

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION
SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

1236

2007 HOUSE TRANSPORTATION

HB 1236

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1236

House Transportation Committee

Check here for Conference Committee

Hearing Date: 01-18-2007

Recorder Job Number: 1357

Committee Clerk Signature

Lisa M. Thomas

Minutes:

Chairman Weisz opened the hearing on HB 1236. All Representatives were present.

HB 1236 relates to littering.

Rep. Meyer introduced the bill.

Rep. Meyer: This bill was introduced at the request of a wife of one of the commissioners in Stark County and basically she gets a lot of trash thrown in her ditches. And she has taken down the plates and asked the police or highway patrol to fine these people; there is right now a twenty dollar fine for littering. She is concerned about the fast food bags. When you read this in old language, it used to say, any substance likely to injure a person, animal or vehicle. The problem with law enforcement that if you have a McDonald's bag in the ditch, you would have to prove that it was likely to injure a person, animal or vehicle, which it would not do. He felt like this would just be a clarification in the law.

Chairman Weisz asked for further support, seeing none, he asked for opposition. There was no opposition. The hearing was closed. No action was taken at this time.

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1236

House Transportation Committee

Check here for Conference Committee

Hearing Date: 01-18-2007

Recorder Job Number: 1363

Committee Clerk Signature

Lisa M Thomas

Minutes:

Chairman Weisz allowed committee discussion on HB 1236. Representative Kelsch was absent. HB 1236 relates to littering.

Chairman Weisz: I had some reservations about this bill at first, but after researching it, it is what it says it is.

There was no other discussion on HB 1236.

Rep. Delmore moved a DO PASS. Rep. Owens seconded.

Roll Call Vote: 12 yes. 0 no. 1 absent.

Carrier: Rep. Sukut

Date: 1-18-07
 Roll Call Vote #: HB 1236

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
 BILL/RESOLUTION NO. _____

House Transportation Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken DO PASS

Motion Made By Delmore Seconded By Owens

Representatives	Yes	No	Representatives	Yes	No
Chairman Weisz	✓		Rep. Delmore	✓	
Vice Chairman Ruby	✓		Rep. Gruchalla	✓	
Rep. Dosch	✓		Rep. Myxter	✓	
Rep. Kelsch	A		Rep. Schmidt	✓	
Rep. Owens	✓		Rep. Thorpe	✓	
Rep. Price	✓				
Rep. Sukut	✓				
Rep. Vigesaa	✓				

Total Yes 12 No 0

Absent 1

Floor Assignment Rep. Sukut

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

REPORT OF STANDING COMMITTEE

HB 1236: Transportation Committee (Rep. Weisz, Chairman) recommends DO PASS
(12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1236 was placed on the
Eleventh order on the calendar.

2007 SENATE TRANSPORTATION

HB 1236

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1236

Senate Transportation Committee

Check here for Conference Committee

Hearing Date: February 23, 2007

Recorder Job Number: 3755

Committee Clerk Signature

Jody Hauge

Minutes:

Senator Gary Lee opened the hearing on HB 1236 relating to littering.

Senator Shirley Meyer introduced the bill and testified in favor of it. The bill came to her through a county commissioner's wife who lives just outside of Dickinson. She has picked up garbage and contacted enforcement officers and they informed her that they couldn't enforce the fines for littering. There is a twenty dollar fine but one of the problems in code is that it had to be determined that litter had to be a substance likely to injure any person, animal or vehicle. She said a McDonald's sack isn't likely to injure anyone. In HB 1236 people can be picked up and given the twenty dollar fine for littering and it doesn't have to be determined to injure any person, animal or vehicle.

Senator Fiebiger asked if an apple is litter.

Senator Meyer said that she goes by the definition of her mother, "If the birds will eat it and the squirrel will eat it, it is o-kay." She said in their discussions, everything that was considered bio-degradable is considered not littering.

Senator Lee closed the hearing on HB 1236.

Senator Bakke moved for a Do Pass on HB 1236.

Senator Nething seconded the motion.

There was some discussion on the usage of the words rubbish or litter.

Senator Lee asked the clerk to call the roll. 5-0-1.

Senator Bakke will carry the bill.

Date: 2-23-07

Roll Call Vote #:

5-0-1

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1236

Senate Transportation

Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do pass

Motion Made By Senator Bakke

Seconded By Senator Nething

Senators	Yes	No	Senators	Yes	No
Chairman Gary Lee	✓		Senator JoNell Bakke	✓	
V Ch John Andrist			Senator Tom Fiebiger	✓	
Senator Dave Nething	✓		Senator Tracy Potter	✓	

Total (Yes) 5 No 0

Absent 1

Floor Assignment Senator Bakke

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

REPORT OF STANDING COMMITTEE

HB 1236: Transportation Committee (Sen. G. Lee, Chairman) recommends DO PASS
(5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1236 was placed on the
Fourteenth order on the calendar.