

2015 HOUSE TRANSPORTATION

HB 1121

2015 HOUSE STANDING COMMITTEE MINUTES

Transportation Committee Fort Totten Room, State Capitol

HB 1121
1/8/2015
21764

☐ Subcommittee
Conference Committee

Committee Clerk Signature

Jeannette Cook

Explanation or reason for introduction of bill/resolution: A bill relating to commercial driver's license qualifications standards.

Minutes:

Attachment # 1

The hearing on HB 1123 was called to order by **Chairman Dan Ruby**.

HB 1121 was introduced by Glenn Jackson. See attachment # 1.

Chairman Dan Ruby: On the second part, line 13, it talks about a two year period. Can someone have one initially for 180 days? Then wait for an extended period of time without it, and then get a renewal within that time? Or do they have to get a renewal right away?

Glenn Jackson: They could wait a year to come back in to get another permit.

Chairman Dan Ruby: And that is what you are trying to avoid.

Representative Robin Weisz: On page 2, subsection B it says, "A permit may NOT be issued for a period of 180 days," and then in the next sentence it says, "It may be renewed for an additional 180 days without requiring an individual to retake the knowledge test." Isn't that contradictory?

Glenn Jackson: The permit is issued for six months, and at the expiration of that they can renew a permit for another 180 days. This will allow the renewal of the permit within the two years without taking a knowledge test.

Representative Robert Frantzvog: You stated that you could accept a skill test from a different jurisdiction, instead of conducting a skill test in North Dakota. Are the skill tests standard throughout the United States?

Glenn Jackson: Yes, they are. We all use the same skill test.

Representative Lois Delmore: Could you tell me why you might not accept that skill test? It says "could"; it doesn't say "will".

Glenn Jackson: There may be times when a state has their program under review or possibly decertified from the FNCSA. We may look at a skill test from that state at that time, and say we are going to do one ourselves. Some states use third policy testers, and we get notifications at times that the testers are questionable. Then we have to decertify their tests. We may decide for the short term, that we are going to do tests, if we get something from that state. This gives us some flexibility to make sure that we are not just taking any test that comes in.

Arik Spencer, North Dakota Motor Carriers, spoke in support of HB 1121.

There was no further support for HB 1121.

Chairman Dan Ruby called for opposition to HB 1121. There was none.

The hearing for HB 1121 was closed.

Representative Gary Sukut moved a **Do Pass** on HB 1121.

Representative Robin Weisz seconded the motion.

A roll call vote was taken. **13 Aye 0 Nay 1 Absent**

The motion on HB 1121 passed.

Representative Chris Olson will carry HB 1121.

**2015 HOUSE STANDING COMMITTEE
ROLL CALL VOTES
BILL/RESOLUTION NO. HB 1121**

House Transportation Committee

☐ Subcommittee

Amendment LC# or Description: _____

Recommendation: ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Representative Gary Sukut Seconded By Representative Weisz

Representatives	Yes	No	Representatives	Yes	No
Chairman Dan Ruby	X		Representative L. Delmore	X	
Vice Chairman Lisa Meier	X		Representative B. Hanson	X	
Representative Rick C. Becker	X		Representative M. Nelson	X	
Representative Robert Frantzvog	X				
Representative Kathy Hawken	A				
Representative Chris Olson	X				
Representative Mark Owens	X				
Representative Gary Paur	X				
Representative Mike Schatz	X				
Representative Gary Sukut	X				
Representative Robin Weisz	X				

Total (Yes) 13 No 0

Absent 1

Floor Assignment Representative Chris Olson

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

REPORT OF STANDING COMMITTEE

HB 1121: Transportation Committee (Rep. Ruby, Chairman) recommends **DO PASS**
(13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1121 was placed on the
Eleventh order on the calendar.

2015 SENATE TRANSPORTATION

HB 1121

2015 SENATE STANDING COMMITTEE MINUTES

Transportation Committee Lewis and Clark Room, State Capitol

HB 1121
2/19/2015

Recording job number 24125

☐ Subcommittee ☐ Conference Committee

Committee Clerk Signature

Doris E. Perez

Explanation or reason for introduction of bill/resolution:

To amend and reenact section 39-06.2-07 of the North Dakota Century Code, relating to commercial driver's license qualification standards.

Minutes:

Attachments: 1

Chairman Oehlke opened the hearing on HB 1121, all committee members were present.

