

MINUTES OF THE House COMMITTEE ON Transportation

The meeting was called to order by Representative Rex Crowell at
Chairperson

1:30 ~~xxx~~/p.m. on March 27, 1984 in room 519-S of the Capitol.

All members were present ~~except~~:

Committee staff present:

Fred Carman, Office of the Revisor of Statutes
Hank Avila, Legislative Research Department
Donna Mulligan, Committee Secretary

Conferees appearing before the committee:

Senator Roy Ehrlich

Chairman Rex Crowell called the meeting to order and the first order of business was committee discussion and action on SB-693 concerning maintenance of the access road to Pawnee Rock historical state park. Senator Ehrlich, sponsor of the bill, distributed a proposed amendment. (See Attachment 1)

Representative Erne questioned Senator Ehrlich about the present access road regarding the surface of the road and who put it in. Senator Ehrlich replied that it is a blacktop surface and part of it was done by the city and then the county surfaced it from the city limits on out to Pawnee Rock.

It was moved by Representative Webb to adopt the amendment to SB-693 offered by Senator Ehrlich. The motion was seconded by Representative Harper. Motion passed.

It was moved by Representative Webb to pass SB-693 favorably as amended. The motion was seconded by Representative Harper. Motion passed. Representatives Adam and Erne asked to be recorded as voting "no".

The next order of business was SB-662 concerning permits for oversize and overweight vehicles. Representative David Webb reported on the findings of the sub-committee appointed on SB-662. Representative Webb made the motion to recommend the bill favorable for passage. Representative Guldner seconded the motion.

Representative Shelor made a conceptual substitute motion to allow an interstate highway travel permit to be purchased for a period of May 15 to August 15.

The motion was seconded by Representative Justice. Motion passed.

It was moved by Representative Webb to pass SB-693 favorably as amended. The motion was seconded by Representative Erne. Motion passed.

The next bill taken up was SB-688 concerning an act regulating the transporting of combines upon highways. Representative Webb reported on the recommendations of the sub-committee. (See Attachment 2)

Discussion was held among committee members regarding the possibility of marrying SB-662 and SB-688.

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It was moved by Representative Webb that the amendment recommended by the sub-committee be adopted on SB-688. The motion was seconded by Representative Johnson. Motion passed.

It was moved by Representative Webb that SB-688 be recommended as amended favorable for passage. The motion was seconded by Representative Erne.

A substitute motion was made by Representative Schmidt to insert language to make it clear that it does not give them a permit to operate in an overweight situation. The motion was seconded by Representative Adam. Motion passed.

It was moved by Representative Webb that SB-688 be recommended as further amended favorable for passage. The motion was seconded by Representative Erne. Motion passed.

The next bill taken up was SB-490 concerning classification of traffic offenses, procedures for administration and enforcement of traffic laws and ordinances, and permitting left turn on red. Representative Knopp reported on the sub-committee findings. (See Attachment 3)

Representative Knopp made a motion to adopt the sub-committee recommendations on SB-490. The motion was seconded by Representative Webb. Motion passed.

Mr. Fred Carman stated that in Line 286, the whole line should have been stricken. The motion was made by Representative Dillon to strike the rest of Line 286. The motion was seconded by Representative Knopp. Motion passed.

Representative Johnson explained that he would like to see extra money brought into the state at the local level to be used by our counties to offset some of the expenses we are seeing at local Court Houses. Representative Johnson asked if there could be an increase in the fine structure and suggested that \$1.00 of the total amount be retained at the local level at the local court.

Representative Johnson made the motion to amend SB-490 as he had described. The motion was seconded by Representative Adam. Motion failed.

It was moved by Representative Knopp to pass SB-490 favorable as amended. The motion was seconded by Representative Webb. Motion passed. Representative Erne requested to be recorded as voting "no".

The next order of business for discussion and action was SB-489 concerning a point system for drivers' license suspension, and Representative Moomaw reported on the findings of the sub-committee. Representative Moomaw said it was their recommendation that SB-489 not be passed because the bill does not appear to be ready and would require more time than is available at this point in the session to get it ready.

Chairman Crowell commented that SB-489 may possibly be reviewed by an interim committee.

