

2021 SENATE TRANSPORTATION

SB 2027

2021 SENATE STANDING COMMITTEE MINUTES

Transportation Committee Fort Totten Room, State Capitol

SB 2027
1/7/2021

| |
|---|
| A BILL for an Act to repeal section 39-34-05 of the North Dakota Century Code, relating to transportation network company reporting requirements. |
|---|

Chair Clemens calls the meeting to order. Present are Chair Clemens, Vice Chair Fors, Senators Bakke, Conley, Dwyer, D. Larsen. [2:12]

Discussion Topics:

- Reporting requirements for transportation network companies
- Repealing section 39-34-05 of the ND Century Code
- Accidents that might be reported

Dustin Assel [2:12], Legislative Council, introduces the bill and submits testimony #293.

Paul Denning [2:16], NDDOT Local Government Division Director testifies in favor of SB 2027 and submits testimony #74.

Chair Clemens adjourns the meeting on SB 2027. [2:22]

Sheldon Wolf, Committee Clerk

Senate Bill No. 2027 (Senate Transportation- Sen. Clemens- 1/7/21- Fort Totten- 1:30 p.m.)

- Mr. Chairman and members of the Senate Transportation Committee, good morning. For the record, my name is Dustin Assel
 - I am a staff attorney with the Legislative Council.
 - I staffed the most recent interim Agriculture and Transportation committee, which worked on, drafted, and recommended SB 2027 (2021), which is before you today.
- I will start today by saying that I am here to testify in a purely non-partisan and neutral capacity.
 - I am neither in support of nor against this bill, but rather I am here only to provide background and information on the bill and the recommendations of the interim committee.
- General Background:
 - Typically, I would go through the background information and study directive from the 2019 legislative assembly that led to the study and recommendation of legislation by the interim committee. However, in this case, this bill was not recommended pursuant to a study by the interim committee. Instead, there is a statutory requirement in North Dakota Century Code 39-34-05 which requires transportation network companies to bi-annually report information to DOT each year regarding where the company operates in the state, accidents reported, and traffic violations. The information is then reported by DOT to the legislative management each biennium.
 - The reports were received by the interim agriculture and transportation committee as one of the committee's directives.

- Upon receipt of the reports, the committee indicated the reports were unnecessary because nothing is done with the information once it is reported.
 - As a result Senate bill 2027 was drafted and recommended by the interim committee
- Senate Bill 2027
 - Is a repealer bill that simply repeals section 39-34-05, the section which requires the transportation network companies to report.
- Mr. Chairman, that concludes the information I have prepared for you today on this bill.

SENATE TRANSPORTATION COMMITTEE
January 7, 2021 – 1:30 p.m. – Fort Totten Room

North Dakota Department of Transportation (NDDOT)
Paul Benning, P.E. – Director of Local Government

SB 2027

Mr. Chairman, members of the committee, I'm Paul Benning, Local Government Division Director at the North Dakota Department of Transportation (DOT). I'm here today to support Senate Bill 2027. Thank You for the opportunity to address you today.

This bill would act to repeal section 39-34-05 of the North Dakota Century Code, relating to transportation network company reporting requirements for the DOT as stated below:

39-34-05. Transportation network company reporting requirements – Legislature management report – Penalty.

1. A transportation network company shall report the following information to the department of transportation on June fifteenth and December fifteenth of each year for the previous six calendar months:
 - a. A list of political subdivisions in which transportation network company operates;
 - b. The number of accidents that were reported to the transportation network company during the passenger on-board stage; and
 - c. The number and types of traffic violations and any other type violations that were reported to the transportation network company during the passenger on-board state.

In 2015, Chapter 39-34, Transportation network company reporting became law. The DOT has reported the information collected from the transportation network companies during each biennium to the legislative management.

The information data collected, has not shown any concerning trends. The DOT cannot draw any significant conclusions from the reported information submitted during the last 6 years.

Through this bill, DOT has no concerns repealing Section 39-34-05 of North Dakota Century Code.

This concludes my testimony and I am available to answer questions the committee may have. Thank You.

2021 SENATE STANDING COMMITTEE MINUTES

Transportation Committee Fort Totten Room, State Capitol

SB 2027
1/8/2021

A BILL for an Act to repeal section 39-34-05 of the North Dakota Century Code, relating to transportation network company reporting requirements.

Chair Clemens calls the meeting to order. *Present are Chair Clemens, Vice Chair Fors, Senators Bakke, Conley, Dwyer, D. Larsen.* [9:09]

Discussion Topics:

- Transportation reporting purpose and needs

Senator D. Larsen [9:21] motions DO PASS SB 2027.

