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To: Senate Committee on Transportation
Senator Mike Petersen, Chair

From: Tucker Stewart, Associate Counsel, Kansas Livestock Association

Re: **SB 349, concerning motor vehicles; relating to commercial driver's licenses; hazardous materials endorsement exemption.**

Date: January 26, 2016

The Kansas Livestock Association (KLA), formed in 1894, is a trade association representing nearly 5,200 members on legislative and regulatory issues. KLA members are involved in many aspects of the livestock industry, including seed stock, cow-calf and stocker production, cattle feeding, dairy production, grazing land management and diversified farming operations.

The Kansas Livestock Association (KLA) supports SB 349, as this bill will conform Kansas statutes with recently passed federal law pertaining to exemptions from hazardous materials endorsements for certain vehicles. KLA believes the bill would alleviate regulatory burden without sacrificing public safety.

Livestock feeders typically operate a fleet of vehicles that rely on diesel as a primary source of fuel. Vehicles at feedlot can vary in size but many of them will have larger fuel tanks. This bill would allow feedlot operators to use a vehicle mounted with a 1000 gallon delivery fuel tank to fill up trucks, tractors, and fuel storage without a hazardous materials endorsement.

The volume of this exemption would allow feeders to make less trips from local fuel stations to the feedlot which arguably decreases the time hazardous materials are on a public thoroughfare. It would also allow for refueling trips between multiple locations owned by the same feedlot.

While this exemption may not be as widely used in the feedlot industry as it would be in the custom harvesting business, it would provide relief from an unnecessary regulation currently on the state statute books, but permitted by the federal government. The exemption mirrors federal law, and Kansas is not adding an impermissible exemption, but rather aligning our state law with federal law.

KLA asks the committee to pass SB 349 favorably in its current form to help provide regulatory relief for the livestock operators and maintain consistency with federal law.