

**1999 HOUSE TRANSPORTATION**

**HB 1215**


1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 1215

House Transportation Committee

Conference Committee

Hearing Date January 21, 1999

Tape Number	Side A	Side B	Meter #
1	x		42.5-52.0
Committee Clerk Signature 			

Minutes:

CHAIRMAN KEISER OPENED THE HEARING ON HB 1215; A BILL RELATING TO ALL TERRAIN VEHICLES; CHANGING WEIGHT RESTRICTIONS.

REP. BETTE GRANDE introduced HB 1215. Grande said that many new all terrain vehicle models exceed the current weight standards, preventing the buyers from purchasing the newest models. It also makes it difficult for owners to take their ATV's into other states for hunting or work related because they are not registered.

WAYNE HARTMAN, Wheels Incorporated in Fargo, testified in support of HB 1215. He said that he sells all three brands of ATV's and they are all over the 600 lb. law right now. The more features and suspensions that are added, the heavier the vehicles become.

CHAIRMAN KEISER asked if the width or length of the vehicles would eventually need to be changed.

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House Transportation Committee

Bill/Resolution Number 1215

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WAYNE replied that the chances of that happening are very slim. If they go to 1000 lb., they will be safe for a long time to come.

JACK TORING, University Motors in Fargo, also testified in support of HB 1215. He stated that his company currently has one ATV at 599 lb., so they are really looking toward the future with this bill.

CHAIRMAN KEISER CLOSED THE HEARING ON HB 1215.

GENERAL DISCUSSION TOOK PLACE; REPS. SVEEN, KEISER, LEMIEUX, BELTER PARTICIPATED.

REP. WEISZ moved a DO PASS on HB 1215. REP. PRICE seconded the motion. The motion carried.

ROLL CALL - 14 YEA, 0 NAY, 1 ABSENT AND NOT VOTING.

FLOOR ASSIGNMENT - REP. PRICE.

# FISCAL NOTE

(Return original and 10 copies)

Resolution No.: HB 1215 Amendment to: \_\_\_\_\_

Requested by Legislative Council Date of Request: 1-8-99

1. Please estimate the fiscal impact (in dollar amounts) of the above measure for state general or special funds, counties, cities, and school districts. .

**Narrative:**

The fiscal impact of this bill will be less than \$5,000.

2. State fiscal effect in dollar amounts:

	1997-99 Biennium		1999-2001 Biennium		2001-03 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
<b>Revenues</b>						
<b>Expenditures</b>						

What, if any, is the effect of this measure on the budget for your agency or department:

- a. For rest of 1997-99 biennium:           None
- b. For the 1999-2001 biennium:           None
- c. For the 2001-03 biennium:           None

4. County, city, and school district fiscal effect in dollar amounts:

1997-99 Biennium			1999-2001 Biennium			2001-03 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

Signed: *Keith Kiser*  
 Typed Name: Keith Kiser, Motor Vehicle Director  
 Department: Department of Transportation  
 Phone Number: 328-2725  
 Date Prepared: 1-11-99

Date: 1/21/99  
Roll Call Vote #:

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1215

House Transportation Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken DO PASS

Motion Made By Rep Weisz Seconded By Rep Price

Representatives	Yes	No	Representatives	Yes	No
Representative Keiser, Chair	✓		Representative Thorpe	✓	
Representative Mickelson, V. Ch.	✓				
Representative Belter	✓				
Representative Jensen	✓				
Representative Kelsch	✓				
Representative Kempenich					
Representative Price	✓				
Representative Sveen	✓				
Representative Weisz	✓				
Representative Grumbo	✓				
Representative Lemieux	✓				
Representative Mahoney	✓				
Representative Meyer	✓				
Representative Schmidt	✓				

Total (Yes) 14 No 0

Absent 1

Floor Assignment Rep. Price

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE (410)  
January 21, 1999 11:57 a.m.

Module No: HR-13-0965  
Carrier: Price  
Insert LC: . Title: .

**REPORT OF STANDING COMMITTEE**

**HB 1215: Transportation Committee (Rep. Keiser, Chairman) recommends DO PASS**  
(14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1215 was placed on the  
Eleventh order on the calendar.

**1999 SENATE TRANSPORTATION**

**HB 1215**

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB1215

Senate Transportation Committee

Conference Committee

Hearing Date February 26, 1999

Tape Number	Side A	Side B	Meter #
1	x		1-934
Committee Clerk Signature <i>Alan A. Schaeffer</i>			

Minutes:

SENATOR B. STENEHJEM opened the hearing on HB 1215. Committee members present included: Sens. Bob Stenehjem, R. Schobinger, D. Mutch, D. Cook, D. O'Connell, V. Thompson, and D. Bercier.

