

2013 HOUSE TRANSPORTATION

HB 1124

2013 HOUSE STANDING COMMITTEE MINUTES

House Transportation Committee Fort Totten Room, State Capitol

HB 1124
01/18/13
Job # 17400

Conference Committee

Committee Clerk Signature

Jeanette Cook

Explanation or reason for introduction of bill/resolution:

A bill relating to permits for oversize and overweight vehicles.

Minutes:

Attachment #1

Chairman Ruby opened the hearing on HB 1124. (2:55)

James Prochniak, North Dakota Highway Patrol, testified in support of HB 1124 and provided written testimony. See attachment #1. (4:45)

Chairman Ruby: Is the wording "may issue" broad enough on line seven to add electronic devices?

James Prochniak: Later in the bill it says printed or electronic format. Our legal counsel feels that it cover what we are trying to achieve.

Representative Drovdal: Do you have the technology available now to perform this electronic text? If so, maybe we should consider the emergency clause on this bill.

James Prochniak: In some instances it can be pulled up on a smart phone. However we are also talking about developing some "applications". It will take some time to roll out.

Tom Balzer, North Dakota Motor Carriers Association: Our association totally supports HB 1124. We have been working closely with the North Dakota Highway Patrol in getting the electronic permitting option on the table. They have done a phenomenal job of going through the process. It is a great example of a public/private partnership on an IT project.

There was not further testimony in support of HB 1124.
There was no testimony in opposition to HB 1124.

Chairman Ruby closed the hearing on HB 1124.

Representative Fransvog moved a **DO PASS** on HB 1124.
Representative Kreun seconded the motion.

House Transportation Committee

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A roll call vote was taken. Aye 14 Nay 0 Absent 0

The motion carried.

Representative Drovdal will carry HB 1124.

Date: 1-18-13
 Roll Call Vote #: 1

**2013 HOUSE STANDING COMMITTEE
 ROLL CALL VOTES
 BILL/RESOLUTION NO. 1124**

House Transportation Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken: Do Pass Do Not Pass Amended Adopt
 Amendment

Rerefer to Appropriations Reconsider

Motion Made By Frantsvog Seconded By Kreun

Representatives	Yes	No	Representatives	Yes	No
Chairman Dan Ruby	✓		Rep. Lois Delmore	✓	
Vice Chairman Mark Owens	✓		Rep. Edmund Gruchalla	✓	
Rep. Rick Becker	✓		Rep. Kylie Oversen	✓	
Rep. David Drovdal	✓				
Rep. Robert Frantsvog	✓				
Rep. Brenda Heller	✓				
Rep. Curtiss Kreun	✓				
Rep. Mike Schatz	✓				
Rep. Gary Sukut	✓				
Rep. Don Vigesaa	✓				
Rep. Robin Weisz	✓				

Total (Yes) 14 No 0

Absent 0

Floor Assignment Drovdal

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

REPORT OF STANDING COMMITTEE

HB 1124: Transportation Committee (Rep. Ruby, Chairman) recommends DO PASS
(14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1124 was placed on the
Eleventh order on the calendar.

2013 SENATE TRANSPORTATION

HB 1124

2013 SENATE STANDING COMMITTEE MINUTES

Senate Transportation Committee
Lewis and Clark Room, State Capitol

HB 1124

3/07/13

Recording job number 19542

Conference Committee

Committee Clerk Signature

Doris E Perez

Explanation or reason for introduction of bill/resolution:

Permits for oversize and overweight vehicles must be carried in the vehicle to which it refers in printed or electronic format.

Minutes:

Attached testimony: 1

Vice Chairman Armstrong opened the hearing on HB 1124

Colonel James Prochniak superintendent North Dakota Highway Patrol; here on behalf of this bill which was requested by the Highway Patrol. They issue permits for oversized and overweight vehicles that travel on state and federal roads within North Dakota and will soon implement an online permit and routing component that will enhance the speed at which a permit can be obtained. Adding language to subsection 1 of section 39-12-02 allowing printed or electronic format (Smartphone) can create a more user friendly environment for the motor carrier industry. Written testimony #1

Senator Campbell Is the permit for the vehicle or the driver? If the driver does not have a smart phone what do you do?

Colonel Prochniak The permit is for the vehicle, they would have access to that information regardless of who is the driver. What we are looking for are for the weights and if they are on the proper route. If they don't have their smartphone we can find out thru our permit system, a quick phone call or check our computer database, if they have the permit.

