### MICROFILM DIVIDER

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



ROLL NUMBER

DESCRIPTION

2001 HOUSE TRANSPORTATION

HB 1239

#### 2001 HOUSE STANDING COMMITTEE MINUTES

### BILL/RESOLUTION NO. HB 1239

House Transportation Committee

□ Conference Committee

Hearing Date February 1, 2001

Tape Number	Side A	Side B	Meter#
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Committee Clerk Signa	iture Faulss	vto forte	gersennings van Chillian om A.A. Balde, a. a. Spirins Noor, onlikelijk. De processen var 18 pr. i versen van hold belev ver

Minutes: Rep. Weisz - Chairman opened the hearing on HB 1239; A BILL for an Act to amend and to reenact sections 39-06.1-06 and 39-09-02 of the North Dakota Century Code, relating to the fees for violating school zone speed limits.

Rep. Carlisle: For the record, I represent District 30 in Bismarck. What the bill is going to do is to potentially make school speed zones violations the same as construction zones. The reason I am here is I am honoring a commitment from a Bismarck police officer. He said our kids are as important as construction workers. So I drafted this bill. I look back in 1368 of the original bill two years ago for the highway construction zone legislation. I lifted a bit of the testimony by the DOT at that time. It was that this type legislation would make the construction zones much safer. So I am applying that to the school zones. The only other change I made --- on page three being a novel idea -- although I don't know how the League of Cities is going to feel -- but any fees collected will be deposited in the state school fund. So that will be up to you work out. Essentially it is a bill that mirrors the construction zone legislation.

Page 2 House Transportation Committee Bill/Resolution Number HB 1239 Hearing Date February 1, 2001

Rep: Carlisle: Rep. Blair Thoreson is also a sponsor on this bill but he had a conflict in that he had to testify on another bill and couldn't be here. But he is in favor of this bill.

Rep. Kempenich: I represent District 39. I signed onto this bill because I too think it makes sense. Some of the mechanics, like Rep. Carlisle said, you will have look at to see if it will work or not. I do think that putting a minimum in these types of zones is the same as that which is behind the construction zone bill. There is a lot of foot traffic in these areas at given- certain times of the day. It does create a certain amount of hazard so that is one of the main reasons I support it.

I hope the committee will look favorably to implementing this bill.

There being no other persons wishing to testify either for or against; Rep. Weisz - Chairman closed the hearing for receipt of any further testimony on HB 1239. ( 3622 )

### 2001 HOUSE STANDING COMMITTEE MINUTES

### BILL/RESOLUTION NO. HB 1239 B

House Transportation Committee

☐ Conference Committee

Hearing Date February 2, 2001

Tape Number	Side A	Side B	Meter#			
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Committee Clerk Signature Laussub, Jint.						

Minutes: Rep. Weisz - Chairman opened the discussion for action on IIB 1239.

Rep. Hawken: 1915 I move an amendment to HB 1239 that the fines go to school funds Page 3 line 3 through line 5.

Rep. Price: I second the motion.

On a voice vote the motion carried. 12 year 1 nay (Rep. Kelsch: wants her vote noted).

Rep. Mahoney: (2445) I move a 'Do Pass as Amended' for HB 1366.

Rep. Price: I second the motion.

Motion carried on roll call vote: 12 yeas 1 nay 1 absent.

Rep. Hawken was designated to carry HB 1366 on the floor.

END ( 2620)

### Adopted by the Transportation Committee February 1, 2001

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### PROPOSED AMENDMENTS TO HOUSE BILL NO. 1239

Page 3, remove lines 3 and 4

Page 3, line 5, remove "the state school fund."