REPRESENTATIVE BETTY GRANDE, DISTRICT 41 testified in support of HB 1215. This bill was brought to my attention from one of my constituents who is a dealer of ATV vehicles. Currently in statute, we have a weight limit of 600 lbs and with increased technology and price, the weight has increased. That weight has gone up to 850 lbs right now. We're looking at changing it to 1,000 lbs so it will take care of any future changes. The registration division of the Transportation Department recently pointed out to the ATV dealers that there were newer models being sold that did not qualify for registration because of the weight class differences. The Transportation Department addressed this and the dealers are happy with this. By not increasing



the weight class, it has made it difficult for the owners to take their ATV's to other states to go hunting because they are not registered.

SENATOR B. STENEHJEM If my machine weighs over 600 lbs currently, I would not be able to register?

REPRESENTATIVE GRANDE They are not supposed to be able to because of statute.

SENATOR B. STENEHJEM Does that mean I wouldn't have to register my four wheeler?

REPRESENTATIVE GRANDE You can't take it off of your property for work purposes?

DWIGHT PLETAN testified in support of HB 1215. Currently, as the bill states it is only 600 lbs. Our Sportsman 500s are 697 lbs so we're 100 lbs over those. If we could raise it to 1,000 lbs we think there would be a little more revenue going back to the state. I think we're losing out a little bit if we don't pass the bill.

JAY WIEDEMAN, SPORT SHACK It is my understanding if the unit isn't allowed to be registered because it is over 600 lbs, at that point it will only be able to be used on private land. We are denying the buyer to have a license plate on that vehicle. I'd like to see it passed as well.

KEITH KISER, DIRECTOR OF MOTOR VEHICLE DIVISION testified in support of HB 1215. We think this legislation will support our needs. It addressed a concern we had and we have been registering these now but if this legislation would fail we would take that as an indication that we should not be registering these vehicles. Beyond the fact that they are a source of revenue, it is simply a way to identify for law enforcement in our state and other states.

SENATOR O'CONNELL Is the fee by weight?

KEITH KISER The fee is \$10.00 for two years and I believe the years expire on the even number of years. \$5.00 of that fee goes to the Department of Transportation for administrative costs and the other \$5.00 goes into an ATV Trail Program administered through Parks and Recreation.

SENATOR THOMPSON How many vehicles are we talking about?

KEITH KISER Vehicles registered in 1998 - 2600 registered vehicles.

SENATOR THOMPSON What would it be with the passage of HB1215?

KEITH KISER If we didn't pass this bill we would lose out on the vehicles and there would be a significant impact as time passes.

SENATOR B. STENEHJEM We will close HB 1215.

SENATOR O'CONNELL I motion for a Do Pass.

SENATOR SCHOBINGER I second that motion.

SENATOR THOMPSON What about Park Board's, do they have to license those?

KEITH KISER They are registered but at no cost.

SENATOR THOMPSON This bill won't have any negative impact on them.

KEITH KISER That is correct.

A roll call vote was taken (7 Yeas, 0 Nay and 0 Absent and Not Voting).

Senator Schobinger will carry HB 1215.

Date: Feb. 25, 1999

Roll Call Vote #: 1

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. HB 1215

Senate Transportation Committee

Subcommittee on \_\_\_\_\_  
or  
 Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken No Pass

Motion Made By Sen O'Connell Seconded By Sen. Schobinger

Senators	Yes	No	Senators	Yes	No
Sen. B. Stenejem-Chairman	X				
Sen. R. Schobinger-V. Chair	X				
Sen. Duane Mutch	X				
Sen. Dwight Cook	X				
Sen. David O'Connell	X				
Sen. Vern Thompson	X				
Sen. Dennis Bercier	X				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Senator Schobinger

If the vote is on an amendment, briefly indicate intent:

**REPORT OF STANDING COMMITTEE (410)**  
February 26, 1999 1:39 p.m.

**Module No: SR-35-3698**  
**Carrier: Schobinger**  
**Insert LC: . Title: .**

**REPORT OF STANDING COMMITTEE**

**HB 1215: Transportation Committee (Sen. B. Stenehjem, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1215 was placed on the Fourteenth order on the calendar.**