

BILL SUMMARY
1st Session of the 52nd Legislature

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| Bill No.: | HB 2264 |
| Version: | Introduced |
| Author: | Representative Christian |
| Date: | January 31, 2009 |
| Impact: | Annual Revenue Increase: Motorcycle Safety & Ed. Prog. Rev. Fund - \$75,000 |

Bill Summary

Research Analyst: Brad Wolgamott

The measure requires persons convicted of failure to yield a right-of-way who cause a fatality or serious bodily injury to pay in addition to any prescribed fine an additional fee of not less than \$200 nor more than \$1,000 to the benefit of the Motorcycle Safety and Education Program Revolving Fund. The bill prohibits radar detectors in commercial vehicles. The bill requires the operators of commercial vehicles to wear a seat belt. Exempts firefighting apparatus, vehicles transporting oversize equipment for the purpose of fighting fires, Department of Transportation research testing equipment, vehicles used by retail implement dealers while hauling oversize implements and implements of husbandry from oversize/overweight requirements. Prohibits commercial driver who has been placed out-of-service from returning to duty unless all requirements of the out-of-service order have been met and the person has been approved to return to duty by an authorized officer or employee of the Department of Public Safety.

Fiscal Summary

Fiscal Analyst: Marilyn Anderson

HB 2264, as introduced, requires a minimum penalty of \$200 for persons convicted of failure to yield a right-of-way and who cause a fatality or serious bodily injury as a result.

HB 2264 makes it unlawful for any person to possess, operate or use a radar detector while operating or as a passenger in a commercial motor vehicle. The measure also requires all drivers and front seat passengers in Class A, B and C commercial motor vehicles to wear a seat belt.

HB 2264 provides several exceptions to the requirement to obtain a oversize/overweight permit for certain vehicles, and increases the penalty for both employers and employees who are in violation of commercial vehicle out-of-service orders.

Fiscal Analysis

According to the Department of Public Safety, the minimum fine requirement for persons convicted of failure to yield a right-of-way and caused a fatality or serious bodily injury as a result would increase revenue by approximately \$75,000 annually.

Long Term Fiscal Considerations

None

Fiscal Analysis Reviewed By:

Janice Buchanan

House Fiscal Director