Renumber accordingly

Date: 2/01/0/ Roll Call Vote #:

# 2001 HOUSE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. HB 1239

House Transportation			Committee		
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or					
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Legislative Council Amendment Nu	ımber _			ramakan, ang salaman kanadan kanadan kanadan kanadan ka	
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Action Taken	hone	4_ Se	econded By Pep. Pr	ice	
Representatives	Yes	No	Representatives	Yes	No
Robin Weisz - Chairman	V		Howard Grumbo	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	
Chet Pollert - Vice Chairman	~		John Mahoney		
Al Carlson	<i>V</i>		Arlo E. Schmidt		
Mark A. Dosch	V		Elwood Thorpe		سما
Kathy Hawken					
Roxanne Jensen	7				
RaeAnn G. Kelsch					
Clara Sue Price	V				
Dan Ruby	<b>V</b>				
Laurel Thoreson	A				
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If the vote is on an amendment, brie	fly Indica	te inten	t:		

### REPORT OF STANDING COMMITTEE (410) February 2, 2001 12:05 p.m.

Module No: HR-19-2212

Carrier: Hawken

Insert LC: 10390.0101 Title: .0200

### REPORT OF STANDING COMMITTEE

HB 1239: Transportation Committee (Rep. Weisz, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (12 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). HB 1239 was placed on the Sixth order on the calendar.

Page 3, remove lines 3 and 4

Page 3, line 5, remove "the state school fund."

Renumber accordingly

2001 SENATE TRANSPORTATION

HB 1239

### 2001 SENATE STANDING COMMITTEE MINUTES

#### BILL/RESOLUTION NO. HB 1239

Senate Transportation Committee

Conference Committee

Hearing Date 3-9-01

Tape Number	Side A	Side B	Meter#
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Committee Clerk Sign	ature Suga	these	haher

Minutes: HB 1239 relates to the fees for violating school zone speed limits.

Rep. Ron Carlisle: (District 30; Supports) What this bill does is raise the traffic fines for school zones to be the same as the new construction zone violation fees. It does the exact same as the construction zone fees. Aren't kids just as important as construction workers? In effect, it doubles current fine to a \$40 minimum. The bill was engrossed. Originally, the fines were going to got o the Common School Trust Funds. The House put the fines back into the local entities.

Senator Espegard: What's the speed limit for a school zone?

Senator Trenbeath: 20 mph unless posted lower when the lights are flashing.

Rep.Blaire Thoreson: (District 44; Supports) Supports this bill. I live by a school, but sometimes people get a little led-footed through the school zones. I would hope that this bill would remind people that the safety of the children is paramount and to slow down.

Senator Stenehjem: What's the fine for speeding in Bismarck or Fargo?

Page 2 Senate Transportation Committee Bill/Resolution Number HB 1239 Hearing Date 3-9-01

Lynn Heinert: (NDDOT; Neutral) I believe the fine for speeding through a school zone in

Bismarck is \$50. Fargo I do not know.

Senator Stenehjem: The proposed bill states that the fine would be \$40. Bismarek's fine is now

\$50. Does the Home Rule supersede the state law?

Senator Trenbeath: Yes.

Hearing closed.

Discussion held.

Senator O'Connell motions to Do Pass. Seconded by Senator Espegard. Roll call taken. 4-1-1.

Floor carrier is Senator O'Connell.

Date:
Roll Call Vote #:

## 2001 SENATE STANDING COMMITTEE ROLL CALL VOTES BILL/RESOLUTION NO. 1239

Senate Transportation				Committee	
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Senators	Yes	No	Senators	Yes	No
Senator Stenehjem, Chairman	X		Senator O'Connell	X	
Senator Trenbeath, Vice-Chair		X	Senator Bereler		
Senator Mutch Senator Espegard	X			<u> </u>	
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If the vote is on an amendment, briefly	y indicat	e intent	<b>:</b>		

### REPORT OF STANDING COMMITTEE (410) March 9, 2001 11:43 a.m.

Module No: SR-41-5205 Carrier: O'Connell Insert LC: . Title: .

### REPORT OF STANDING COMMITTEE

HB 1239, as engrossed: Transportation Committee (Sen. Stenehjem, Chairman) recommends DO PASS (4 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING). Engrossed HB 1239 was placed on the Fourteenth order on the calendar.