

Approved 4-28-90
Date

MINUTES OF THE House COMMITTEE ON Transportation

The meeting was called to order by Rex Crowell at
Chairperson

12:30 ~~xxx~~ p.m. on March 5, 1990 in room 526-S of the Capitol.

All members were present ~~except~~

Committee staff present:

Tom Severn, Legislative Research
Bruce Kinzie, Revisor of Statutes
Hank Avila, Legislative Research
Donna Mulligan, Committee Secretary

Conferees appearing before the committee:

None

The meeting was called to order by Chairman Crowell, and he explained that the film regarding the California Department of Transportation study of triple trailers would not be shown.

The first order of business was discussion and action on HB-2959 prohibiting the issuance of special permits by the Secretary of Transportation for certain vehicle combinations.

A motion was made by Representative Freeman that HB-2959 be amended to allow access to the Kansas Turnpike, and travel from Baxter Springs to the Kansas-Oklahoma border. (See Attachments 1 and 2) The motion was seconded by Representative Lacey.

A substitute motion was made by Representative Dillon that HB-2959 be recommended favorable for passage. The motion was seconded by Representative Guldner. Motion carried.

The next bill taken up for Committee discussion and action was HB-2947 concerning use of sales tax and revenue bonds for the city or county portion of highway construction projects identified as system enhancements.

Representative Empson gave the subcommittee report on HB-2947.

A motion was made by Representative Empson that the subcommittee report be adopted. The motion was seconded by Representative Guldner.

Further Committee discussion on HB-2947 ensued.

A motion was made by Representative Larkin that HB-2947 be tabled. The motion was seconded by Representative Dillon. Motion failed on a division 11-7.

On the original motion by Representative Empson to amend HB-2947, motion carried on a voice vote.

A motion was made by Representative Guldner that HB-2947 be recommended as amended favorable for passage. The motion was seconded by Representative Empson. Motion carried.

The meeting was adjourned at 1:15 p.m.


Rex Crowell, Chairman

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

HOUSE BILL No. 2959

By Committee on Transportation

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AN ACT prohibiting the issuance of special permits by the secretary of transportation for certain vehicle combinations; amending K.S.A. 1989 Supp. 8-1911 and repealing the existing ~~section~~

concerning the issuance of special permits;

8-1904 and

sections

Attachment

Sec. 3.

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

~~Section 3~~ K.S.A. 1989 Supp. 8-1911 is hereby amended to read as follows: 8-1911. (a) The secretary of transportation with respect to highways under the secretary's jurisdiction and local authorities with respect to highways under their jurisdiction may, in their discretion, upon application in writing and good cause being shown therefor, may issue a special permit in writing authorizing the applicant to operate or move a vehicle or combination of vehicles of a size or weight of vehicle or load exceeding the maximum specified in this act or otherwise not in conformity with the provisions of this act upon any highway under the jurisdiction of the party granting the permit and for the maintenance of which such party is responsible. Any permit authorized under this section may be for a single trip on a highway or route or for continuous operation on a highway or route. No permit shall be required to authorize the moving or operating upon any highway of farm tractors, combines, fertilizer dispensing equipment or other farm machinery, or machinery being transported to be used for terracing or soil or water conservation work upon farms, or vehicles owned by counties, cities and other political subdivisions of the state, unless such moving or operation occurs at any time from a half hour after sunset to a half hour before sunrise, except that this sentence shall not: (1) Exempt trucks owned by counties, cities and other political subdivisions specifically designed and equipped and used exclusively for garbage, refuse or solid waste disposal operations from the maximum gross weight limitations contained in the table in K.S.A. 8-1909, and amendments thereto; or (2) authorize travel on interstate highways. Application for any permit to operate a vehicle or combination of vehicles on the highways under the jurisdiction of the secretary of transportation may be made by telephoning the secretary for the permit. The secretary of transportation may then issue or withhold the permit

Att. 1

1 (h) Notwithstanding the provisions of this section, no special per-
2 mit shall be issued by the secretary of transportation or any local
3 authority, ~~except as provided in subsection (g) of K.S.A. 8-1904, and~~
4 ~~amendments thereto,~~ to allow the operation of any vehicle combi-
5 nation consisting of a truck tractor operated in combination with a
6 semitrailer, trailer and trailer.