Senator Conley [9:21] seconds the motion.

| Senators | Vote |
|-----------------------|------|
| Senator David Clemens | Y |
| Senator Robert Fors | Y |
| Senator Cole Conley | Y |
| Senator Michael Dwyer | Y |
| Senator Doug Larsen | Y |
| Senator JoNell Bakke | Y |

Motion passes 6-0-0. [9:22]

Senator Fors will carry. [9:22]

Chair Clemens adjourns the meeting. [9:23]

Sheldon Wolf, Committee Clerk

REPORT OF STANDING COMMITTEE

SB 2027: Transportation Committee (Sen. Clemens, Chairman) recommends **DO PASS**
(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2027 was placed on the
Eleventh order on the calendar.

2021 HOUSE TRANSPORTATION

SB 2027

2021 HOUSE STANDING COMMITTEE MINUTES

Transportation Committee
Room JW327E, State Capitol

SB 2027
3/4/2021

| |
|---|
| A bill relating to transportation network company reporting requirements. |
|---|

9:00 AM Chairman Ruby opened the hearing.

Attendance

| Representatives | |
|----------------------------------|---|
| Representative Dan Ruby | P |
| Representative Tom Kading | P |
| Representative Rick Becker | P |
| Representative Cole Christensen | P |
| Representative LaurieBeth Hager | P |
| Representative Jared C. Hagert | P |
| Representative Karla Rose Hanson | P |
| Representative Terry B. Jones | P |
| Representative Emily O'Brien | P |
| Representative Mark S. Owens | P |
| Representative Bob Paulson | P |
| Representative Gary Paur | P |
| Representative Robin Weisz | |
| Representative Greg Westlind | P |

Discussion Topics:

- Reporting requirements for TNC
- Political subdivisions
- Number and types of accidents

Dustin Assel introduced the bill. #7354

Paul Benning, North Dakota Department of Transportation, supports the repeal.

Chairman Ruby closed the hearing.

Representative O'Brien moved a Do Pass.

Representative Owens seconded.

| Representatives | Vote |
|---------------------------------|------|
| Representative Dan Ruby | Y |
| Representative Tom Kading | Y |
| Representative Rick Becker | Y |
| Representative Cole Christensen | Y |

| | |
|----------------------------------|---|
| Representative LaurieBeth Hager | Y |
| Representative Jared C. Hagert | Y |
| Representative Karla Rose Hanson | Y |
| Representative Terry B. Jones | Y |
| Representative Emily O'Brien | Y |
| Representative Mark S. Owens | Y |
| Representative Bob Paulson | Y |
| Representative Gary Paur | Y |
| Representative Robin Weisz | A |
| Representative Greg Westlind | Y |

Motion carried. 13-0-1 Representative O'Brien carrier.

9:13 Adjourned.

Jeanette Cook, Committee Clerk

REPORT OF STANDING COMMITTEE

SB 2027: Transportation Committee (Rep. D. Ruby, Chairman) recommends **DO PASS**
(13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2027 was placed on the
Fourteenth order on the calendar.



North Dakota Legislative Council

Prepared by the Legislative Council staff
March 2021

7354

TESTIMONY - SENATE BILL NO. 2027 HOUSE TRANSPORTATION (ROOM 327E - 9:00 A.M.) MARCH 4, 2021

Chairman Ruby and members of the House Transportation Committee, good morning. For the record, my name is Dustin Assel. I am a staff attorney with the Legislative Council. I staffed the most recent interim Agriculture and Transportation Committee, which worked on, drafted, and recommended Senate Bill No. 2027 (2021), which is before you today. This testimony is provided in a neutral capacity. I am here only to provide background and information regarding the recommendations of the interim committee.

The bill was introduced by the Legislative Management at the request of the 2019-20 interim Agriculture and Transportation Committee. The bill crossed over from the Senate in its original introduced form without any amendments.

The bill was not recommended by the interim committee pursuant to a study directive, as is typically the case with bills originating from interim committees. Instead, there is a statutory requirement in North Dakota Century Code Section 39-34-05 which requires transportation network companies to bi-annually report information to DOT each year regarding where the company operates in the state, accidents reported, and traffic violations. The information is then reported by DOT to the Legislative Management each biennium. The reports were received by the interim Agriculture and Transportation Committee as one of the committee's directives. Upon receipt of the reports, the committee indicated concerns that the reports were unnecessary because nothing is done with the information once it is reported. As a result, the interim committee requested that Senate Bill No. 2027 (2021) be drafted to repeal the section that requires transportation network companies to report. The bill was drafted and recommended out of committee.

EXPLANATION OF THE BILL

Senate Bill No. 2027 is a repealer bill that simply repeals North Dakota Century Code Section 39-34-05, the section which requires the transportation network companies to report.

Mr. Chairman and members of the committee, that concludes the information I have prepared for you today. Thank you.