

**HOUSE CONCURRENT RESOLUTION NO. 3076**

Introduced by

Representatives Hawken, Delmore, Maragos

Senator W. Stenehjem

1 A concurrent resolution directing the Legislative Council to study the procedures and  
2 proceedings that apply in a case of driving while under the influence.

3 **WHEREAS**, there are criminal and administrative proceedings against a person for  
4 driving while under the influence; and

5 **WHEREAS**, this dual system places two burdens on the person arrested for driving  
6 while under the influence and creates a duplication of proceedings by the department of  
7 transportation and the judicial system; and

8 **WHEREAS**, the perceived fairness of the dual system, reasonable safety to the  
9 motoring public, and the efficiency of the judicial system and the administrative systems are  
10 important factors that should be reviewed to determine the best method of handling driving  
11 while under the influence offenses;

12 **NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES**  
13 **OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:**

14 That the Legislative Council study the procedures and proceedings that apply in a case  
15 of driving while under the influence; and

16 **BE IT FURTHER RESOLVED**, that the Legislative Council report its findings and  
17 recommendations, together with any legislation required to implement the recommendations, to  
18 the Fifty-seventh Legislative Assembly.