

# MICROFILM DIVIDER

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



ROLL NUMBER

DESCRIPTION

1468

2007 HOUSE TRANSPORTATION

HB 1468

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

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

House Transportation Committee

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Adopt Amendment Voice Vote

Motion Made By Thorpe Seconded By Myxter

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

Total Yes \_\_\_\_\_ No \_\_\_\_\_

Absent \_\_\_\_\_

Floor Assignment \_\_\_\_\_

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

*8-7-07  
There were no  
House minutes found or  
turned in*

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

2007 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. 1468

House Transportation Committee

Check here for Conference Committee

Legislative Council Amendment Number \_\_\_\_\_

Action Taken Do Pass As Amended

Motion Made By Kelsch Seconded By Ruby

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

Total Yes 12 No 0

Absent 1

Floor Assignment Myxter

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

**REPORT OF STANDING COMMITTEE**

**HB 1468: Transportation Committee (Rep. Weisz, Chairman) recommends AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1468 was placed on the Sixth order on the calendar.

Page 2, line 22, after the underscored period insert "Actual notice of the opportunity for a hearing under this section is deemed to have occurred seventy-two hours after the notice is mailed by regular mail to the address submitted by the person to the law enforcement officer."

Renumber accordingly

2007 SENATE TRANSPORTATION

HB 1468

## 2007 SENATE STANDING COMMITTEE MINUTES

Bill/Resolution No. Engrossed HB 1468

Senate Transportation Committee

Check here for Conference Committee

Hearing Date: February 23, 2007

Recorder Job Number: 3729

Committee Clerk Signature

*Jody Hauge*

Minutes:

**Senator Gary Lee** opened the hearing on HB 1468 relating to temporary operator permits after testing for alcohol.

**Representative Gruchalla** introduced and testified in support of HB 1468. He said that all this bill does is save law enforcement and the tax payer a lot of time and a lot of money. The way the law reads now, if a law enforcement officer arrests someone and takes a blood test or urine test he has to take that sample and mail it in to the state lab and when the results come back he has to get the results to the person arrested. It is difficult to do and often they can't find the person.

This bill will make it easier for law enforcement.

**Ladd Erickson**, Mclean Co. States Attorneys said when this bill was being conceived the model of other states was used. The question of how you get this notice to people is first class mail. A citation is given to the person at the time of the alcohol test and a sheet instructing them of what is going to happen. Then the person should know that they will be getting something in the mail by first class. He said the purpose of this bill is two things: One is fairness and two, efficiency. This bill fixes it and makes it fair.

**Keith Magnusson**, NDDOT testified in favor of HB 1468. He said that this was a good bill. It should help make things more efficient and we wouldn't have people missing.

**Senator Bakke** asked that if you can't find a person, do you put out a warrant for them.

**Mr. Magnusson** said most the time it never gets to that level because we are talking about the administrative system. On the criminal level they will already have their citation.

**Senator Lee** asked what happens if they don't mail their drivers license back.

**Mr. Magnusson** said that they can suspend it and send law enforcement out to look for it.

**Senator Potter** asked if first class mail was the right way to go and if people might just throw it away.

**Mr. Magnusson** said that first class mailing is the standard in our law.

**Kelly Rogers**, ND Hwy Department testified in favor of HB 1468. He said that HB 1468 is a fair bill. With this bill he said they will save recourses in tracking people down.

**Senator Lee** closed the hearing.

**Senator Potter** moved for a Do Pass.

**Senator Bakke** seconded the motion.

The clerk read the roll 5-0-1.

**Senator Bakke** will carry the bill.



**REPORT OF STANDING COMMITTEE**

HB 1468, as engrossed: Transportation Committee (Sen. G. Lee, Chairman) recommends  
**DO PASS** (5 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). Engrossed HB 1468  
was placed on the Fourteenth order on the calendar.