

Sixty-second
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1191

Introduced by

Representatives Ruby, Kempenich, Boe

Senators Miller, Olafson, O'Connell

1 A BILL for an Act to amend and reenact section 39-04-12, subsection 1 of section 39-04-18, and
2 subsection 4 of section 39-04-19 of the North Dakota Century Code, relating to semitrailer
3 plates; and to provide for application.

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

5 **SECTION 1. AMENDMENT.** Section 39-04-12 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **39-04-12. Contents of number plates - Size of letters and numerals on plates -**
8 **Reflectorized - Tabs or stickers - Additional fee.**

- 9 1. Number plates must be of metal or other suitable material bearing the name of the
10 state, either in full or by abbreviation, the number of the year, the slogan "Peace
11 Garden State" and a distinctive number for assignment to each vehicle. The distinctive
12 number may be in figures or a combination of figures and letters and must be of a size
13 clearly distinguishable by law enforcement officers and individuals generally. To reduce
14 highway accidents at night all number plates must be legible for a minimum distance
15 of one hundred feet [30.48 meters] to an approaching motorist by day or night with
16 lawful headlight beams and without other illumination. Each plate must be treated with
17 a reflectorized material according to the specifications prescribed by the department.
18 The department shall furnish for each annual registration a year plate, tab, or sticker to
19 designate the year registration. The plate, tab, or sticker must show the registration
20 year for which issued, and is valid only for that year.
- 21 2. ~~The department, in its discretion, may provide to an owner of a trailer that is operated,~~
22 ~~offered for lease, or rented to the public, number plates that are for a period of not~~
23 ~~more than six consecutive years and which are exempt from the requirements of~~
24 ~~annual validation evidence. The registration fees for the trailer may be paid for the~~

1 entire period for which the plates are issued, or the fee may be paid for the first year of
2 the issue and a corporate surety bond may be filed in the sum the department
3 determines reasonable and adequate in the circumstances, conditioned that the owner
4 will pay the annual fee at the beginning of each annual registration period. The
5 department shall transfer to a replacement trailer number plates issued pursuant to
6 this subsection along with any unused registration fees. If the owner has disposed of
7 the trailer and is not replacing the trailer, upon surrender of the number plates the
8 department shall issue a refund of the registration fees paid for any unused
9 registration year.

- 10 3. The department may provide to an owner of a fleet of one hundred or more vehicles
11 number plates that are valid for as many as six consecutive years and that are exempt
12 from the requirements of evidence of annual validation. The registrant shall file with
13 the department a corporate surety bond in an amount the department determines to
14 be reasonable and adequate, and conditioned that the owner will pay the annual fee at
15 the beginning of each annual registration period for which the number plates are valid.

16 **SECTION 2. AMENDMENT.** Subsection 1 of section 39-04-18 of the North Dakota Century
17 Code is amended and reenacted as follows:

- 18 1. Except as provided in this section, every motor vehicle as defined in section 39-01-01,
19 ~~trailer or semitrailer designed to be towed by a truck or truck tractor~~, and farm trailer
20 operated or intended to be operated upon any highway, road, or street in this state
21 must be registered annually with the department, except that semitrailers must be
22 registered permanently by the department. Any vehicle being operated on highways,
23 roads, or streets of this state must display license plates as furnished by the
24 department upon payment of the fees prescribed in this chapter.

25 Upon satisfactory proof to the department that a motor vehicle owned by a
26 resident of this state was not used upon any of the highways of this state in any one or
27 more years, the motor vehicle may be registered upon payment of the registration fee
28 for the current year.

29 Any resident of the state of North Dakota, serving in the armed forces of the
30 United States for a period of time greater than one year, may relicense any motor
31 vehicle owned by the veteran without paying any fee or penalties for the intervening

1 years when the vehicle was not licensed, providing the veteran shows by suitable
2 affidavit that the vehicle was not in use during any year in which it was not licensed.
3 The vehicle must be licensed for the license fee applicable to the month of the year in
4 which application for license is made.

5 **SECTION 3. AMENDMENT.** Subsection 4 of section 39-04-19 of the North Dakota Century
6 Code is amended and reenacted as follows:

7 4. Every trailer, ~~semitrailer,~~ and farm trailer required to be registered under this chapter
8 must be furnished registration plates upon the payment of a twenty dollar annual fee.
9 Every trailer, semitrailer, or farm trailer not required to be registered under this chapter
10 must be furnished an identification plate upon the payment of a fee of five dollars.
11 Upon the request of a person with a trailer or farm trailer to whom a registration or
12 identification plate is provided under this subsection, the department shall provide a
13 plate of the same size as provided for a motorcycle. The department shall provide
14 notification of this option to the person before the replacement or issuance of the plate.
15 Every semitrailer required to be registered under this chapter must be furnished
16 permanent registration plates upon the payment of a registration fee of fifty dollars.
17 The registration is valid until ownership of the semitrailer is transferred, assigned, or if
18 the semitrailer is destroyed or otherwise completely removed from the service of the
19 owner.

20 **SECTION 4. APPLICATION.** An owner of a semitrailer newly registered after August 1,
21 2011, shall pay the fees provided in section 3 of this Act. The owner of a currently registered
22 semitrailer on August 1, 2011, shall renew registration and pay the fees provided in section 3 of
23 this Act before January 1, 2012, ~~and may receive a reduction in the fee and, notwithstanding~~
24 ~~any other provision of law, a refund of previously paid unused registration fees.~~ The owner of a
25 semitrailer that is currently registered under subsection 2 of section 39-04-12 as of August 1,
26 2011, shall renew registration and pay the fees provided in section 3 of this Act before January
27 1, 2012. That owner is entitled to receive a reduction in the fee and, notwithstanding any other
28 provision of the law, a refund of previously paid unused registration fees, except for fees paid
29 for the 2011 registration year.