0 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

Conference Committee changes narrative:

- ¹ Restores \$160,000 of the \$330,000 highway fund reduction made by the House to information technology hardware funding in the administration program, the same as the Senate version.
- ² Restores \$50,000 removed by the House for temporary salaries and \$50,000 removed by the House for repairs in the motor vehicle program, the same as the Senate version.
- ³ Restores \$30,000 of funding from the highway fund removed by the House for temporary salaries in the driver's license program, the same as the Senate version.

- 4 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, the same as the Senate version.
- 5 Reduces funding for lease/rental equipment by \$126,200 and insurance by \$800,000 from the Fleet Services fund in the Fleet Services program, the same as the Senate version.
- 6 Reduces funding for highway construction added by the House from budget reductions made in other areas of the department's budget, the same as the Senate version. The department does not need this additional appropriation authority to match anticipated federal highway construction funds for the 1999-2001 biennium.
- 7 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, the same as the Senate version.
- 8 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). The Senate provided \$110,000 of additional funding relating to this bill.

| | |
|--------------------|---------------|
| Temporary salaries | \$50,000 |
| Operating expenses | <u>50,000</u> |
| Total | \$100,000 |

Also adds \$27,100 of funding in the driver's license program for operating costs associated with the provisions of Senate Bill No. 2406 (proof of liability insurance), the same as the Senate version.

- 9 Adds \$600,000 of funding from the special road fund in the highways program for projects approved by the Special Road Committee (SB 2267).
- 10 Adds \$100,000 in the Motor Vehicle Division for the department to issue a distinctive Lewis and Clark plate that an individual may choose to purchase for an additional fee of \$10. Funding is not included for a general license plate issue. The \$10 fee is estimated to generate \$200,000 of revenue to the highway fund for the 1999-2001 biennium. The House had not included funding for a new license plate issue and the Senate had provided for a voluntary Lewis and Clark license plate issue beginning in December 1999 with a \$10 fee and a general license plate issue to begin in December 2000. The cost of the Senate version was \$2.2 million.

- 11 Reduces funding from the highway fund in the administration program as follows:

| | |
|-----------------------|-----------------|
| Professional services | (\$50,000) |
| Printing | <u>(50,000)</u> |
| Total | (\$100,000) |

A section is added providing for an interim Legislative Council study of the Fleet Services program, the same as the Senate version.

A section is added providing for an interim Legislative Council study of used car dealers.

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

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. The Senate also made these changes.