

MICROFILM DIVIDER

OMB/RECORDS MANAGEMENT DIVISION

SFN 2053 (2/85) 5M



ROLL NUMBER

DESCRIPTION

2054

2001 SENATE TRANSPORTATION

SB 2054


2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. 2054

Senate Transportation Committee

Conference Committee

Hearing Dates 1-11-01;1-19-01;2-1-01

| Tape Number | Side A | Side B | Meter # |
|--|--------|--------|-----------|
| 1 | x | | 0.0-31.6 |
| 1-19-01 1 | | x | 24.8-37.6 |
| 2-1-01 2 | x | | 36.9-49.5 |
| Committee Clerk Signature  | | | |

Minutes:SB 2054 relates to weight limitations on highways.

Senator Solberg:(District 7, supports bill) Gave a little history on the bill. Gives an example of last April receiving 6-9 calls about incident in Minot involving overweight fertilizer truck. The counties and DOT have problems with overweight vehicles. He states that after calling Highway Patrol, it was decided not to enforce current law involving permit fees.

Senator Espegard: Is the purpose of the weight restriction for the health of the highway?

Senator Solberg: Yes, but what you need to keep in mind is that tire width on fertilizer spreaders are 40 inches. There is a lot less road damage because of less pressure per square inch.

Senator Espegard: As a general practice, do the spreaders and applicators use highways all the time?

Senator Solberg: In my experience, if there is more than 1 load they get a semi because otherwise its not economically smart.

Senator Espegard: So basically the equipment will be on roads to get to job site and back.

Senator Solberg: Yes.

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Senate Transportation Committee

Bill/Resolution Number 2054

Hearing Dates 1-11-01;; ~~1-11-01~~

Senator Wanzek (District 29, supports bill) These Ag equipment are designed for field work- and for less pressure per square inch and most time spent in fields and not on roads. He is troubled by " Implements of husbandry" part of bill.

Senator O'Connell: (District 6, supports bill) Currently you need a \$20 permit every time. A \$20 permit does not cover the roads or breaking the law so what's the point?

Senator Aarsvold: (District 20, supports bill) He states that Trail County does not enforce current law and is in favor of proposed bill.

Dan Kuntz (N.D. Grain Dealer's Association, Lobbyist #249, supports bill) See attached testimony.

Gary Knudson (N.D. Ag Association, Lobbyist #102, supports bill) " This law is necessary for distribution of products. "May not" should be changed to "Will not". (Line 10)

No opposition.

Grant Levi: (NDDOT, neutral) Concerned about " implement of husbandry" (line 6-7). Hands out proposed Amendments to bill 2054. (See attached)

Senator Stenejem: Can you get a single day or blanket permit?

Grant Levi: I will check and get back to you.

Senator Stenejem: Obviously there will be restricted bridge limit weight. Most back roads will be posted, will he be able to haul his equipment down there?

Grant Levi: I am not sure at this time.

Hearing closed. Discussion follows.

Senator Stenejem: I understand what it is what you would like to do- we need to get someone over here to help us get this down and explain things.

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Senate Transportation Committee

Bill/Resolution Number 2054

Hearing Dates 1-11-01;; 1-19-01;2-1-01

Senator Espegard: I don't have a problem with moving farm equipment, but I do have problems with it getting out of hand.

Hearing reopened on SB 2054 on 1-19-01. Discussion reopened on bill.

Senator Stenehjem: Currently, do we have a daily or seasonal overweight limit permit?

Doyle Schulz: (NDHP; Supports) Yes we do. Seasonal permit is \$50 and daily trip permit is \$20.

Senator Stenehjem: I want Senator O'Connell to work with this. What I want it to say is 550 per inch with thread, not allowed over 80,000 lb., and check to see if the speed is appropriate,

Hearing closed.

Committee reconvened on 2-1-01.

Senator O'Connell presents proposed amendment and hands out testimony. See attached.

Senator Trenbeath motions to accept proposed amendment. Seconded by Senator Bercier. Roll

Call taken 6-0-0. Senator Trenbeath made a motion to Do Pass as amended. Seconded by Senator

Bercier. Roll Call 6-0-0. Floor carrier is Senator O'Connell.

FISCAL NOTE
 Requested by Legislative Council
 02/05/2001

Bill/Resolution No.:

Amendment to: SB 2054

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.*

| | 1999-2001 Biennium | | 2001-2003 Biennium | | 2003-2005 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.*

| 1999-2001 Biennium | | | 2001-2003 Biennium | | | 2003-2005 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 as amended no longer has a fiscal impact on the state. The latest version of the legislation has removed any reference to eliminating permits for the movement of the equipment referenced in the legislation.

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: | Jerry Horner | Agency: | NDDOT |
| Phone Number: | 328-4443 | Date Prepared: | 02/12/2001 |

FISCAL NOTE
 Requested by Legislative Council
 01/05/2001

REVISION

Bill/Resolution No.: SB 2054

Amendment to:

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.*

| | 1999-2001 Biennium | | 2001-2003 Biennium | | 2003-2005 Biennium | |
|-----------------------|--------------------|-------------|--------------------|-------------|--------------------|-------------|
| | General Fund | Other Funds | General Fund | Other Funds | General Fund | Other Funds |
| Revenues | | | | (\$60,000) | | (\$65,000) |
| Expenditures | | | | (\$6,200) | | (\$6,800) |
| Appropriations | | | | | | |

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

| 1999-2001 Biennium | | | 2001-2003 Biennium | | | 2003-2005 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.*

To provide an appropriate estimate of the fiscal impact for this legislation, additional information is needed such as anticipated vehicle density/day, axle configuration, axle loadings and width of tire contact with pavement. . Based on available information, it has to be assumed that damage to the highway pavement section can be expected should all restrictions relative to loadings on the pavement surface be eliminated as proposed by this legislation.

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.*

The revenue reductions shown for the two future bienniums reflect the loss of revenue for the anticipated permits sold during the biennium x the \$50 fee.

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.*

Reduction of expenditures for not selling the permits eliminated by the proposed legislation.

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: | Jerry Horner | Agency: | NDDOT |
| Phone Number: | 328-4443 | Date Prepared: | 12/20/2000 |

