MICROFILM DIVIDER

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

ROLL NUMBER

DESCRIPTION

1362

2007 HOUSE TRANSPORTATION

HB 1362

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB 1362

House Transportation Committee

☐ Check here for Conference Committee

Hearing Date: 01-25-2007

Recorder Job Number: 1884

Committee Clerk Signature Lisa M Thomas

Minutes:

Chairman Weisz opened the hearing on HB 1362. All Representatives were present.

HB 1362 relates to out-of-state snowmobile registration fees.

Arik Spencer, Parks and Recreation Department, spoke in support of the bill. See written testimony.

Chairman Weisz: Is there an issue of enforcement or harassment of whether or not you have a permit.

Spencer: We don't anticipate that there will be any issues with this. This is similar to a fishing license. If you are stopped at a checkpoint, you just produce your paper permit and show to the officers at the checkpoint.

Todd Thronson, Trail Maintenance of Snowmobile North Dakota, spoke in support of the bill. See written testimony.

Rep. Owens: The title of the permit would be out of state, you don't think that is going to confuse some of the in-state as far as going on public land because the way I read it, it said we this to correct one confusion about being on public land vs. private land, so the out-of-state permit is not going to confuse basically our local citizens?

Thronson: From what I understand, out-of-state, that won't affect in-state snowmobilers.

Rep. Thorpe: In state riders will have a North Dakota license on the snowmobile, so the out-of-state people coming in, can buy the permit and wouldn't have to get a sticker put on their sled and anybody patrolling and wondering if they are legal or not, may not see a North Dakota registration.

Thronson: If you have an out-of-state license with you, you will more than likely get checked if there is law enforcement around.

There was no further support for the bill. There was no opposition to the bill.

The hearing was closed. No action was taken right now.

2007 HOUSE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB1362

House Transportation Committee

☐ Check here for Conference Committee

Hearing Date: 01-25-2007

Recorder Job Number: 1960

Committee Clerk Signature	Susan M Thomas

Minutes:

Chairman Weisz allowed committee discussion on HB 1362. Representative Kelsch was absent. HB 1362 relates to out-of-state snowmobile registration fees.

Representative Delmore moved a DO PASS. Representative Thorpe seconded.

Chairman Weisz: Rep. Nelson apologized because we had the transfer of clerks, none of the bill sponsors were notified and that is just the way it worked. He definitely would have been here.

Rep. Ruby: Is this the subsection that deals with just the out-of-state and there is another area that still requires the sticker?

Chairman Weisz: Yes. It really does make sense because out-of-staters have enough stickers now. It is a good bill for everybody.

There was no further discussion on the bill.

Roll Call Vote: 12 yes. 0 no. 1 absent.

Carrier: Rep. Owens

FISCAL NOTE

Requested by Legislative Council
01/15/2007

Bill/Resolution No.: HB 1362

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.*

	2005-2007 Biennium		2007-2009 Biennium		2009-2011 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues	$0	$0	$0	$0	$0	$0
Expenditures	$0	$0	$0	$0	$0	$0
Appropriations	$0	$0	$0	$0	$0	$0

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

2005-2007 Biennium			2007-2009 Biennium			2009-2011 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts
$0	$0	$0	$0	$0	$0	$0	$0	$0

2A. **Bill and fiscal impact summary:** *Provide a brief summary of the measure, including description of the provisions having fiscal impact (limited to 300 characters).*

No significant impact will be noticed. We may have a handfull of dealers or other agents wishing to sell the permit which may increase sales somewhat to offset the dollar they would be keeping. In any case the result will have little fiscal impact.

