

**MICROFILM DIVIDER**

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



ROLL NUMBER

DESCRIPTION

1409

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Jo Costa Richardson  
Operator's Signature

10/16/03  
Date

2003 HOUSE TRANSPORTATION

HB 1409

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10/16/03  
Date

2003 HOUSE STANDING COMMITTEE MINUTES

BILL/RESOLUTION NO. HB 1409

House Transportation Committee

Conference Committee

Hearing Date January 30, 2003

Tape Number	Side A	Side B	Meter #
1	x		8.4 to 19.8
		x	6.4 to 8.3
Committee Clerk Signature <i>Lauren B. Zink</i>			

Minutes:

Rep. Weisz, Chairman opened the hearing on HB 1409, a bill for an Act to amend and reenact subdivision j of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to disabled American veteran's number plates.

Rep. Maragos representing District 3 and happily sponsored HB 1409 on behalf of a constituent in Minot. He is a disabled American Veteran. He felt that he should be able to have the Internationally accepted sign for handicapped on his license plate.

Rep. Weisz: Is it your intent to issue a numbered license plate to the disabled?

Rep. Maragos: He already gets a specialized plate issue to American veterans. He wants the disabled symbol to be added to the plate -- simply one other symbol added to show that he was handicapped. They already may have another symbol on there such as the Purple Heart.

Opposition: ( 11.3 )

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House Transportation Committee

Bill/Resolution Number HB 1409

Hearing Date January 30, 2003

Arnold Maier: I am a World war II veteran. I am also a disabled veteran. I have a Purple Heart on my license plate. If this bill would effect the purple heart on my license plate I would be strictly opposed to this bill.

Rep. Price: To your knowledge is this something brought forth by a constitute or by an organization -- the disabled vets ?

Arnold Maier: This is the first I have heard of it.

Keith Kyser: Director of the Motor Vehicle division of the ND DOT. The DOT is not opposed to this bill but there are some discussion points. There approximately 210 qualifies disabled American veterans in North Dakota who are displaying the DAV license. This bill directly relates to the plates on those vehicles at this time. Mr. Maier referenced the purple heart plate -- that plate is not directly effected by this bill. The bill would require the DOT to put the international symbol of access on all of those plates. That symbol would allow parking in handicapped zones. Not all disables American veterans qualify for -- you can be qualified as a disabled veteran for non-mobility purposes. If that is the intent of this legislation -- I do believe that the handicapped legislation which is in place would have to be amended to include disabled American Veterans -- so that person would be qualified to park in the handicapped designated spaces. If the constituent was handicapped he would already be qualified for a handicap plate. If they want us to design a plate with both symbols on it we could do that administratively therefore we really wouldn't need this legislation. We did do that not too long ago with a motorcycle plate.

Rep. Ruby: ( 15.0 ) How would you put those symbols on and still leave the purple heart symbol on ?

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Bill/Resolution Number HB 1409  
Hearing Date January 30, 2003

Keith Kyser: Disabled American Veterans plates do not have a purple heart on them. That is a different type of license plate created by this legislative body called a veterans cemetery license plate. Those plate -- you can get those symbols on including your branch of service, that is a different type of plate. It is not a DAV plate. It is entirely different piece of legislation.

Rep. Weisz: I am not clear on this -- you say you can accommodate this bill by doing exactly what?

Keith Kyser: It is our belief -- that we design license plates -- I believe what Rep. Maragos was asking was that if a constituent already qualifies for a handicapped placard -- but wanted that symbol put on his DAV plate. So he doesn't lose his DAV plate to get a handicapped plate. I don't believe that issue has been brought to our office before --- if it had I believe we would have said that it is within our legal authority to change the handicapped plate to add that symbol. On our plates there is room for 7 characters -- DAV license plates have six -- DAV followed by three digits -- in that 7th place we could put that international symbol on that plate.