Senator Sinner You can also print up a copy from the smart phone?

Colonel Prochniak Absolutely

Senator Flakoll In the event the smartphone is in the vehicle but unplugged do you have a window of time to provide that information?

Colonel Prochniak The wording is that the permit "must be in possession", we are very strict because there can be abuses. We also understand that there is some officer discretion.

Senator Sitte officers have the discretion of going online thru the permit system to verify if they have a permit?

Colonel Prochniak They can but one of the reasons you don't want to simply rely on that mode is that they can share the permits back and forth, if they have similar trucks and similar loads. That is what we are trying to prevent

No additional testimony

Vice Chairman Armstrong closed the hearing.

2013 SENATE STANDING COMMITTEE MINUTES

Senate Transportation Committee
Lewis and Clark Room, State Capitol

HB 1124
3/07/2013
Recording job number 19562

Conference Committee

Committee Clerk Signature

Doris E. Perez

Explanation or reason for introduction of bill/resolution:

Permits for oversize and overweight vehicles must be carried in the vehicle to which it refers in printed or electronic format.

Minutes:

Attached testimony none

Vice Chairman Armstrong Having an electronic or printed form of the permit, utilizing new technology the Highway Patrol has in order to make it more consumer friendly and protect our roads.

Senator Flakoll moved do pass

Senator Campbell seconded

No other discussion

Roll call vote: Yes 7 No 0 Absent 0

Carrier Senator Campbell

Date: 3/07/13
Roll Call Vote #: 1

**2013 SENATE STANDING COMMITTEE
ROLL CALL VOTES
BILL 1124**

Senate TRANSPORTATION Committee

Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken: Do Pass Do Not Pass Amended Adopt Amendment
 Rerefer to Appropriations Reconsider

Motion Made By Senator Flakoll Seconded By Senator Campbell

Senators	Yes	No	Senator	Yes	No
Chairman Dave Oehlke	X		Senator Tyler Axness	X	
Vice Chairman Kelly Armstrong	X		Senator George Sinner	X	
Senator Margaret Sitte	X				
Senator Tim Flakoll	X				
Senator Tom Campbell	X				

Total (Yes) 7 No 0

Absent 0

Floor Assignment Senator Campbell

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

REPORT OF STANDING COMMITTEE

HB 1124: Transportation Committee (Sen. Oehlke, Chairman) recommends DO PASS
(7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1124 was placed on the
Fourteenth order on the calendar.

2013 TESTIMONY

HB 1124

1

**Testimony – House Bill 1124
House Transportation Committee
Submitted by
James Prochniak, NDHP**

January 18, 2013

Good morning, Mr. Chairman, and members of the House Transportation Committee. My name is James Prochniak, Superintendent of the North Dakota Highway Patrol. I am here today to testify on behalf of House Bill 1124.

The North Dakota Highway Patrol Permit Office issues permits for oversize and overweight vehicles that travel on state and federal roads within North Dakota. The Patrol continues the process of updating the availability of online permits and will soon implement an online permit and routing component that will enhance the speed in which a permit can be obtained.

In its current format, subsection 1 of section 39-12-02 states,"highway patrol or local authorities....may issue a written permit".....it further states, "Every permit must be carried in the vehicle...."

With the growing use of Smartphones, the day of physically carrying a paper document or permit is becoming less frequent.

By adding language to subsection 1 of section 39-12-02 and allowing printed or electronic format (Smartphone), we can create a more user friendly system for the motor carrier industry. Other benefits gained with this minor change is the reduction of paperwork and the efficiency for both shareholders and law enforcement.

I ask for your support in adding "electronic format" to 39-12-02.

Mr. Chairman, this concludes my testimony. I would be glad to answer any questions you may have.

**Testimony – House Bill 1124
Senate Transportation Committee
Submitted by
James Prochniak, NDHP**

March 7, 2013

Good morning, Mr. Chairman, and members of the Senate Transportation Committee. My name is James Prochniak, Superintendent of the North Dakota Highway Patrol. I am here today to testify on behalf of House Bill 1124.

The North Dakota Highway Patrol Permit Office issues permits for oversize and overweight vehicles that travel on state and federal roads within North Dakota. The Patrol continues the process of updating the availability of online permits and will soon implement an online permit and routing component that will enhance the speed in which a permit can be obtained.

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I ask for your support in adding "electronic format" to 39-12-02.

Mr. Chairman, this concludes my testimony. I would be glad to answer any questions you may have.