B. **Fiscal impact sections:** *Identify and provide a brief description of the sections of the measure which have fiscal impact. Include any assumptions and comments relevant to the analysis.*

No significant impact..see above

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.*

No significant impact

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.*

No significant impact

C. **Appropriations:** *Explain the appropriation amounts. Provide detail, when appropriate, for each agency and fund affected. Explain the relationship between the amounts shown for expenditures and appropriations. Indicate whether the appropriation is also included in the executive budget or relates to a continuing appropriation.*

No significant impact

Name:	Dorothy Streyle	**Agency:**	ND Parks & Recreation
Phone Number:	328-5360	**Date Prepared:**	01/15/2007

Date: 1-25-07
Roll Call Vote #: 1

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1362

House **Transportation** Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number

Action Taken Do Pass

Motion Made By Delmore Seconded By Thorpe

Representatives	Yes	No	Representatives	Yes	No
Chairman Weisz	✓		Rep. Delmore	✓	
Vice Chairman Ruby	✓		Rep. Gruchalla	✓	
Rep. Dosch	✓		Rep. Myxter	✓	
Rep. Kelsch	A		Rep. Schmidt	✓	
Rep. Owens	✓		Rep. Thorpe	✓	
Rep. Price	✓				
Rep. Sukut	✓				
Rep. Vigesaa	✓				

Total Yes 12 No 0

Absent 1

Floor Assignment Owens

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

REPORT OF STANDING COMMITTEE

HB 1362: Transportation Committee (Rep. Weisz, Chairman) recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1362 was placed on the Eleventh order on the calendar.

2007 SENATE TRANSPORTATION

HB 1362

2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. HB1362

Senate Transportation Committee

☐ Check here for Conference Committee

Hearing Date: February 22, 2007

Recorder Job Number: 3664 & 3708

Committee Clerk Signature Judy Hauge

Minutes:

Senator Gary Lee opened the hearing on HB 1362 relating to out-of-state snowmobile registration fees.

Representative Jon Nelson introduced HB 1362. This bill allows vendors to be involved in the sales of out-of-state snowmobile permits. At the present time, these permits are sold over the internet. Selling through vendors in addition to internet will allow more convenience for people coming into the state to be able to access the permits through vendors. The vendors will receive a small fee for providing this service.

Doug Prchal, Director of the North Dakota Parks and Recreation Department appeared in support of HB 1362. His written testimony is enclosed.

Senator Bakke asked who monitored or checked people to see if they have this registration and are in compliance.

Mr. Prchal said that they do periodical checkpoints so that when the machines come through they are stopped and checked for insurance and registration. This monitoring would not complicate the system.

Senator Bakke asked what the penalty was if they don't have their permit.

Mr. Prchal replied that the penalty is fifteen dollars.

Senator Fiebiger said that snowmobilers have to purchase this permit it doesn't say that they have to have it on their person. Is that covered in 39-24-04 or do we need to say that?

Mr. Prchal said that he wasn't sure and added that they would find that out and get back to the committee.

Senator Potter said in Line 6 "If a snowmobile is exempt from registration under subdivision b or c," who are those people being exempted?

Mr. Prchal said that private land owners or people snowmobiling on private land are exempted from permits. That is the reference you referred to in line 6.

Senator Potter asked if an out-of-state person is able to buy the permits on the ND Parks and Recreation web site or on the individual vendors' website.

Mr. Prchal said they will be able to purchase the permits on ND Parks and Recreation website and also for sale at private vendors for more convenience. It will work just like a fishing license.

Senator Potter asked how this would be marketed.

Mr. Prchal said we have already been in discussions on this and Snowmobilers have stepped up along with venders and we will work with them and do whatever other notices are necessary.

Senator Lee asked if he wanted to become a vendor, should he just contact your office and you will give him the training and materials he needs.

Mr. Prchal said that is correct.

Senator Lee asked how out-of-state snowmobilers know that they need a permit.

Mr. Prchal said that since they have implemented the program there has been advanced marketing out-of-state.

Keri Wanner, Program Manager of Snowmobile North Dakota testified in favor of HB 1362.

Her written testimony is enclosed.

Senator O'Connell testified in favor of HB 1362. His written testimony is enclosed.

Senator Lee closed the hearing on HB 1362.