Glen Jackson, Director, Drivers' License Division, North Dakota Department of Transportation (DOT) Attached testimony #1 this bill brings state statute into alignment with federal rules for commercial driver's license qualification standards. It clarifies that skill tests conducted in one jurisdiction may be used in another/different jurisdiction. It will free DOT from conducting the skill test. It also provides clarity on the expiration of the commercial permit, preventing a learning driver from holding a permit for an excessive period of time.

Senator Rust: line 8 of page 1, why "may"

Glen Jackson: there are some jurisdictions we don't accept skill test from, "may" allows us to accept them but doesn't force us to.

Arik Spencer, ND Motor Carriers Association, in support of this bill, now to take this test in ND there is a long waiting list, from 30-60 days; this gives DOT some extra tools in their box in terms of extension of the commercial learner's permit. It also is a federal requirement. We urge do pass

Committee discussed with **Mr. Spence** and **Mr. Jackson** the waiting time in different area in ND, the longest waiting period being in oil areas.

No additional testimony in support, against or neutral. Hearing closed.

Senator Sinner moved do pass

Senator Campbell seconded the motion

No further discussion

Senate Transportation Committee
HB 1121
2/19/2015
Page 2

Roll call vote was taken: Yes 6 No 0 Absent 0

Carrier: Senator Rust

**2015 SENATE STANDING COMMITTEE
ROLL CALL VOTES
SB BILL NO. 1121**

Senate TRANSPORTATION Committee

☐ Subcommittee

Amendment LC# or Description: _____

Recommendation: ☐ Adopt Amendment
☒ Do Pass ☐ Do Not Pass ☐ Without Committee Recommendation
☐ As Amended ☐ Rerefer to Appropriations
☐ Place on Consent Calendar
Other Actions: ☐ Reconsider ☐ _____

Motion Made By Senator Sinner Seconded By Senator Campbell

Senators	Yes	No	Senators	Yes	No
Chairman Oehlke	X		Senator Axness	X	
Vice Chairman Casper	X		Senator Sinner	X	
Senator Campbell	X				
Senator Rust	X				

Total (Yes) 6 No 0

Absent 0

Floor Assignment Senator Rust

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

REPORT OF STANDING COMMITTEE

HB 1121: Transportation Committee (Sen. Oehlke, Chairman) recommends **DO PASS**
(6 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1121 was placed on the
Fourteenth order on the calendar.

2015 TESTIMONY

HB 1121

#1 HB 1121
1-8-15

HOUSE TRANSPORTATION COMMITTEE
January 8, 2015; 9:30 AM, Ft. Totten Room

North Dakota Department of Transportation
Glenn Jackson, Director, Driver's License Division
HB1121

Good Morning Mr. Chairman, members of the committee, I am Glenn Jackson, Director of the Driver's License Division at the North Dakota Department of Transportation (DOT). Thank you for giving me the opportunity to address you today.

HB1121 brings state statute into alignment with federal rules for commercial licensed driver qualification standards. The change has two parts.

The first part clarifies that skill tests conducted in one jurisdiction may be utilized by a different jurisdiction in licensing a commercial driver. In this case, we could accept the skill test results from a different jurisdiction instead of conducting the skill test in North Dakota.

The second part provides clarity on the expiration of the commercial permit. The intent of the change is to allow greater flexibility for the learning driver, yet prevent a learning driver from holding a permit for an excessive period of time.

Thank you Mr. Chairman, I would be happy to answer any questions.

#1

SENATE TRANSPORTATION COMMITTEE
February 19, 2015; 9:00 AM, Lewis & Clark Room

North Dakota Department of Transportation
Glenn Jackson, Director, Driver's License Division
HB1121

Good Morning Mr. Chairman, members of the committee, I am Glenn Jackson, Director of the Driver's License Division at the North Dakota Department of Transportation (DOT). Thank you for giving me the opportunity to address you today.

HB1121 brings state statute into alignment with federal rules for commercial licensed driver qualification standards. The change has two parts.

The first part clarifies that skill tests conducted in one jurisdiction may be utilized by a different jurisdiction in licensing a commercial driver. In this case, we could accept the skill test results from a different jurisdiction instead of conducting the skill test in North Dakota.

The second part provides clarity on the expiration of the commercial permit. The intent of the change is to allow greater flexibility for the learning driver, yet prevent a learning driver from holding a permit for an excessive period of time.

Thank you Mr. Chairman, I would be happy to answer any questions.