

Fifty-ninth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2368

Introduced by

Senators Robinson, Wardner

Representatives N. Johnson, Metcalf, Mueller

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 nonprofit organization number plates.

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

4 **SECTION 1.** A new section to chapter 39-04 of the North Dakota Century Code is
5 created and enacted as follows:

6 **Nonprofit organization number plates - Definition.**

- 7 1. As used in this section, "nonprofit organization" means a person that is recognized
8 by the internal revenue service as tax exempt under 26 U.S.C. 501(c)(3) and which
9 does not have as that person's primary focus sectarian activities, including
10 activities aimed at promoting the adoption of one or more religious or political
11 viewpoints.
- 12 2. Upon the request of a nonprofit organization in this state and compliance with this
13 section, the director, in cooperation with that nonprofit organization, shall design
14 distinctive number plates displaying the name, phrase, or graphic of that nonprofit
15 organization. The director may not issue a nonprofit organization number plate for
16 a nonprofit organization unless the nonprofit organization has collected and
17 submitted to the director applications and the one-time fee for at least four hundred
18 sets of plates.
- 19 3. The director may issue nonprofit organization number plates to the owner of a
20 passenger motor vehicle or truck the gross weight of which does not exceed ten
21 thousand pounds [4535.92 kilograms]. The director may issue the plates upon
22 receiving payment of a one-time fee of ten dollars, payment of all other fees
23 required under this chapter for the registration of a motor vehicle, and payment of
24 a surcharge as determined by the nonprofit organization to be paid to the nonprofit

1 organization corresponding to the number plate. The department shall collect the
2 fees and the surcharge under this section. The department shall pay monthly the
3 surcharges collected to the nonprofit organization for which a number plate was
4 issued.

5 4. The director may adopt rules for the approval of the display of the name, phrase,
6 or graphic.

7 5. To qualify for a nonprofit organization number plate, a nonprofit organization must
8 apply in a form prescribed by the department, designate one of the nonprofit
9 organization's members as a liaison for communicating with the department
10 regarding number plates, specify the surcharge and whether the surcharge is
11 required on renewal, and submit acceptable proof of the nonprofit status of the
12 organization.