, except as authorized under the provisions of
section 1

7 Sec. 2. K.S.A. 1989 Supp. 8-1911 is hereby repealed.

8-1904 and

8 Sec. 3. This act shall take effect and be in force from and after
9 its publication in the Kansas register.

are

1-2

PROPOSED AMENDMENTS TO H.B. NO. 2959

New Section 1. The limitations of K.S.A. 8-1904 and 8-1909, and amendments thereto, governing the maximum length and weight of combinations of vehicles upon roads and highways under the jurisdiction of the secretary of transportation or local authorities shall not apply to any vehicle operating on a route designated by the secretary or local authority between a Kansas turnpike authority toll booth and a motor freight truck terminal located within a ten-mile radius of any such toll booth, except at the northeastern end of the turnpike at which location a twenty-mile radius shall apply, under a permit issued pursuant to K.S.A. 8-1911, and amendments thereto by the secretary, with respect to roads and highways under the secretary's jurisdiction, or a local authority, with respect to roads and highways under such local authority's jurisdiction. Notwithstanding any other provision of law to the contrary, for the purpose of this section, all two-lane roads and highways within the corporate limits of a city shall be deemed to be under the jurisdiction of such city.

Sec. 2. K.S.A. 1989 Supp. 8-1904 is hereby amended to read as follows: 8-1904. (a) No vehicle including any load thereon shall exceed a height of 14 feet, except that a vehicle transporting cylindrically shaped bales of hay as authorized by subsection (e) of K.S.A. 8-1902, and amendments thereto, may be loaded with such bales secured to a height not exceeding 14 1/2 feet. Should a vehicle so loaded with bales strike any overpass or other obstacle, the operator of the vehicle shall be liable for all damages resulting therefrom. The secretary of transportation may adopt rules and regulations for the movement of such loads of cylindrically shaped bales of hay.

(b) No motor vehicle including the load thereon shall exceed a length of 42 1/2 feet extreme overall dimension, inclusive of front and rear bumpers, except as provided in subsection (d).

(c) Except as otherwise provided in section 1 and subsections (d), (e), (f), ~~(g)~~ and ~~(h)~~ and (g), no combination of vehicles coupled together shall exceed a total length of 65 feet.

(d) The length limitations in subsection (b) shall not apply to a truck tractor. No semitrailer which is being operated in combination with a truck tractor shall exceed 59 1/2 feet in length. No semitrailer or trailer which is being operated in a combination consisting of a truck tractor, semitrailer and trailer shall exceed 28 1/2 feet in length.

(e) The limitations in this section governing maximum length of a semitrailer or trailer shall not apply to vehicles operating in the daytime when transporting poles, pipe, machinery or other objects of a structural nature which cannot readily be dismembered, except that it shall be unlawful to operate any such vehicle or combination of vehicles which exceeds a total length of 85 feet unless a special permit for such operation has been issued by the secretary of transportation or by an agent or designee of the secretary pursuant to K.S.A. 8-1911, and amendments thereto. For the purpose of authorizing the issuance of such special permits at motor carrier inspection stations, the secretary of transportation may contract with the superintendent of the Kansas highway patrol for such purpose, and in such event, the superintendent or any designee of the superintendent may issue such special permit pursuant to the terms and conditions of the contract. The limitations in this section shall not apply to vehicles transporting such objects operated at nighttime by a public utility when required for emergency repair of public service facilities or properties or when operated under special permit as provided in K.S.A. 8-1911, and amendments thereto, but in respect to such night transportation every such vehicle and the load thereon shall be equipped with a sufficient number of clearance lamps on both sides and marker lamps upon the extreme ends of any projecting load to clearly mark the dimensions of such load.

(f) The limitations of this section governing the maximum length of combinations of vehicles shall not apply to a

combination of vehicles consisting of a truck tractor towing a house trailer, if such combination of vehicles does not exceed an overall length of 97 feet.

~~(g) The limitations of this section governing the maximum length of combinations of vehicles upon roads and highways under the jurisdiction of the secretary of transportation or local authorities shall not apply to any vehicle operating on a route designated by the secretary or local authority between a Kansas turnpike authority toll booth and a motor freight truck terminal located within a ten-mile radius of any such toll booth, except at the northeastern end of the turnpike at which location a twenty-mile radius shall apply, under a permit issued pursuant to K.S.A. 8-1911, and amendments thereto by the secretary, with respect to roads and highways under the secretary's jurisdiction, or a local authority, with respect to roads and highways under such local authority's jurisdiction. Notwithstanding any other provision of law to the contrary, for the purposes of this subsection, all two-lane roads and highways within the corporate limits of a city shall be deemed to be under the jurisdiction of such city.~~

(h) (g) The length limitations of this section shall not apply to stinger-steered automobile or boat transporters. No stinger-steered automobile or boat transporter shall exceed an overall length limit of 75 feet, exclusive of front and rear overhang.

(b) The limitations of K.S.A. 8-1904 and 8-1909, and amendments thereto, governing the maximum length and weight of combinations of vehicles upon roads and highways under the jurisdiction of the secretary of transportation or local authorities shall not apply to any vehicle operating on United States highway 69 alternate between a motor-freight truck terminal located at the city of Baxter Springs and the Kansas-Oklahoma line, under a permit issued pursuant to K.S.A. 8-1911, and amendments thereto, by the secretary.