The next bill taken up for discussion and action was SB-569 concerning safety regulation for watercraft.

The motion was made by Representative Justice to strike "said boards used for wind surfing" in Lines 94 and 95 of SB-569. The motion was seconded by Representative Dillon.

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Representative Justice withdrew his motion with the consent of his second, Representative Dillon.

The motion was made by Representative Ott to strike the language "sailboards used for wind surfing" in lines 94 and 94 of SB-569. The motion was seconded by Representative Campbell. Motion failed.

Representative Knopp made the motion to recommend SB-569 favorable for passage. The motion was seconded by Representative Justice. Motion passed.

The next bill to be taken up was SB-558 concerning grandfathering certain auction motor vehicle dealers. A motion was made by Representative Dillon to recommend SB-558 favorable for passage. The motion was seconded by Representative Erne. Motion passed.

The next bill taken up was SB-618 concerning licensing salesmen under the Vehicle Dealers and Manufacturers Licensing Act. A conceptual motion was made by Representative Adam to include mobile home salesmen in the bill. The motion was seconded by Representative Sutter. Motion passed.

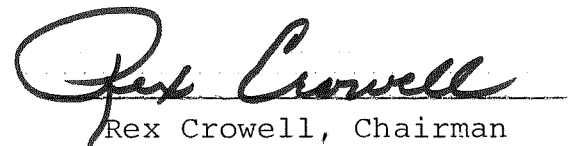
It was moved by Representative Justice to recommend SB-618 favorable for passage as amended. The motion was seconded by Representative Adam. A division was called for on the vote. Motion passed.

The next item taken up was HCR-5084 requiring KDOT to conduct certain tests on multi-lane divided highways. Representative Johnson distributed an amendment. (See Attachment 4) Representative Johnson reported he had discussed the amendment with the Secretary of KDOT and believed it would provide encouragement for the American Association of State Highway and Transportation Officials to compile the information already being gathered by the five states doing studies and allow it to be assembled and then be disseminated to other states later.

Representative Johnson made the motion to adopt the amendments to HCR-5084. The motion was seconded by Representative Shelor. Motion passed.

It was moved by Representative Johnson to recommend HCR-5084 as amended favorable for passage. The motion was seconded by Representative Ott. Motion passed.

The meeting was adjourned at 3:10 p.m.


Rex Crowell, Chairman

SENATE BILL No. 693

By Senator Ehrlich

AN ACT concerning Pawnee Rock historical state park; ~~main~~
~~tenance of access by secretary of transportation; reconstruction of~~
~~and appropriation for access road by the state historical society,~~
amending K.S.A. 76-2005a and 76-2005b and repealing the existing
sections.

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

Section 1. K.S.A. 76-2005a is hereby amended to read as follows: 76-2005a. The land on which Pawnee Rock is located and the roadway from it to the town of Pawnee Rock, which property was accepted by the governor of the state of Kansas for and on behalf of the state of Kansas in accordance with chapter 87 of the 1908 Special Session Laws of Kansas, is hereby designated and known as the "Pawnee Rock historical state park." Said The park shall be under the control and management of the state historical society, said. The society ~~to have the power to make such~~ may adopt rules and regulations relating to the use, preservation, improvement, control and maintenance of said Pawnee Rock historical state park ~~as it shall deem advisable. The secretary of transportation, as a part of the state highway system shall~~ *The Society is authorized to initiate and complete a capital improvement project to reconstruct and maintain, to the standards of the state highway system,* the roadway from state highways 56 and 156 to Pawnee Rock historical state park.

Sec. 2. There is appropriated for the society from the state general fund for the capital improvement project as follows:

Access road to Pawnee Rock historical state park----- \$90,000

Sec. 2 3. K.S.A. 76-2005b is hereby amended to read as follows: 76-2005b. The board of trustees provided to be appointed by chapter 87 of the Laws of 1908 Special Session (referred to in K.S.A. 76-2005) is hereby abolished. Except as otherwise provided in this act, all powers, functions and duties of said board of trustees relating to Pawnee Rock are hereby conferred and imposed upon the executive secretary of the state historical society.

