

MINUTES OF THE HOUSE COMMITTEE ON TRANSPORTATION.

The meeting was called to order by Chairperson Kenneth King at 1:30 p.m. on January 18, 1996 in Room 526-S of the Capitol.

All members were present except:

Representative Delbert Crabb, excused

Committee staff present: Hank Avila, Legislative Research Department  
Tom Severn, Legislative Research Department  
Bruce Kinzie, Revisor of Statutes  
Ellie Luthye, Committee Secretary

Conferees appearing before the committee:

None

Others attending: See attached list

The Chair called attention to a newspaper article which was presented to the committee by a citizen regarding the speed limits in Colorado.

A report, requested by Representative McKinney, concerning the amount of the transfer from construction funds to safety funds for noncompliance with the helmet law, was presented by the Department of Transportation. (Attachment 1)

**HB 2602 - increasing maximum speed limits**

The Chair opened discussion on **HB 2602**. Representative Shore presented a balloon to **HB 2602** which would set the speed limits at 70 mph on 4 lane and multi-lane highways, 65 mph on 2 lane highways with no differential between day and night driving or car/truck speeds. The bill would also allow motorists to go 10 mph faster than posted limits without having the violation recorded on their driving record or reported to their insurance companies although they would be subject to a fine. The bill would also hold the Secretary of Transportation harmless between the effective date of the act and July 1, 1996 for failure to post all signs.

Representative Shore made a motion to adopt the balloon, seconded by Representative Myers.

Representative Correll made a substitute motion which would allow motorist a 5 mph buffer and change the speed limit to 60 mph on 2 lane highways. This was seconded by Representative McKinney and the motion failed.

The Chair called for a vote on Representative Shore's motion to accept the balloon and the motion carried.

Representative Donovan made a motion to take the changes from the balloon recommended by the Department of Transportation, which was presented on January 17th, which would double the penalties. This was seconded by Representative McKinney. The motion failed.

Representative Shore made a motion to pass **HB 2602** favorably, as amended, seconded by Representative Dillon.

Representative Humerickhouse made a substitute motion to reduce the buffer to 5 mph on all roads, seconded by Representative Flora. The motion failed.

The Chair called for a vote on Representative Shore's motion to pass **HB 2602** favorably, as amended and the motion carried.

Representative Dawson made a motion to introduce a bill which would increase the penalties as the Department of Transportation had requested. This was seconded by Representative Donovan and the motion carried.

The Chair adjourned the meeting at 2:30 p.m.

The next meeting is scheduled for January 23, 1996.



STATE OF KANSAS

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KANSAS DEPARTMENT OF TRANSPORTATION

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Secretary of Transportation

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Governor of Kansas

January 18, 1996

Representative Kenneth King, Chairman  
House Transportation Committee  
State Capitol Building, Room 431-N  
Topeka, Kansas 66612-1275

Dear Chairman King:

During the House Transportation Committee meeting on January 10, 1996, Representative Dennis McKinney asked that KDOT provide your committee with further information. He asked that we provide the amount of the transfer from construction funds to safety funds for noncompliance with the helmet law.

For FFY 1995, the amount transferred from construction funds to safety funds was \$1,893,854. At present, KDOT is authorized to spend only \$1,717,726 of these funds. These funds must be used in accordance with the rules set forth by federal law and cannot be spent on construction projects.

For FFY 1996, the original estimate was \$3.1 million; but due to a technical provision in the law, it was reduced to \$2.7 million. The penalty has since been eliminated completely by the National Highway System (NHS) Bill. Therefore, no actual transfer of funds will take place in FFY 1996 or subsequent years. However, before knowing the penalty would be eliminated, I made commitments for a portion of this money. I will honor those commitments which total approximately \$1.3 million.

There will be no loss in construction funds for FFY 1997 and beyond.

If you or your committee members have further questions, I will be happy to provide you with the information.

Sincerely,



E. Dean Carlson  
Secretary of Transportation

House Transportation Committee  
January 18, 1996  
Attachment 1