February 22, 2007 1:30 PM

Senator Lee said the intern had prepared a proposed amendment that would say that the permit must be in the operator's possession when operating the snowmobile within the state.

Senator Nething moved the amendment called the Fiebiger amendment.

Senator Fiebiger seconded the motion.

Senator Lee had the clerk take the roll. 5-0-1

Senator Bakke made the motion for a Do Pass as amended on HB 1362.

Senator Fiebiger seconded the motion.

The clerk called the roll. 5-0-1

Senator Lee will be the carrier.

78312.0101
Title.0200

Adopted by the Transportation Committee
February 22, 2007

2-22-07

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1362

Page 1, line 9, after "~~Fees~~" insert "The permit must be in the operator's possession when that individual is operating the snowmobile within the state."

Renumber accordingly

Date: 2-22-07
Roll Call Vote #: 1

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO.

Senate Transportation Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number Fiebiger Amendment

Action Taken Do Pass

Motion Made By Senator Nething Seconded By Senator Fiebiger

Senators	Yes	No	Senators	Yes	No
Chairman Gary Lee	✓		Senator JoNell Bakke	✓	
V Ch John Andrist			Senator Tom Fiebiger	✓	
Senator Dave Nething	✓		Senator Tracy Potter	✓	

Total (Yes) 5 No 0

Absent 1

Floor Assignment Senator

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

Date: 2-22-07
Roll Call Vote #: 2

2007 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 1362

Senate Transportation Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number Fiebiger Amendment

Action Taken Do Pass as amended

Motion Made By Senator Bakke Seconded By Senator Fiebiger

Senators	Yes	No	Senators	Yes	No
Chairman Gary Lee	✓		Senator JoNell Bakke	✓	
V Ch John Andrist			Senator Tom Fiebiger	✓	
Senator Dave Nething	✓		Senator Tracy Potter	✓	

Total (Yes) 5 No 0

Absent 1

Floor Assignment Senator Lee

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

REPORT OF STANDING COMMITTEE

HB 1362: Transportation Committee (Sen. G. Lee, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1362 was placed on the Sixth order on the calendar.

Page 1, line 9, after "~~Fees~~" insert "The permit must be in the operator's possession when that individual is operating the snowmobile within the state."

Renumber accordingly

2007 TESTIMONY

HB 1362

TESTIMONY – HOUSE BILL 1362
HOUSE TRANSPORTATION COMMITTEE
JANUARY 25, 2005 – 8:30 AM
FORT TOTTEN ROOM

Mr. Chairman and members of the House Transportation Committee, my name is Todd Thronson and I am the Trail Maintenance Inspector for Snowmobile North Dakota which represents an association of snowmobile enthusiasts in North Dakota. I appear today in support of House Bill 1362 relating to registration for out-of-state snowmobiles.

Snowmobile North Dakota recommends a vote of Do Pass to ensure the out-of-state snowmobile pass is more widely available to welcomed visitors to North Dakota. By providing an administrative incentive to the seller, Snowmobile North Dakota and its members feel businesses will have more initiative to sell the passes. This in turn will make the passes become easier to purchase for out-of-state snowmobilers wanting to enjoy the great snowmobile trails our state has to offer.

House Bill 1362 is a bill with the full support of the snowmobiling community. We ask for a vote of DO PASS on House Bill 1362.

Mr. Chairman this concludes my remarks; I would be pleased to answer any questions the committee may have.

House Transportation Committee
HB 1362 – Relating to out-of-state snowmobile registration fees
Fort Totten Room – 9:00 am
Thursday, January 25th

Mr. Chairman and members of the House Transportation Committee, I am Arik Spencer, Recreation Division Manager for the North Dakota Parks and Recreation Department. I appear in support of HB 1362 for the following reasons.

1. Changing the name of the permit to the "out-of-state public trails and lands access permit" clarifies the permit is not needed for riding on private land, but is needed to ride on North Dakota's state trail system or in roadway right-of-ways which are frequently designated as part of a trail system.

