

48

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DESCRIPTION

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Yalosta Rickford
Operator's Signature

10/2/03
Date

2003 HOUSE TRANSPORTATION

HB 1046

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2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1046

House Transportation Committee

Conference Committee

Hearing Date January 16, 2003

Tape Number	Side A	Side B	Meter #
3	x		0.6 to 4.4
			43.2 to 46.6

Committee Clerk Signature

Laura [Signature]

Minutes:

Rep. Weisz, Chairman opened the hearing on HB 1046 a bill for an Act to Amend and reenact section 39-09-02 of the North Dakota Century Code, relating to speed limitations.

Rep. Delmore appeared as a member of the Judiciary B interim committee which spawned this bill. She represents District 43 in Southwest Grand Forks. The committee looked at the 75 mph speed limit. The Committee also looked at the changes that are in this bill as it was passed out of committee. The changes are found on page 2 in lines 12 and 13, and then again in lines 15, 16 and 17. Basically it maintains a 65 mph on paved two lane highways and paved divided multi-lane highways unless otherwise permitted, restricted, or required by conditions. It keeps the same during dusk hours. She asked for favorable consideration of this legislation by the committee.

Sen. Trenbeath representing District 10, also a member of the interim Judiciary B committee appeared in support of this bill. Rep. Delmore gave nearly of the details of the bill. The committee recalls and accepts that the proposed increase to 75 mph on the Interstate was vetoed

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House Transportation Committee
Bill/Resolution Number HB 1046
Hearing Date January 16, 2003

by the Governor. This bill does raise the 55 mph default speed to 65 miles per hour unless otherwise restricted. The driver is still required to drive according to weather and conditions.

However, 65 is the maximum not the minimum. He recommended a 'do pass' for HB 1046.

Rep. Weisz, Chairman called for further testimony either for or against, there being none he closed the hearing on HB 1046. (4.4)

Rep. Weisz, Chairman (42.2) opened the discussion on HB 1046. Rep. Ruby like the uniformity provided in this bill. He noted that some people in the past session did not like the higher speed limits during the night time nonetheless he liked the uniformity of speed limits throughout the state.

In answer to discussion questions and concerns, Rep. Delmore stated that curves, restricted speed zones and other limiting conditions are already at this time signed and posted.

Rep. Delmore: Moved a 'Do Pass' on HB 1046. (44.4) Rep. Hawken, Vice Chairman seconded the motion.

On a roll call vote the motion carried 12 Ayes, 1 Nay 0 Absent.

Rep. Delmore was designated to carry HB 1046 on the floor.

End of record (46.6).

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FISCAL NOTE
 Requested by Legislative Council
 12/16/2002

Bill/Resolution No.: HB 1046

1A. **State fiscal effect:** Identify the state fiscal effect and the fiscal effect on agency appropriations compared to funding levels and appropriations anticipated under current law.

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

1B. **County, city, and school district fiscal effect:** Identify the fiscal effect on the appropriate political subdivision.

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. **Narrative:** Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.

This bill has no material fiscal impact.

3. **State fiscal effect detail:** For information shown under state fiscal effect in 1A, please:

A. **Revenues:** Explain the revenue amounts. Provide detail, when appropriate, for each revenue type and fund affected and any amounts included in the executive budget.

B. **Expenditures:** Explain the expenditure amounts. Provide detail, when appropriate, for each agency, line item, and fund affected and the number of FTE positions affected.

C. **Appropriations:** Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.

Name:	Jerome Horner	Agency:	ND Dept. of Transportation
Phone Number:	328-4443	Date Prepared:	01/06/2003

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Date: 1/16/03
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1046

House TRANSPORTATION Committee

Check here for Conference Committee

Legislative Council Amendment Number 30011.0300

Action Taken Do Pass

Motion Made By Rep. Delmore Seconded By Rep. Hawken

Representatives	Yes	No	Representatives	Yes	No
Robin Weisz - Chairman	✓		Lois Delmore	✓	
Kathy Hawken - Vice Chairman	✓		Arlo E. Schmidt	✓	
LeRoy G. Bernstein	✓		Elwood Thorpe	✓	
Mark A. Dosch	✓		Steven L. Zaiser	✓	
Pat Galvin	✓				
Craig Headland	✓				
Clara Sue Price	✓				
Dan J. Ruby	✓				
Dave Weller		✓			

Total Yes 12 No 1

Absent 0

Floor Assignment Rep. Delmore

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

Yalosta Rickford 10/2/03
Operator's Signature Date

REPORT OF STANDING COMMITTEE (410)
January 20, 2003 3:46 p.m.

Module No: HR-10-0789
Carrier: Delmore
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1046: Transportation Committee (Rep. Welsz, Chairman) recommends DO PASS
(12 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1046 was placed on the
Eleventh order on the calendar.

(2) DESK, (3) COMM

Page No. 1

HR-10-0789

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10/2/03
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2003 SENATE TRANSPORTATION

HB 1046

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10/2/03
Date

2003 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1046

Senate Transportation Committee

Conference Committee

Hearing Date 2-27-03

Tape Number	Side A	Side B	Meter #
1	X		35-590

Committee Clerk Signature

Mary K. Monson

Minutes:

Chairman Senator Thomas Trenbeath opened the hearing on HB 1046 relating to speed limitations.

Representative Lois Delmore (District 43) introduced HB 1046 which is basically a simple bill increasing the speed limit to 65 mph on paved two-lane highways and on paved and divided multilane highways, unless otherwise permitted, restricted, or required by conditions. That includes being able to drive 65 mph on those roads at night. It is a maximum speed limit, not a minimum.

Tim Dawson from Legislative Council spoke to explain the bill. He was neither for nor against the bill draft. The bill removes the 55 mph nighttime speed limit on paved two lane highways unless otherwise posted.

Senator Trenbeath asked if the default speed on two lane paved roads would be 65 mph instead of 55 mph.

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Halista Rickford

Date

10/2/03

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Senate Transportation Committee
Bill/Resolution Number HB 1046
Hearing Date 2-27-03

Tim Dawson replied that was correct. It would be 65 mph all the time instead of 65 mph daytime and 55 mph at night.

There was no opposition to HB 1046.

The hearing on HB 1046 was closed.

Discussion clarified that the speed limit on gravel roads stays at 55 mph. As to signs, it wouldn't be a matter of creating any signs but some would have to be taken down.

Senator Bercler moved a Do Pass. Seconded by Senator Espgaard. Roll call vote 6-0-0.

Passed. Floor carrier is Senator Bercler.

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10/2/03
Date

6

Date: 2-27-03
Roll Call Vote #:

2003 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1046

Senate TRANSPORTATION Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do pass

Motion Made By Senator Bercier Seconded By Senator Espgaard

Senators	Yes	No	Senators	Yes	No
Senator Thomas Trenbeath, Chair	✓		Senator Dennis Bercier	✓	
Senator Duaine Espgaard, V. Chair	✓		Senator Ryan Taylor	✓	
Senator Duane Mutch	✓				
Senator Dave Nething	✓				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Senator Bercier

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

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Valista Rickford Operator's Signature 10/2/03 Date

REPORT OF STANDING COMMITTEE (410)
February 27, 2003 12:59 p.m.

Module No: SR-35-3586
Carrier: Bercler
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE
HB 1046: Transportation Committee (Sen. Trenbeath, Chairman) recommends DO PASS
(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1046 was placed on the
Fourteenth order on the calendar.

(2) DESK, (3) COMM

Page No. 1

SR-35-3586

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10/2/03
Date