Sec. 3 4. K.S.A. 76-2005a and 76-2005b are hereby repealed.

Sec. 4 5. This act shall take effect and be in force from and after its publication in the statute book.

Att. 1

SENATE BILL No. 688

By Senator Gannon

0018 AN ACT regulating the transporting of combines upon highways.
0019

0020 *Be it enacted by the Legislature of the State of Kansas:*

0021 Section 1. ~~Except as provided in subsection (a) of K.S.A.~~
0022 ~~8-1911, and amendments thereto, any vehicle when transporting~~
0023 a *custom* combine upon a highway in this state, if the load
0024 exceeds 8 1/2 feet in width, shall have attached thereto a sign
0025 which states "OVERSIZE LOAD" and such sign shall be 14
0026 inches in height and 60 inches in length with a stroke of 1 1/8
0027 inches, readily visible from a distance of 500 feet. Such vehicle
0028 shall also be equipped with red flags not less than 18 inches
0029 square on all four corners of the overwidth load. The movement
0030 shall be protected by an escort vehicle which shall precede the
0031 load. The escort vehicle shall have a rotating amber light eight
0032 inches in diameter mounted on the top of the escort vehicle in
0033 such a manner that it is readily visible in all directions at a
0034 distance of not less than 800 feet. No escort vehicle shall be
0035 required on four lane highways if a rotating amber light meeting
0036 the requirements of this section is attached to the top of the
0037 vehicle towing the load. No permit shall be required under the
0038 provisions of K.S.A. 8-1911, and amendments thereto, unless the
0039 movement occurs at any time from a half hour after sunset to a
0040 half hour before sunrise. ~~The equipment referred to herein shall~~
0041 ~~not be permitted to travel on highways~~ designated as part of the
0042 national system of interstate and defense highways. *Custom*
0043 *combine means a combine used primarily for contractual com-*
0044 *mercial services in harvesting agricultural crops, and does not*
0045 *include any combine exempt from permit requirements under*

two-lane

12

flashing

leading

to the front and rear

or upon a highway which is

Att. 2

KANSAS HIGHWAY PATROL

Service—Courtesy—Protection

John Carlin
Governor



BERT CANTWELL
Col. ~~David H. Hester~~
Superintendent

March 22, 1984

Representative Rex Crowell, Chairman
House Committee on Transportation
519S, State Capitol
Topeka, Kansas 66612

Dear Representative Crowell:

As per your request, the following is a list of the Kansas Highway Patrol proposed increases in the fine for certain infractions.

The staff of the Patrol met and decided on five violations that, through our experience, are the most serious violations. These we are suggesting a \$31.00 fine with the \$19.00 costs and they are:

- 8-1530 - Fail to yield to emergency vehicle. - Fine \$31.00
- 8-1551 - Failure to stop or obey railroad crossing signal. - Fine \$31.00
- 8-1553 - Certain hazardous vehicles failure to stop at railroad crossing.
Fine - \$31.00
- 8-1556 - Improper passing of school bus; improper use of school bus signal.
Fine \$31.00
- 8-1583 - Putting glass, etc., on highway. - Fine \$31.00

There are 50 sections which are listed as moving violations in K.A.R. 92-52-9 and we propose these be levied a fine of \$21.00 with the \$19.00 court costs and they are:

- 8-1335 - Unsafe speed for prevailing conditions.
- 8-1507 - Disobeying traffic control device.
- 8-1508 - Violating traffic control signal.
- 8-1510 - Violating flashing traffic signals.
- 8-1511 - Violating lane-control signal.
- 8-1514 - Driving on left side of roadway.
- 8-1515 - Failure to keep right to pass on-coming vehicle.
- 8-1516 - Improper passing; increasing speed when passed.
- 8-1517 - Improper passing on right.
- 8-1518 - Passing on left with insufficient clearance.
- 8-1519 - Driving on left side where curve, grade, intersection railroad crossing, or obstructed view.
- 8-1520 - Driving on left in no-passing zone.

