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4 **SENATE BILL No. 646**

5  
6 By Committee on Federal and State Affairs

7  
8 3-13

9  
10 AN ACT relating to highways; concerning demonstration projects;  
11 amending K.S.A. 2001 Supp. 68-2314a and repealing the existing  
12 section.

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14 *Be it enacted by the Legislature of the State of Kansas:*

15 Section 1. K.S.A. 2001 Supp. 68-2314a is hereby amended to read  
16 as follows: 68-2314a. (a) In order to plan, develop and operate or coor-  
17 dinate the development and operation of the various modes and systems  
18 of transportation within the state, the secretary of transportation is hereby  
19 authorized and directed to initiate a comprehensive transportation  
20 program.

21 (b) The comprehensive transportation program shall provide for the  
22 construction, improvement, reconstruction and maintenance of the state  
23 highway system. These expenditures may include but not be limited to  
24 the following:

25 (1) Maintenance programs to efficiently maintain a safe state highway  
26 system in its original or improved condition. It is the intent of the legis-  
27 lature that the surface condition of the state highway system and its  
28 bridges, as measured by the Kansas department of transportation pave-  
29 ment and bridge management systems, shall be maintained or improved;

30 (2) construction and reconstruction programs to develop, to the ex-  
31 tent practical, the state highway system including major modification pro-  
32 jects to improve service, comfort, capacity, condition, economy or safety  
33 of the existing system and priority bridge projects to replace or rehabili-  
34 tate bridges that have a deteriorated condition or that have deficiencies  
35 in load carrying capacity, width or traffic service;

36 (3) system enhancement projects which include additions to the sys-  
37 tem of highways or which substantially improve safety, relieve congestion,  
38 improve access or enhance economic development. It is the intent of the  
39 legislature that, as nearly as possible, the amount of \$1,050,000,000 shall  
40 be expended or committed to be expended for system enhancements for  
41 the period beginning July 1, 1999, through June 30, 2009. The Kansas  
42 department of transportation shall utilize the selection methodology de-  
43 veloped by the department, to select system enhancement projects;

1 (4) ~~a not more than two one highway demonstration project projects~~  
2 **project** per year for the purpose of demonstrating advanced ~~and tech-~~  
3 ~~nologies or innovative pavement technologies which may include financ-~~  
4 ing, design, construction and performance guarantee. **Construction of**  
5 **only one such demonstration project shall be initiated in any cal-**  
6 **endar year, and such demonstration project shall not exceed 15**  
7 **miles in length.** The secretary is authorized to procure such demonstra-  
8 tion ~~project projects~~ in the same manner as engineering services are pro-  
9 cured under K.S.A. 75-5801, *et seq.*, and amendments thereto, and such  
10 demonstration ~~project projects~~ need not comply with the provisions of  
11 K.S.A. 68-410 or 75-430a, and amendments thereto, or any other appli-  
12 cable statute to the procurement of state highway construction contracts.

13 (c) The comprehensive transportation program shall provide for as-  
14 sistance, including credit and credit enhancements, to cities and counties  
15 in meeting their responsibilities for the construction, improvement, re-  
16 construction and maintenance of the roads and bridges not on the state  
17 highway system. These expenditures may include but not be limited to  
18 the following:

19 (1) Apportionment of the special city and county highway fund to  
20 assist cities and counties with their responsibilities for roads and bridges  
21 not on the state highway system;

22 (2) programs to share federal aid with cities and counties to assist  
23 with their responsibilities for roads and bridges not on the state highway  
24 system;

25 (3) programs to assist cities with the maintenance of city connecting  
26 links as specified in K.S.A. 68-416, and amendments thereto, and local  
27 partnership programs to resurface or geometrically improve city con-  
28 necting links or to promote economic development; or

29 (4) programs to assist cities and counties with railroad crossings of  
30 roads not on the state highway system.

31 (d) The comprehensive transportation program shall provide for a  
32 railroad program to provide assistance in accordance with K.S.A. 75-5040  
33 through 75-5050, and amendments thereto, for the preservation and re-  
34 vitalization of rail service in the state.

35 (e) The comprehensive transportation program shall provide for an  
36 aviation program to provide assistance for the planning, constructing, re-  
37 constructing or rehabilitating the facilities of public use general aviation  
38 airports, in accordance with K.S.A. 75-5061, and amendments thereto.

39 (f) The comprehensive transportation program shall provide for pub-  
40 lic transit programs to aid elderly persons, persons with disabilities and  
41 the general public, in accordance with K.S.A. 75-5032 through 75-5038,  
42 and amendments thereto, and K.S.A. 75-5051 through 75-5058, and  
43 amendments thereto.

1     Sec. 2. K.S.A. 2001 Supp. 68-2314a is hereby repealed.

2     Sec. 3. This act shall take effect and be in force from and after its  
3 publication in the statute book.

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