

1999 SENATE TRANSPORTATION

SB 2085

1999 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 2085

Senate Transportation Committee

Conference Committee

Hearing Date January 7, 1999

Tape Number	Side A	Side B	Meter #
1	x		1412-2556

Committee Clerk Signature *Aori D. Schaeffbauer*

Minutes:

Senate Bill 2085 relates to the registration of airmen.

SENATOR B. STENEHJEM called the hearing to order at 9:30 a.m. in the Lewis and Clark Room. All committee members were present: Sens. B. Stenehjem(Chairman); Schobinger, Mutch, Cook, O'Connell, Thompson, and Bercier.

SENATOR B. STENEHJEM opened the hearing on SB 2085.

GARY NESS, NORTH DAKOTA AERONAUTICS COMMISSION spoke in favor of SB 2085 (See attached testimony).

SENATOR B. STENEHJEM There is a \$9,300.00 fiscal note. Where will the proceeds go?

GARY NESS The proceeds will go towards publishing materials such as an airport directory and, also, administering the airman's certificate. We realized that it cost \$12.00 to administrate it but we were only receiving \$8.00. We felt we could make an adjustment when we were

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Senate Transportation Committee

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spending \$12.00 but only receiving \$8.00. We have identified 4,000 pilots in the state and only 2,700 are registered which includes 200 mechanics.

SEN. B. STENEHJEM What happens if one doesn't pay the fee? Does your license expire and are you required to take another test?

GARY NESS You can be registered with the state by proving that you have a certificate with the Federal Aviation Administration and that you have a medical certificate. You can still be registered with the state if you lose your medical certificate, but you can no longer fly solo. The state registration was used basically for knowing where the pilots were. Now with the Internet we no longer need to keep track of people especially with the expense.

SEN. B. STENEHJEM I still have my federal certificate; if I'm not actively flying, I have no need to update it.

GARY NESS Federal certification is good for life.

SEN. B. STENEHJEM closed the hearing on SB 2085.

THERE WAS DISCUSSION AMONG THE COMMITTEE.

SEN. BERCIER This is just a certification? It does not relate to a pilot's license?

SEN. B. STENEHJEM Indirectly it does? You have to have a federal and state license.

SEN. BERCIER So it only applies to a state license? The license could be applied for at no fee?

SEN. COOK It is my understanding that one may not need a state license but one does need to register for a federal license and there is a charge for that. It doesn't do much.

SEN. MUTCH I don't see what the difference is. It isn't going to stop you from applying.

SEN. COOK It isn't going to stop you from having it or not having it.

SEN. COOK I move for a Do Pass.

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SEN. MUTCH seconded.

ROLL CALL VOTE 7 Yes and 0 No

SEN. COOK will carry SB 2085.

FISCAL NOTE

Return original and 10 copies)

Bill/Resolution No.: SB 2085 Amendment to: _____

Requested by Legislative Council Date of Request: 12-30-98

- 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 airmen registration is redundant to federal requirements. It is difficult and expensive to enforce. The total impact to the aviation special fund is \$ 9,300.00 for the biennium.

- State** fiscal effect in dollar amounts:

	1997-99 Biennium		1999-2001 Biennium		2001-03 Biennium	
	General Fund	Special Funds	General Fund	Special Funds	General Fund	Special Funds
Revenues:	-0-	-0-	-0-	(9,300.00)	-	-

Expenditures:


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

- For rest of 1997-99 biennium: None
- For the 1999-2001 biennium: (\$9,300.00)
- For the 2001-03 biennium: None

- 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
-0-	-0-	-0-	-0-	-0-	-0-	-0-	-0-	-0-

If additional space is needed, attach a supplemental sheet.

