

MINUTES OF THE SENATE COMMITTEE ON TRANSPORTATION AND UTILITIES

The meeting was called to order by SENATOR ROBERT V. TALKINGTON at
Chairperson

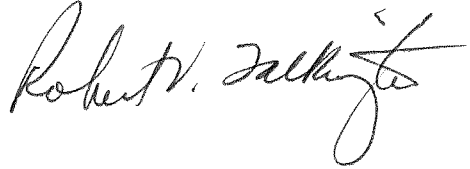
9:00 a.m./p.m. on Tuesday, February 8, 1983 in room 254-E of the Capitol.

All members were present except:

Senators Meyers and Rehorn

Committee staff present:

Fred Carman
Hank Avila
Rosalie Black



Conferees appearing before the committee:

SB 120: Senator Joseph Norvell
Ed De Soignie, Department of Transportation.

SB 130: Senator Don Montgomery
Ed De Soignie, DOT.

SCR 1608: Senator Ron Hein
Bill Green, Kansas Corporation Commission.

The meeting was called to order by Senator Talkington, Chairman, who introduced Senator Don Montgomery to discuss Senate Bill No. 130.

SENATE BILL No. 130

Senator Montgomery explained that Senate Bill 130 involves the Department of Transportation's regulation of vehicles loaded overwidth with two combine headers (loaded side by side), and the same legislation was contained in SB 576 last year which was approved by this Committee but vetoed by Governor Carlin following the addition of House amendments. However, the veto did not pertain to regulation involving overwidth of combine headers.

Senator Talkington asked which section in the bill mentions change in width allowance. Senator Montgomery answered that in Section (f), the Secretary of Transportation shall adopt rules and regulations authorizing width.

Ed De Soignie said that there would be no fiscal impact for DOT. He pointed out that the Department supports the act which removes the fifty mile restriction on the transport of combine headers. It also restricts the movement of combine headers to daylight hours only. (See Attachment 1.)

Senator Talkington stated that no action on SB 130 would be taken until the Department of Transportation advises the Committee of recent, new federal

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON TRANSPORTATION AND UTILITIES,
room 254-E, Statehouse, at 9:00 a.m./p.m. on Tuesday, February 8, 1983

SENATE BILL 130 (continued)

regulations.

SENATE BILL No. 120 - Action

Senator Norvell, a member of the Joint Committee on Administrative Rules and Regulations, advised the Committee that SB 120 revokes K.S.A. 75-5022 which authorized the Secretary of Transportation to pay moving expenses of DOT employees in accordance with regulations adopted by the Secretary. Senator Norvell indicated that this section of the law is redundant since it is covered by rules and regulations authorized by the Secretary of Administration.

Ed De Soignie added that the Department of Transportation neither supports or opposes the act. There is no fiscal impact to the Department. (See Attachment 2.)

Senator Burke moved that Senate Bill 120 be reported favorable for passage; seconded by Senator Kerr and passed.

SCR No. 1608 - Action

Senator Hein briefed the Committee that clerical errors in language that was struck caused the Kansas Corporation Commission to create correct language, and the Commission thought it would be easier to have a resolution than for the Commission to hold a hearing.

Bill Green testified that he agrees with Senator Hein's views and that KCC requested the resolution.

Senator Hein moved that SCR 1608 be reported favorable for passage; seconded by Senator Norvell and passed.

The meeting adjourned at 9:18 a.m.

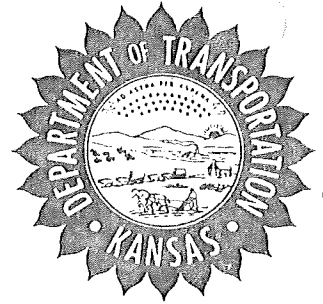
Please PRINT Name, Address, the organization you represent, and the Number of the Bill in which you are interested. Thank you.