2. Removing the need for a decal to be displayed on the snowmobile, allows riders to purchase the permit on-line and print out a paper permit similar to what is received when someone buys a fishing license on-line.

3. Allowing snowmobile dealers and other businesses (convenience stores) to sell the permit and keep $1.00 for each permit sold to recover costs associated with selling the permit will remove obstacles out of state rides have encountered. Currently, sales of the permit are limited to state park facilities statewide.

   This last provision will allow for local economies to benefit. Out of state riders who stop in local businesses for the permit will also purchase other goods or services The fiscal impact to the snowmobile trail fund from allowing businesses to keep $1.00 is very small when compared to the increase in permit sales which will come from increased availability.

In closing, the proposed changes to section 39-24-04 of the century code are necessary to make the out-of-state permit easier to buy for those who come to our state on the spur of the moment due to the sporadic nature of snow fall throughout our region. That concludes my remarks. I would be please to answer any questions you may have.

Senate Transportation Committee
HB 1362 – Relating to out-of-state snowmobile registration fees
Lewis & Clark Room – 11:00 am
Thursday, February 22nd

Mr. Chairman and members of the Committee, I am Doug Prchal, Director of the North Dakota Parks and Recreation Department. I appear in support of HB 1362 for the following reasons.

1. Changing the name of the permit to the "out-of-state public trails and lands access permit" clarifies the permit is not needed for riding on private land, but is needed to ride on North Dakota's trail system or in roadway right-of-ways which are frequently used as part of a trail system.

2. Removing the need for a decal to be displayed on the snowmobile, allows riders to purchase the permit on-line and print out a paper permit similar to what is received when someone buys a fishing license on-line.

3. Allowing snowmobile dealers and other businesses (hotels or convenience stores) to sell the permit and keep $1.00 for each permit sold to recover costs associated with selling the permit will remove obstacles out of state rides have in purchasing it.

   This provision will allow for local economies to benefit as out of state riders who stop in local businesses for the permit will also purchase other goods or services also. Any negative impact to the snowmobile trail fund from allowing businesses to keep $1.00 is very small when compared to the increase in sales which will come from increased availability.

In closing, the proposed changes to section 39-24-04 of the century code are necessary to make the out-of-state permit easier to buy for those who come to our state on the spur of the moment due to the sporadic nature of snow fall throughout our region.

TESTIMONY – HOUSE BILL 1362
SENATE TRANSPORTATION COMMITTEE
FEBRUARY 22, 2007 – 11:00 AM
LEWIS & CLARK ROOM

Mr. Chairman and members of the House Transportation Committee, my name is Keri Wanner and I am the Program Manager of Snowmobile North Dakota which represents an association of snowmobile enthusiasts in North Dakota. I appear today in support of House Bill 1362 relating to registration for out-of-state snowmobiles.

Snowmobile North Dakota recommends a vote of Do Pass to ensure the out-of-state snowmobile pass is more widely available to welcome visitors to North Dakota. By providing an administrative incentive to the seller, Snowmobile North Dakota and its members feel businesses will have more initiative to sell the passes. This in turn will make the passes become easier to purchase for out-of-state snowmobilers wanting to enjoy the great snowmobile trails our state has to offer.

House Bill 1362 is a bill with the full support of the snowmobiling community. We ask for a vote of DO PASS on House Bill 1362.

Mr. Chairman this concludes my remarks; I would be pleased to answer any questions the committee may have.

HB 1362 Summary

Senator David P. O'Connell

HB 1362 relates to out-of-state snowmobile registration fees.

If a snowmobile is exempt from registration under subdivision b or c of subsection 2, the owner is required to purchase an out-of-state public trails and lands access permit received upon payment of a fifteen dollar per year fee.

Dealers or other agents authorized by the director of the parks and recreation department who sell out-of-state public trails and lands access permits may retain one dollar of the fifteen dollar per year fee and the remainder of the fees collected under this subsection must be deposited in the state snowmobile fund.