

PROPOSED AMENDMENTS TO SENATE BILL NO. 2012

Page 1, line 2, after "transportation" insert "; and to amend and reenact section 39-12-02 of the North Dakota Century Code, relating to special trip permits"

Page 1, line 10, replace "6,921,239" with "6,525,312"

Page 1, line 12, replace "386,526,349" with "382,681,779"

Page 1, line 14, replace "457,065,275" with "452,824,778"

Page 1, remove lines 15 through 19

Page 2, after line 6, insert:

"SECTION 4. AMENDMENT. Section 39-12-02 of the 1995 Supplement to the North Dakota Century Code is amended and reenacted as follows:

39-12-02. Special permits for vehicles of excessive size and weight issued - Contents - Fees.

1. The highway patrol and local authorities in their respective jurisdictions, upon application and payment of the appropriate charges and for good cause shown, may issue a special written permit authorizing the applicant to operate or move a vehicle, mobile home or modular unit of a size or weight exceeding the maximum specified by this chapter, upon a highway under the jurisdiction of the body granting the permit. Every ~~such~~ permit may designate the route to be traversed, and may contain any other restrictions or conditions deemed necessary by the body granting ~~such the~~ permit. Every ~~such~~ permit must be carried in the vehicle to which it refers and must be opened to inspection by any peace officer or agent of the superintendent of the highway patrol unless prior approval is obtained from the highway patrol. Verification of weight for permits for overweight vehicles may be obtained at either the nearest weigh station from the beginning of the route or at the point of destination. It is a violation of ~~the provisions of~~ this chapter for any person to violate any of the terms or conditions of ~~such special the~~ permit. All permits for the movement of excessive size and weight on state highways must be single trips only. The highway patrol and local authorities may adopt rules governing the movement of oversize and overweight vehicles.
2. An appropriate charge must be made for each permit and all funds collected hereunder by the highway patrol must be deposited in the state highway fund and are hereby appropriated for use in the construction and maintenance of highways and operating expenses of the department of transportation. The appropriate charges are as follows:

 - a. For each permit for the movement of a mobile home or modular unit, the fee is ~~ten~~ twenty dollars.
 - b. Official or publicly owned vehicles may not be required to pay charges for permits.

- c. The fee for registered motor vehicles hauling or towing overdimensional or overweight, or both, loads is twenty dollars per each single trip permit.
- d. The fee for registered motor vehicles that exceed legal size or legal weight, or both, limitations is twenty dollars per each single trip permit.
- e. The fee for nonregistered self-propelled special mobile equipment that exceeds legal weight limitations is thirty dollars per each single trip permit.
- f. The fee for nonregistered self-propelled special mobil equipment that exceeds legal size limitations only is twenty dollars per each single trip permit.
- g. The fee for each identification supplement, identifying a motor vehicle and axle configuration so that self-issuing single trip permits can be used, is twenty dollars each.
- h. The fee for exceeding the federal gross vehicle weight limitation of eighty thousand pounds [36287 kilograms] on the interstate highway system is ten dollars per each "interstate only" single trip permit.
- i. The fee for vehicles hauling overwidth loads of hay bales or haystacks, overwidth self-propelled fertilizer spreaders, and overwidth hay grinders is one hundred dollars per year.
- j. The fee when movement requires department of transportation engineer approval is thirty dollars in addition to permit fee.
- k. There is an additional heavyweight fee of one hundred forty dollars per ton for all weight in excess of one hundred five thousand five hundred pounds [47910 kilograms] gross vehicles weight but not to exceed two hundred thousand pounds [90718 kilograms] gross vehicle weight. The fee may be prorated on a monthly basis and does not apply on those motor vehicles which are North Dakota titled and registered.
- l. There is an additional ton/mile fee on all those movements that exceed two hundred thousand pounds [90718 kilograms] gross vehicle weight. The following ton/mile fee is assessed upon that portion of gross vehicle weight exceeding the maximum legal gross weight of one hundred five thousand five hundred pounds [47910 kilograms].