Signed 

Typed Name Gary R. Ness, Director

Department North Dakota Aeronautics Commission

Phone Number (701) 328-9650

Date Prepared: January 4, 1999

Date: 1/2/99

Roll Call Vote #: *Click here to type Roll Call Vote #*

1999 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. *SB 2085*

Senate Transportation Committee

Subcommittee on _____
or

Conference Committee

Legislative Council Amendment Number _____

Action Taken *No Pass*

Motion Made By *Senator Cook* Seconded By *Senator Mutch*

Senators	Yes	No	Senators	Yes	No
Senator Bob Stenehjem	X				
Senator Randy Schobinger	X				
Senator Dwight C. Cook	X				
Senator Duane Mutch	X				
Senator David O'Connell	X				
Senator Vern Thompson	X				
Senator Dennis Bercier	X				

Total (Yes) *6* No *0*

Absent *Senator Thompson*

Floor Assignment *Senator Cook*

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

REPORT OF STANDING COMMITTEE (410)
January 7, 1999 11:21 a.m.

Module No: SR-03-0367
Carrier: Cook
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2085: Transportation Committee (Sen. B. Stenehjem, Chairman) recommends **DO PASS** (7 YEAS, 0 NAYS, ABSENT AND NOT VOTING). SB 2085 was placed on the Eleventh order on the calendar.

1999 HOUSE TRANSPORTATION

SB 2085

1999 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2085

House Transportation Committee

Conference Committee

Hearing Date February 25, 1999

Tape Number	Side A	Side B	Meter #
1	x		15.8-20.4
1		x	31.0-32.1
Committee Clerk Signature <i>Jaworski</i>			

Minutes:

CHAIRMAN KEISER OPENED THE HEARING ON SB 2085; A BILL RELATING TO THE REGISTRATION OF AIRMEN.

GARY NESS, North Dakota Aeronautics Commission, introduced SB 2085. (See written testimony).

REP. WEISZ asked if this would give refuel aircraft certification as well.

GARY said no it would not.

GARY presented the committee with the North Dakota Aeronautics Commission's Executive Report.

CHAIRMAN KEISER CLOSED THE HEARING ON SB 2085.

GENERAL DISCUSSION TOOK PLACE.

COMMITTEE ACTION

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House Transportation Committee

Bill/Resolution Number Sb 2085

Hearing Date February 25, 1999

REP. KELSCH moved a DO PASS on SB 2085. REP. MICKELSON seconded the motion. The motion carried.

ROLL CALL - 12 YEA, 0 NAE, 3 ABSENT AND NOT VOTING.

FLOOR ASSIGNMENT - REP. THORPE

Date: 2/25
Roll Call Vote #: 1

1999 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2085

House Transportation Committee

Subcommittee on _____
or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS

Motion Made By Rep Kelsch Seconded By Rep Mickelson

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) 12 No 0

Absent 3

Floor Assignment Rep Thorpe

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

REPORT OF STANDING COMMITTEE (410)
February 25, 1999 11:21 a.m.

Module No: HR-34-3532
Carrier: Thorpe
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2085: Transportation Committee (Rep. Keiser, Chairman) recommends **DO PASS**
(12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2085 was placed on the
Fourteenth order on the calendar.

1999 TESTIMONY

SB 2085

Senate Bill 2085
Before the Senate Transportation Committee
January 7, 1999
Testimony of Gary Ness, Executive Director
North Dakota Aeronautics Commission

Chairman Stenehjem and members of the Senate Transportation Committee, thank you for the opportunity to appear today before your committee in support of Senate Bill 2085. This bill would repeal Section 2-05-10 of the North Dakota Century Code, which provides:

