

MINUTES OF THE House COMMITTEE ON Transportation

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

1:30 ~~xx~~ p.m. on February 11, 1985 in room 519-S of the Capitol.

All members were present except: Representatives Brown, Ott, Schmidt, all excused.

Committee staff present:

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

Conferees appearing before the committee:

None

The meeting was called to order by Chairman Crowell. The Chairman referred to a question directed to the Attorney General after the 1984 Special Interim Committee on Transportation study on Proposal No. 45, dealing with transfer of sales tax revenue from sales of new and used motor vehicles from the General Fund to the Highway Fund. Chairman Crowell stated the question posed to the Attorney General was whether or not the provisions of a bill (HB-2023) proposed by the Interim Committee involved delegation of legislative authority. The Attorney General's reply indicates that it does not involve the delegation of legislative authority.

Attention was then turned to HB-2024 which deals with the penalty for tampering with odometers, tachometers or other devices used for registering mileage.

General discussion was held among the Committee members and staff regarding the penalties associated with different classifications of felonies.

The motion was made by Representative Wilbert to recommend HB-2024 favorable for passage. The motion was seconded by Representative Sutter.

Representative Justice made a substitute motion to make HB-2024 a Class D felony. The motion was seconded by Representative Erne.

Representative Justice withdrew his substitute motion with the consent of his second.

Representative Spaniol made a substitute motion to provide that the penalty be changed to a Class A Misdemeanor on the first offense and a Class D felony on the second. Representative Adam seconded the motion. The motion failed.

A vote was taken on the original motion to recommend HB-2024 be passed favorably. Motion passed.

CONTINUATION SHEET

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room 519-S, Statehouse, at 1:30 ~~xx~~ p.m. on February 11, 19 85

The next order of business was action on HB-2026 authorizing adoption of rules and regulations by the Superintendent of the Kansas Highway Patrol and providing penalties for violation regarding KSA 1984 Supp. 8-116(a).

Representative Wilbert made a motion to amend the provisions of HB-2025 into HB-2026. The motion was seconded by Representative Dillon. Motion passed.

Representative Patrick moved to recommend HB-2026 as amended favorable for passage. The motion was seconded by Representative Sutter. Motion passed.

Representative Erne requested to be reported as voting "no" on the motion to recommend HB-2026 as amended favorable for passage.

The next order of business was action on HB-2025 concerning the checking of vehicle identification numbers.

The motion was made by Representative Dillon to report HB-2025 adversely. The motion was seconded by Representative Freeman. The motion passed.

The meeting was adjourned at 2:25 p.m.


Rex Crowell, Chairman