<u>Gross Vehicle Weight</u>	<u>Ton/Mile Fee</u>	<u>Minimum</u>
<u>200,001 to 210,000</u>	<u>\$.10</u>	<u>\$ 50.00</u>
<u>210,001 to 220,000</u>	<u>.20</u>	<u>50.00</u>
<u>220,001 to 230,000</u>	<u>.30</u>	<u>50.00</u>
<u>230,001 to 240,000</u>	<u>.40</u>	<u>50.00</u>
<u>240,001 to 250,000</u>	<u>.50</u>	<u>50.00</u>
<u>250,001 to 275,000</u>	<u>1.00</u>	<u>100.00</u>
<u>275,001 to 300,000</u>	<u>4.00</u>	<u>200.00</u>
<u>300,001 to 325,000</u>	<u>6.00</u>	<u>350.00</u>
<u>325,001 to 350,000</u>	<u>8.00</u>	<u>500.00</u>
<u>350,001 to 400,000</u>	<u>14.00</u>	<u>1,000.00</u>
<u>400,001 to 450,000</u>	<u>20.00</u>	<u>2,000.00</u>
<u>450,001 to 500,000</u>	<u>30.00</u>	<u>3,000.00</u>

<u>500,001 to 550,000</u>	<u>40.00</u>	<u>5,000.00</u>
<u>550,001 to 600,000</u>	<u>60.00</u>	<u>7,500.00</u>
<u>600,001 to 650,000</u>	<u>80.00</u>	<u>10,000.00</u>
<u>650,001 to 700,000</u>	<u>100.00</u>	<u>15,000.00</u>
<u>700,001 to 750,000</u>	<u>150.00</u>	<u>25,000.00</u>
<u>750,001 or more</u>	<u>200.00</u>	<u>Minimum one mile</u>

m. On those movements of extraordinary size or weight that require highway patrol escort there is an escort service fee of thirty cents per mile [kilometer] and thirty dollars per hour.

3. The director of tax equalization of the county of destination must be furnished a copy of the permit for the movement of an overdimensional mobile home."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 801 - DEPARTMENT OF TRANSPORTATION

SENATE - This amendment makes the following changes:

Changes by line item include:

	1997-99 EXECUTIVE RECOMMENDATION	REMOVE VACANT POSITIONS	"PLATE WITH OWNER" ADMINISTRATIVE COSTS	HIGHWAY CONSTRUCTION FUNDS	TOTAL CHANGES	SENATE VERSION
Salaries and wages	\$ 83,260,947	\$ (360,497)			\$ (360,497)	\$ 82,900,450
Operating expenses	79,500,558		\$ (200,000)		(200,000)	79,300,558
Equipment	21,597,257					21,597,257
Capital improvements	247,234,813			\$ (3,680,000)	(3,680,000)	243,554,813
Grants	<u>25,471,700</u>					<u>25,471,700</u>
Total special funds	\$457,065,275	\$ (360,497) ¹	\$ (200,000) ²	\$ (3,680,000) ³	\$ (4,240,497)	\$452,824,778
FTE	1,048.00	(6.00)	0.00	0.00	(6.00)	1,042.00

Changes by program include:

	1997-99 EXECUTIVE RECOMMENDATION	REMOVE VACANT POSITIONS	"PLATE WITH OWNER" ADMINISTRATIVE COSTS	HIGHWAY CONSTRUCTION FUNDS	TOTAL CHANGES	SENATE VERSION
Administration	\$ 24,084,794					\$ 24,084,794
Motor vehicle	6,921,239	\$ (195,927)	\$ (200,000)		\$ (395,927)	6,525,312
Driver's license	8,870,358					8,870,358
Highways	386,526,349	(164,570)		\$ (3,680,000)	(3,844,570)	382,681,779
Fleet services	<u>30,662,535</u>					<u>30,662,535</u>
Total special funds	\$457,065,275	\$ (360,497) ¹	\$ (200,000) ²	\$ (3,680,000) ³	\$ (4,240,497)	\$452,824,778

¹ The following vacant positions are removed:

Motor vehicle	
Data input operator II	\$ (41,563)
Data input operator III	(52,430)
Data input operator II	(47,270)
Data input operator II	<u>(54,664)</u>
Total motor vehicle	\$ (195,927)

Highways

Transportation senior manager	\$ (106,869)
Engineering technician II	<u>(57,701)</u>
Total highways	\$ (164,570)

Total

Total	\$ (360,497)
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² Reduces funding provided for administrative costs relating to the "plate with owner" method of distributing license plates by \$200,000, from \$300,000 to \$100,000. The "plate with owner" method becomes effective on December 1, 1997, as approved by the 1995 Legislative Assembly.

³ Funding for highway construction projects is reduced by \$3,680,000 from the highway fund to reduce the highway fund appropriation to reflect estimated highway fund revenues for the 1997-99 biennium.

The amendment codifies oversize and overweight vehicle permit fees currently set by the Department of Transportation by administrative rule. The fees being added in statute are increased by 100 percent compared to the fees currently in the Administrative Code.