122 SW SEVENTH STREET
TOPEKA, KANSAS 66603 (913) 232-9200

Att. 3

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Representative Rex Crowell

- 8-1521 - Driving wrong direction on one-way road.
- 8-1522 - Improper driving on laned roadway.
- 8-1523 - Following too close.
- 8-1526 - Failure to yield right of way at uncontrolled intersection.
- 8-1527 - Failure to yield to approaching vehicle when turning left.
- 8-1528 - Failure to yield at stop or yield sign.
- 8-1529 - Failure to yield from private road or driveway.
- 8-1533 - Failure to yield to pedestrian in crosswalk; pedestrian suddenly entering roadway; passing vehicle stopped for pedestrian at crosswalk.
- 8-1545 - Improper turn or approach.
- 8-1546 - Improper "U" turn.
- 8-1548 - Unsafe turning or stopping, failure to give proper signal; using turn signal unlawfully.
- ? 8-1549 - Improper method of giving notice of intention to turn.
- 8-1552 - Failure to stop at railroad crossing stop sign.
- 8-1555 - Vehicle emerging from alley, private roadway, building or driveway.
- ? 8-1561 - Impeding normal traffic by slow speed.
- 8-1562 - Speeding on motor-driven cycle.
- ? 8-1574 - Improper backing.
- 8-1581 - Following fire apparatus too closely.
- 8-1595 - Improper operation of motorcycle on laned roadway.
- 8-1597 - Improper motorcycle handlebars or passenger equipment.
- 8-1701 - Equipment offenses that are not misdemeanors.
- 8-1703 - Driving without lights when needed.
- 8-1705 - Defective headlamps.
- 8-1706 - Defective tail lamp.
- ? 8-1707 - Defective reflector.
- 8-1708 - Improper stop lamp or turn signal.
- 8-1715 - No lamp or flag on projecting load.
- 8-1721 - Improper stop or turn signal.
- ? 8-1724 - Improper multiple-beam lights.
- 8-1725 - Failure to dim headlights.
- ? 8-1740 - Defective mirror.
- 8-1741 - Defective wipers; obstructed windshield or windows.
- ? 8-1742 - Improper tires.
- 8-1801 - Defective motorcycle headlamp.
- 8-1802 - Defective motorcycle tail lamp.
- ? 8-1803 - Defective motorcycle reflector.
- 8-1804 - Defective motorcycle stop lamps and turn signals.
- ? 8-1805 - Defective multiple-beam lighting.

In closing, this will leave a remainder of seventy-four (74) violations at the \$11.00 fine.

HOUSE CONCURRENT RESOLUTION NO. 5084

By Representative L. Johnson

A CONCURRENT RESOLUTION ~~requesting the secretary of~~
~~transportation~~ *memorializing the American Association*
of State Highway and Transportation Officials (AASHTO)
to conduct certain tests on multi-lane divided highways
and report the results thereof.

WHEREAS, The right or outside lane of each roadway is used
for primary travel by vehicles and the left or inside lane of
each roadway is used mainly as a passing lane; and

WHEREAS, The practice of using particular lanes on multi-
lane divided highways for the bulk of all vehicle miles results
in pavement wear and highway deterioration in the traveled lane
to a much greater extent than in the less traveled lane; and

~~WHEREAS, The secretary of transportation has authority to~~
~~place signs upon parts of multi-lane divided highways in the~~
~~state to divert the principal traffic to the left or inside lane,~~
~~leaving the right or outside lane of each roadway primarily for~~
~~passing; and~~

WHEREAS, Damage to the highways of this *state nation* is an ex-
tremely serious problem and any reduction in such damage
would be much in the economic interest of the *state nation* Now;
therefore,

WHEREAS, AASHTO is a national organization with the ability to
view this problem from the perspective of resolution with nation-
wide consistency: Now, therefore,

Be it resolved by the House of Representatives of the State of
Kansas, the Senate concurring therein: That AASHTO ~~the secretary of~~
~~transportation~~ is requested to cause tests to be run *or to compile*
results from tests run by individual states or organizations on the
diversion by appropriate sign placement to divert principal traffic
to the left or inside lane of each roadway on multi-lane divided
highways; the AASHTO secretary is requested instructed to report the
results of the tests requested by this resolution to the ~~governor~~
governors of the individual states and the 1985 session of the
legislature.

Attach 4

Rec'd. 4