

PROPOSED AMENDMENTS TO SENATE BILL NO. 2088

That the House recede from its amendments printed on pages 1003 and 1004 of the Senate Journal and pages 1076 and 1077 of the House Journal and that Senate Bill No. 2088 be amended as follows:

Page 1, line 3, replace "sections" with "section" and after the first comma insert "subsection 8 of section 39-06.1-06, sections"

Page 1, line 5, after "Code" insert "and subsection 6 of section 39-12-05.3 of the North Dakota Century Code as amended by Senate Bill No. 2054, as approved by the fifty-seventh legislative assembly", after "offenses" insert "and weight limitations", remove "and", and after "penalties" insert "; to provide an expiration date; and to declare an emergency"

Page 2, after line 4, insert:

"SECTION 2. AMENDMENT. Subsection 8 of section 39-06.1-06 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

8. On a highway on which the speed limit is a speed higher than fifty-five miles [88.51 kilometers] an hour, for a violation of section 39-09-02, or an equivalent ordinance, a fee established as follows:

| Miles per hour over lawful speed limit | Fee |
|---|--|
| 1 - 5 | \$ 10 plus \$1/each mph over limit |
| 6 - 10 | \$ 15 plus \$2/each mph over 5 mph over limit |
| 11 - 15 | \$ 25 plus \$3/each mph over 10 mph over limit |
| <u>16 - 20</u> | <u>\$ 40 plus \$3/each mph over 15 mph over limit</u> |
| 46 <u>21</u> - 25 | \$ 40 <u>55</u> plus \$3/each mph over 45 <u>20</u> mph over limit |
| 26 - 35 | \$ 70 plus \$3/each mph over 25 mph over limit |
| 36 + <u>45</u> | \$400 <u>120</u> plus \$5/each mph over 35 mph over limit |
| <u>46 +</u> | <u>\$170 plus \$5/each mph over 45 mph over limit"</u> |

Page 8, line 30, overstrike "Except as provided in"

Page 8, line 31, overstrike "paragraphs 31 and 34"

Page 9, line 1, overstrike ", operating" and insert immediately thereafter "Operating"

Page 9, overstrike lines 5 through 15

Page 9, line 16, overstrike "1 point" and insert immediately thereafter "0 points"

Page 9, line 17, overstrike "2 points" and insert immediately thereafter "1 point"

Page 9, line 19, overstrike "4" and insert immediately thereafter "5"

Page 9, line 20, overstrike "6" and insert immediately thereafter "9"

Page 9, line 21, overstrike "8" and insert immediately thereafter "12"

Page 9, line 22, overstrike "12" and insert immediately thereafter "15"

Page 9, line 23, overstrike "(32)" and insert immediately thereafter "(31)"

Page 9, line 25, overstrike "(33)" and insert immediately thereafter "(32)"

Page 9, overstrike lines 27 through 31

Page 10 overstrike lines 1 through 10

Page 10, line 11, overstrike "(35)" and insert immediately thereafter "(33)"

Page 10, line 14, replace "(36)" with "(34)"

Page 10, line 18, replace "(37)" with "(35)"

Page 14, after line 29, insert:

"SECTION 9. AMENDMENT. Subsection 6 of section 39-12-05.3 of the North Dakota Century Code as amended by Senate Bill No. 2054, as approved by the fifty-seventh legislative assembly, is amended and reenacted as follows:

6. The gross weight limitations in subsections 1 and 2 do not apply to movement of a self-propelled fertilizer spreader if the vehicle does not travel at speeds in excess of thirty miles [48.28 kilometers] per hour when loaded over one-half capacity and the gross weight does not exceed eighty thousand pounds [38287.39 kilograms]. The gross weight limitations in subsections 1 and 2 do not apply to movement of a self-propelled agricultural chemical applicator if the vehicle does not travel at speeds in excess of thirty miles [48.28 kilometers] per hour when loaded over one-half capacity and the gross weight does not exceed forty-five thousand pounds [20411.66 kilograms]. The highway patrol shall issue a seasonal permit for the commercial movement of vehicles exempted by this subsection. The seasonal permit issued under this subsection or under subdivision d of subsection 1 of section 39-12-04 entitles an individual with the permit to operate a vehicle as allowed by either of these provisions. A seasonal permit issued under this subsection is subject to the requirements of subdivision d of subsection 1 of section 39-12-04, ~~except a vehicle exempted by this subsection which is an implement of husbandry is not required to have proof of financial responsibility and does not have to be operated by a commercial entity.~~

Page 15, after line 31, insert:

"SECTION 12. EXPIRATION DATE. Section 9 of this Act is effective through July 31, 2003, and after that date is ineffective.

SECTION 13. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly