

MICROFILM DIVIDER

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



ROLL NUMBER

DESCRIPTION

2411

2001 SENATE TRANSPORTATION

SB 2411

2001 SENATE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. SB 2411

Senate Transportation Committee

Conference Committee

Hearing Date 2-8-01 ~~7-15-01~~

| Tape Number | Side A | Side B | Meter # |
|--|--------|--------|-----------|
| 1 | x | | 34.7-54.6 |
| 2-15 | x | | 41.8-46.4 |
| Committee Clerk Signature <i>[Signature]</i> | | | |

Minutes: SB 2411 relates to number plates.

Senator Trenbeath: (District 10; Supports) See attached testimony.

Senator Espgaard: (District 43; Supports) Supports bill.

Ralph Mowder: (Bismarek Police Department; Opposes) Often officers respond to scenes and need to see front license plates if vehicle driving towards them. Two plates are important for law enforcement.

John Olson: (ND State's Attorney Association and Peace Officer's Association; Opposes) This bill was proposed before. It's a safety issue and investigative tool for law enforcement.

Roger Becker: (Bismarek Police Department; Opposes) Gives incidents where it's necessary to have two license plates on vehicles. It would hinder law enforcement.

Keith Kiser: (Director of Motor Vehicle Division; Neutral) There are two aspects of this bill- safety and finances. Keep in mind too that if you choose to pass this bill, initially there will be about 700,000 extra plates floating around unless something is brought up on this issue. This bill

Page 2

Senate Transportation Committee

Bill/Resolution Number SB 2411

Hearing Date 2-8-01;2-15-01

would reduce cost of plates by 90 cents. Single plates will be \$2.10- so you don't reduce cost in half.

Senator Stenejem: We need amendments for this bill.

Hearing closed.

Committee reconvened on 2-15-01

Discussion held. Motion made by Senator Trenbeath to Do Pass. Seconded by Senator Espeguard.

Roll Call taken. 3-2-1. Carrier is Senator Trenbeath.

Committee closed.

FISCAL NOTE
 Requested by Legislative Council
 01/30/2001

Bill/Resolution No.: SB 2411

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 | | | | \$453,600 | | \$94,500 |
| Expenditures | | | | (\$720,000) | | (\$150,000) |
| Appropriations | | | | (\$720,000) | | (\$150,000) |

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 |
| | | | \$165,600 | \$100,800 | | \$34,500 | \$21,000 | |

2. **Narrative:** *Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.*

This bill provides for the issuance of one license plate instead of two for motor vehicles, resulting in a reduced cost to purchase and distribute license plates. The estimated cost savings would be \$150,000 during most bienniums. However, if the anticipated general issuance of license plates is authorized for the 2001-2003 biennium, the estimated cost savings would be \$720,000.

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 cost savings resulting from this bill would mean that less revenue would be used for the operational expenses of the Motor Vehicle Division.

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.*

Expenditures related to the purchase and distribution of license plates would be reduced.

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.*

Decreased expenditures would result in the need for a reduced appropriation.

| | | | |
|----------------------|-------------|-----------------------|------------|
| Name: | Keith Kiser | Agency: | NDDOT |
| Phone Number: | 328-2725 | Date Prepared: | 02/01/2001 |

Date: 2-15
 Roll Call Vote #: 1

2001 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2411

Senate Transportation Committee

- Subcommittee on _____
 or
 Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass

Motion Made By Trenbeath Seconded By Espgaard

| Senators | Yes | No | Senators | Yes | No |
|--|----------|----------|-----------------------------|-----|----------|
| Senator Stenejem, Chairman <u>5</u> | | <u>X</u> | Senator Bercier <u>11</u> | | <u>X</u> |
| Senator Trenbeath, Vice-Chair <u>1</u> | <u>X</u> | | Senator O'Connell <u>10</u> | | <u>X</u> |
| Senator Espgaard <u>2</u> | <u>X</u> | | | | |
| Senator Mutch <u>3</u> | <u>X</u> | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

Total (Yes) 3 No 2

Absent 1

Floor Assignment Trenbeath

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

REPORT OF STANDING COMMITTEE (410)
February 15, 2001 4:43 p.m.

Module No: SR-28-3588
Carrier: Trenbeath
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

SB 2411: Transportation Committee (Sen. Stenehjem, Chairman) recommends DO PASS and BE REREFERRED to the Appropriations Committee (3 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). SB 2411 was rereferred to the Appropriations Committee.