Jim Coates: I am a former Representative from District 34. Mr. Maier -- if I am not mistaken you paid for your purple heart on your plates. Just like the Veterans branch of service on the plates. The DAV letters are symbolic of Disabled Americans Veterans --- unless I am wrong those plates are recognized as mobility handicapped -- at least the cops won't tag you. The DAV plate with handicapped parking symbol won't be effective -- there is still a stop on the plate for the handicapped symbol.

Rep. Weisz: Would you or any one present be opposed if the DOT administratively did add the symbol to the DAV plate?

Jim Coates: No -- if they are qualified and they want a vanity plate let them go ahead.

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Hearing Date January 30, 2003

There being no further testimony either for or against HB 1409, the hearing was closed.

End ( 19.8 )

**Side B Action Tape 1 ( 6.4 )**

Rep. Ruby: Moved a 'Do not Pass' motion for HB 1409. Rep. Dosch: Seconded the motion.

On a roll call vote the motion carried 9 Ayes 1 Nay 3 Absent and not voting.

Rep. Dosch was designated to carry HB 1409 on the floor.

End of Record ( 8.3 )

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**FISCAL NOTE**  
 Requested by Legislative Council  
 01/21/2003

Bill/Resolution No.: HB 1409

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.

	2001-2003 Biennium		2003-2005 Biennium		2005-2007 Biennium	
	General Fund	Other Funds	General Fund	Other Funds	General Fund	Other Funds
Revenues						
Expenditures						
Appropriations						

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

2001-2003 Biennium			2003-2005 Biennium			2005-2007 Biennium		
Counties	Cities	School Districts	Counties	Cities	School Districts	Counties	Cities	School Districts

2. **Narrative:** Identify the aspects of the measure which cause fiscal impact and include any comments relevant to your analysis.

This bill requires all license plates issued to qualified Disabled American Veterans display the international symbol of access for mobility impaired persons. To meet the requirements of this bill, the Department will need to issue new license plates to approximately 210 qualified Disabled American Veterans. The cost of the new license plates is estimated to be \$700.

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.

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.

C. **Appropriations:** Explain the appropriation amounts. Provide detail, when appropriate, of the effect on the biennial appropriation for each agency and fund affected and any amounts included in the executive budget. Indicate the relationship between the amounts shown for expenditures and appropriations.

<b>Name:</b>	Keith Kiser	<b>Agency:</b>	NDDOT
<b>Phone Number:</b>	328-2734	<b>Date Prepared:</b>	01/22/2003

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*Yolanda Richardson*  
 Operator's Signature

10/16/03  
 Date

Date: 2/14/03  
Roll Call Vote #: 1

2003 HOUSE STANDING COMMITTEE ROLL CALL VOTES  
BILL/RESOLUTION NO. HB 1409

House TRANSPORTATION Committee

Check here for Conference Committee

Legislative Council Amendment Number 30636.0100

Action Taken Do Not Pass

Motion Made By Rep. Ruby Seconded By Rep. Dosch

Representatives	Yes	No	Representatives	Yes	No
Robin Weisz - Chairman	A		Lois Delmore		✓
Kathy Hawken - Vice Chairman	✓		Arlo E. Schmidt	✓	
LeRoy G. Bernstein	A		Elwood Thorpe	✓	
Mark A. Dosch	✓		Steven L. Zaiser	✓	
Pat Galvin	✓				
Craig Headland	✓				
Clara Sue Price	✓				
Dan J. Ruby	✓				
Dave Weiler	A				

Total Yes 9 No 1

Absent 3 A

Floor Assignment Rep. Dosch

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

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J. Costa Richardson Date 10/16/03  
Operator's Signature



REPORT OF STANDING COMMITTEE (410)  
January 30, 2003 12:32 p.m.

Module No: HR-18-1346  
Carrier: Dosch  
Insert LC: . Title: .

REPORT OF STANDING COMMITTEE

HB 1409: Transportation Committee (Rep. Welsz, Chairman) recommends **DO NOT PASS**  
(9 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING). HB 1409 was placed on the  
Eleventh order on the calendar.

(2) DESK, (3) COMM

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HR-18-1346

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