Sixty-fourth Legislative Assembly of North Dakota

## **HOUSE BILL NO. 1360**

Introduced by

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Representatives Meier, Fehr, Karls, Lefor, Owens, Porter, Steiner, Toman, Trottier Senators Carlisle. Oehlke

A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota
Century Code, relating to patriotic number plates; and to amend and reenact subdivision j of
subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to disabled veteran
motor vehicle registration; and to provide a contingent effective date.

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

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

## Patriotic number plates.

- 1. The director shall issue patriotic plates under this section upon receiving:
  - a. Payment of all other fees required under this chapter for registration of a motor vehicle;
  - <u>b.</u> Payment of an initial fee of twenty twenty-five dollars of which tentwenty dollars is
     deposited in the highway tax distribution fund and tenfive dollars is deposited in
     the veterans' postwar trust fund; and
  - <u>Payment of an annual surcharge of ten dollars which is deposited in the veterans'</u>
     <u>postwar trust fund.</u>
  - 2. The department shall collect the initial fees and the annual surcharges under this section. The department shall report to the legislative assembly on the funds collected under this section during each legislative session. Deposits in the postwar trust fund under this section must be added to the principal of the fund. Investment of the fund is the responsibility of the state treasurer who shall have full authority to invest the fund only in the same manner as the state investment board is authorized to make investments.

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Patriotic plates must include a flag of the United States decal plate, bald eagle decal plate, or boony stomper decal plate, and other decal plates as approved by the state department of veterans' affairs.

SECTION 2. AMENDMENT. Subdivision j of subsection 2 of section 39-04-18 of the North Dakota Century Code is amended and reenacted as follows:

> Motor vehicles not exceeding twenty-six thousand pounds [11793.40 kilograms] registered gross weight owned and operated by a disabled veteran under the provisions of Public Law 79-663 [38 U.S.C. 3901], a disabled veteran who has a one hundred percent service-connected disability as determined by the department of veterans' affairs, or a disabled veteran who has an extra-schedular rating to include individual unemployability that brings the veteran's total disability rating to one hundred percent as determined by the department of veterans' affairs is entitled to display either a distinctive license plate of the veteran's choice or a standard plate that does not identify the veteran as a veteran or disabled veteran which is issued by the department. This exemption applies to no more than two such motor vehicles owned by a disabled veteran at any one time. A surviving spouse of a disabled veteran who has not remarried and who is receiving department of veterans' affairs dependency and indemnity compensation retains the exemption of the deceased veteran who qualified under this subdivision for one vehicle.

SECTION 3. CONTINGENT EFFECTIVE DATE. This Act is effective on the date the director of the department of transportation certifies to the secretary of state that the new motor vehicle registration software for the department is installed and functioning and not earlier than January 1, 2016.