2001 TESTIMONY

SB 2411

Source: American Assoc. of Motor Vehicle Administrators
1999

**CHAPTER
4**

License Plates

1. How many license plates does your jurisdiction require?

One—27 jurisdictions

Alabama
Alberta
Arizona
Arkansas
Connecticut
Delaware
Florida
Georgia
Idaho

Indiana
Kansas
Kentucky
Louisiana
Manitoba
Michigan
Mississippi
New Mexico
North Carolina

Northwest Territories
Nova Scotia
Oklahoma
Pennsylvania
Prince Edward Island
South Carolina
Tennessee
West Virginia
Yukon Territory

Two—36 jurisdictions

Alaska
British Columbia
California
Colorado
Connecticut
District of Columbia
Hawaii
Idaho
Illinois

Iowa
Maine
Maryland
Massachusetts
Minnesota
Missouri
Montana
Nevada
New Brunswick

New Hampshire
New Jersey
New York
North Dakota
Nova Scotia
Ohio
Ontario
Oregon
Rhode Island

Saskatchewan
South Dakota
Texas
Utah
Vermont
Virginia
Washington
Wisconsin
Wyoming

Comments

Alberta
Arizona
California
Colorado

Personalized plates are issued in pairs.
Personalized plates and special plates.
Only one plate for truck tractors.

Delaware
Florida

Except for proportionally registered vehicles, non-motorized vehicles, ATV's, motorcycles or mopeds.

Georgia
Idaho

Personalized plates are issued with an association to the license number plate.
Two plates are required on trucks with a gross vehicle weight of 26,001 lbs. or more.

Exceptions are disabled veterans, handicapped veterans plates.

One plate only for motorcycles, ATV's, or semi-trailers; vehicles operated by a manufacturer, representative agent, or dealer; vehicle displaying year of manufacture, street rod, old timer or classic plates.

84 THE FAST TRACK TO VEHICLE SERVICES FACTS

| | |
|------------|--|
| Maryland | One plate only for trailers, motorcycles, and tractor trailers. |
| Michigan | Personalized plates are issued in pairs. |
| Minnesota | For most vehicles. |
| Missouri | Only one for trailers, trucks over 12,000 lbs., motorcycles, motortricycles, and buses. |
| Oregon | Only one for trailers, motorcycles and mopeds. Decal for ATV's and snowmobiles. |
| Texas | One plate for combination, apportioned, trailers, motorcycles, cotton disaster relief, fertilizer trucks, log loader, moped, machinery, parade and tow trucks. |
| Utah | Two plates are issued for all passenger vehicles and trucks. Only one plate is issued for trailers and motorcycles. Base and annual renewal decals are issued for off-highway vehicles, snowmobiles and boats. |
| Vermont | Only one plate for trailers, motorcycles, mopeds, ATV's, antique, dealer. |
| Virginia | Only one plate for motorcycles, tractor trucks, semi-trailers, and trailers. |
| Washington | Only one plate for trailers, motorcycles, mopeds, campers, and antique vehicles. |

2. If your jurisdiction issues two license plates, do you require decals to be placed on rear plates only? On the windshield?

The following jurisdictions require decals to be placed on rear plates only:

| | | | |
|-------------|----------|---------------|--------------|
| Alaska | Delaware | Manitoba | Ohio |
| Alberta | Florida* | Maryland | Ontario |
| Arizona | Georgia | Massachusetts | Saskatchewan |
| California | Hawaii | Nevada | Utah |
| Colorado | Illinois | Nova Scotia | Wisconsin |
| Connecticut | Iowa | | |

*For heavy trucks 26,001 pounds or more only.

The following jurisdictions require decals to be placed on both plates:

| | | | |
|----------------------|---------------|--------------|------------|
| District of Columbia | Montana | North Dakota | Virginia |
| Idaho | Nebraska | Oregon | Washington |
| Minnesota | New Brunswick | South Dakota | Wyoming |
| Missouri | New Hampshire | Vermont | |

Comments

| | |
|--------------|---|
| New Jersey | No decals on plates on passenger vehicles; decals are placed on plates on commercial vehicles; only inspection decal on windshield. |
| New York | Generally on the windshield. For vehicles without windshields, e.g., trailers, the decal is on the plate. |
| Rhode Island | No decals on two plates. |
| Texas | Windshield, except motorcycles, trailers, vehicles without a windshield or vehicles with annual plates. |