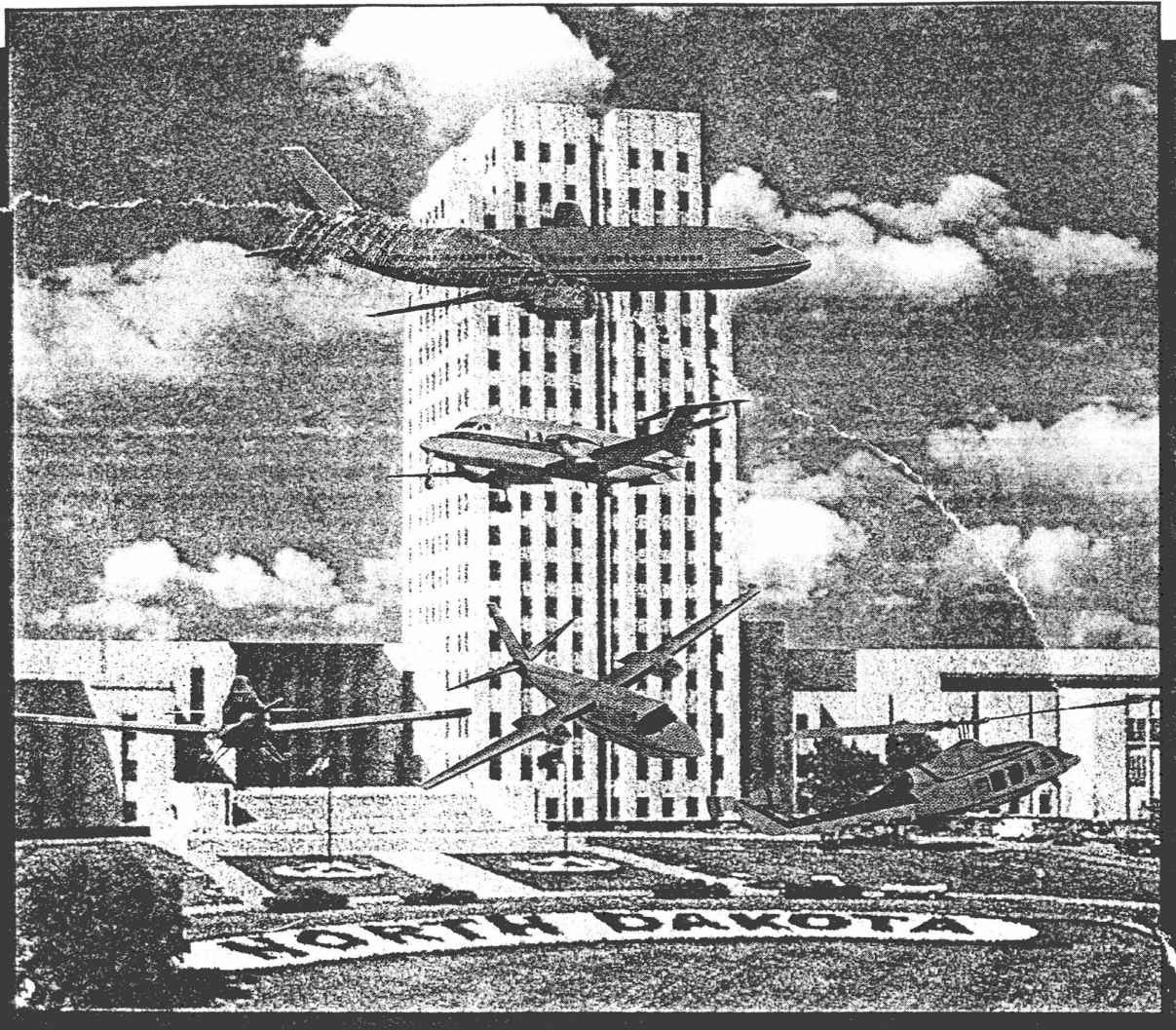
Every individual who pilots, maintains, and certifies airworthiness of an aircraft or helicopter within this state shall register with the aeronautics commission and shall renew such registration every four years thereafter in which he pilots, maintains, or certifies airworthiness of an aircraft or helicopter within this state. The commission shall charge for any one or more such registrations for each individual or company, and for each four-year renewal thereof, a fee of eight dollars, except that the commission shall charge three dollars for each two-year registration or renewal thereof for student pilots. These fees must be deposited into the aeronautics commission special fund.

The Aeronautics Commission's reason for submitting this bill is as simple as the bill is short: this is an area which is already sufficiently regulated by the federal government. The Commission feels that the additional expense to the aviators and aircraft mechanics of North Dakota is not necessary, and that repealing N.D.C.C. § 2-05-10 will in no way reduce the safety of our airways. Repealing the registration requirement will also allow Commission staff to spend additional time on other statutory duties and efforts to improve flight safety.

I would be happy to answer any questions you may have about the bill.

CONTACT AERONAUTICS COMMISSION FOR COPY

NORTH DAKOTA AVIATION SYSTEM PLAN



EXECUTIVE REPORT



PREPARED BY:
NORTH DAKOTA
AERONAUTICS COMMISSION

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