

Good morning, Chairperson and members of the Committee. I'm Robin Rehborg, Deputy Director for Driver Safety for the North Dakota Department of Transportation (NDDOT). I'm here to introduce and give supportive testimony for HB 1055.

In HB 1055, NDDOT is requesting the repeal of section 39-21-35 of the North Dakota Century Code pertaining to hydraulic brake fluid. When this was put into law in the early 1960's, there was not a federal organization to handle the regulation of these types of fluids, so it was the responsibility of the states.

In 1967, the Federal Motor Vehicle Safety Standards and Regulations (FMVSS) came to be. In 1972, FMVSS 116 was created for hydraulic brake fluid which established the requirements of fluids for use in motor vehicle hydraulic brake systems, containers, and labeling of the containers. This program is now essentially a self-certification program where the manufacturers are responsible at the point of origin of meeting the standards.

The National Highway Traffic Safety Administration (NHTSA) currently regulates motor vehicle brake fluids under 49 CFR 571.116. Given this federal oversight, the NDDOT is requesting to repeal the corresponding state law to eliminate redundancy and ensure regulatory alignment.

The NDDOT recommends a "do pass" on HB 1055. This concludes my testimony. Thank you.