3. Frequency of total license plate replacement programs:

| | |
|----------------------|----------------------------|
| None | 7-10 Years |
| Alberta | Iowa |
| California | |
| Colorado | 7 Years |
| Illinois | Idaho (staggered reissue |
| Manitoba | when plate is 7 years old) |
| Massachusetts | Indiana |
| Michigan | Minnesota |
| Missouri | Wisconsin |
| Nevada | |
| New Jersey | 5-7 Years |
| New Mexico | New Hampshire |
| New York | |
| Oklahoma | 7-8 Years |
| Ontario | Texas |
| Oregon | |
| Pennsylvania | 8 Years |
| Prince Edward Island | Arkansas |
| Quebec | Massachusetts |
| South Carolina | Wyoming |
| Utah | |
| Virginia | 10 Years |
| Washington | Arizona |
| West Virginia | Nova Scotia |
| | Yukon Territory |
| | |
| 4 Years | 10-12 Years |
| Nebraska | Hawaii |
| | |
| 4-5 Years | Random |
| British Columbia | Connecticut |
| | Kansas |
| | Maryland |
| | North Carolina |
| | Northwest Territories |
| | Ohio |
| | Ontario |
| | Saskatchewan |
| | Vermont |
| | |
| | Determined by Legislature |
| | Alaska |
| | District of Columbia |
| | Maine |
| | Montana |
| | South Carolina |
| | Washington |

86

THE FAST TRACK TO VEHICLE SERVICES FACTS

4. If you have a two-license-plate requirement, would a vehicle with no front plate constitute probable cause for a traffic stop?

Yes

Alaska

Infrequently results in arrest. Citation or warning may be given.

Arizona (LE)

Many instances of DUI, contraband, felony wants occurred when stops were made for no front plate.

British Columbia

Never results in an arrest.

California

A motor vehicle not displaying a front license plate would constitute probable cause for a traffic stop. This type of traffic stop frequently results in a citation being issued, and will occasionally lead to an arrest for a subsequent violation of law (i.e., DUI, vehicle theft, etc.).

California (LE)

On occasion, an arrest can result due to the driver being under the influence of alcohol/drugs, in possession of narcotics and/or weapons, unlicensed, have outstanding warrants, or committed some other criminal violation.

Colorado (LE)

Frequently—from a traffic enforcement perspective with other traffic violations detected. Occasionally a stolen vehicle and suspect will be apprehended or other serious felony arrest made from no front plate violation.

District of Columbia

Arrest is infrequent. Most stops result in a citation for "no front tag." Most violators use the excuse that "it was lost in the car wash or it was stolen."

Florida

Only on heavy trucks—26,001 GVW or more.

Guam (MV & LE)

Frequently. Two license plates are required by the laws of Guam. Having/using only one would result in a violation of that law and therefore would be means of arrest.

Hawaii

No arrest, citation issued or warning provided.

Idaho (LE)

Occasionally. Typically a vehicle with no front license plate leads to other more serious violations, i.e., suspended/revoked driver; DUI; felony/misdemeanor warrants, etc.

Illinois (LE)

We routinely find that drug seizures, wanted persons and stolen cars and plates come from "one plate" stops. Though we have no statistics prepared at this time, our experience is to most often find more once this violation is enforced.

Iowa

Infrequently. The driver only would be arrested if he/she refused to sign the traffic ticket or was wanted on another charge.

Kansas (LE)

Infrequently. No data on improper display of personalized plates.

Maine

Infrequently. First time is generally a warning.

Maine

The standard for the vehicle stop is articulable suspicion. A stop for this infraction occasionally results in a summons being issued.

Maine (LE)

Failure to display a front plate in Maine is a traffic infraction (non-armstable offense). Usually, a written warning is issued and a summons is issued only if the owner fails to heed the warning after a sufficient period of time.

Maryland (MV & LE)

While there are no statistics available, it is believed that stopping a vehicle with only one plate occasionally results in arrests for other violations such as drug law infractions, DWI, and driver license violations. Wanted persons are sometimes apprehended as a result of such stops.

Massachusetts (LE)

Occasionally.

Minnesota

Occasionally, most stops that do not detect a violation other than failure to display a plate result in a warning citation.

(MV—Motor Vehicle; LE—Law Enforcement)