2-8-83

NAME	ADDRESS	ORGANIZATION	BILL NO.
Ed DeSignie		KDOT	120 & 130
L. MORLAN		KDOT	
MERLE HILL	TOPEKA	Ks GOOD ROADS ASSN	
BILL GREEN		S.C.C.	SCR 1608
Ronald Olson	Rt 1 Eric	visitor	
Marie Olson	Rt 1 Eric	visitor	
Tom Whiraker	TOPEKA	Ks MOTOR CARRIERS ASSN.	
Mary Washington	TOPEKA	Kansas Motor Carriers Assn	
Paul W. Matthews	Okla City, Ok	Highway Users Federation	
John K. Blythe	Manhattan	Kansas Farm Bureau	

KANSAS DEPARTMENT OF TRANSPORTATION

STATE OFFICE BUILDING—TOPEKA, KANSAS 66612



JOHN B. KEMP, Secretary of Transportation

JOHN CARLIN, Governor

MEMORANDUM TO: Senate Transportation and Utilities Committee

FROM: Kansas Department of Transportation (KDOT)

DATE: February 8, 1983

REGARDING: Senate Bill 130

I. Summary of Bill.

Senate Bill 130 amends K.S.A. 8-1902(e) by removing the 50 mile restriction on the transport of cylindrical shaped bales of hay. It further amends 8-1902 by amending paragraph (f) to restrict the movement of combine headers, loaded side-by-side, to day light hours only.

II. Comments.

Senate Bill 130 is similar to Senate Bill 576 which was approved by this Committee during the last legislative session. The bill was vetoed by Governor Carlin on May 13, 1982 following the addition of House amendments to the bill allowing annual trip permits.

III. Fiscal Impact.

There would be no fiscal impact on the KDOT over and above the Governor's budget recommendation.

IV. Agency Position.

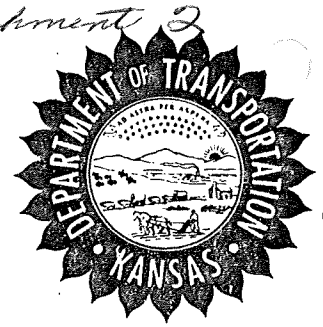
The KDOT supports Senate Bill 130. Deletion of language restricting the transport of hay bales may not have a significant impact on KDOT; but, we have some concerns of a safety nature. Addition of the proposed language restricting combine transports to daylight hours only is desirable for highway safety.

Att. 1

Attachment 2

KANSAS DEPARTMENT OF TRANSPORTATION

STATE OFFICE BUILDING—TCPEKA, KANSAS 66612



JOHN B. KEMP, Secretary of Transportation

JOHN CARLIN, Governor

MEMORANDUM TO: Senate Transportation and Utilities Committee
FROM: Kansas Department of Transportation (KDOT)
DATE: February 8, 1983
REGARDING: Senate Bill 120

SENATE BILL 120

I. Summary of Bill.

Senate Bill 120 revokes K.S.A. 75-5022 which authorizes the Secretary of Transportation to pay the moving expenses of KDOT employees in accordance with regulations adopted by the secretary.

II. Comments.

On December 1, 1982 the KDOT filed K.A.R. 36-29-1, relating to the payment of moving expenses of KDOT employees, with the Revisor of Statutes. The regulation provided that the payments of moving expenses by KDOT would be made in accordance with Department of Administration regulations 1-16-2a through 1-16-21.

K.S.A. 1982 Supp. 75-3224 authorizes the Secretary of Administration to adopt rules and regulations for the payment of employee moving expenses when such "employees are transferred within a state agency or transferred between state agencies". The broader language of 75-3224 would allow the more specific language in 75-5022 to be revoked.

III. Fiscal Impact.

No additional fiscal impact to the KDOT which would exceed the Governor's budget recommendation.

IV. Agency Position.

The KDOT neither supports nor opposes Senate Bill 120.

Atch. 2