

MINUTES OF THE SENATE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairperson Senator Les Donovan at 8:30 a.m. on January 23, 2002 in Room 245-N of the Capitol.

All members were present except: Senator Pugh

Committee staff present: Hank Avila, Legislative Research Department
Bruce Kenzie, Revisor of Statutes
Marian F. Holeman, Secretary

Conferees appearing before the committee: Richard Cram, KDOR
Trista C. Beadles, Office of the Governor
Sheila Walker, Director of Vehicles, KDOR

Others attending: See attached list

Introduction of bill(s)

Richard Cram, Director, Office of Policy & Research, Kansas Department of Revenue, requested introduction of a bill relating to motor fuel taxation. The bill would move point of responsibility for remitting such tax (Attachment 1). Senator Goodwin moved to introduce this bill. Senator Salmans seconded the motion. Motion carried.

Trista C. Beadles, Assistant Legal Counsel, Office of the Governor, presented a bill relating to child passenger safety belts, "booster seat", etc. Discussion revealed this bill contains different wording than a similar bill already in the Legislature. Senator Goodwin moved to introduce the bill. Senator Schodorf seconded the motion. Motion carried.

Sheila Walker, Director, Division of Motor Vehicles, Kansas Department of Revenue, requested introduction of two bills. The first one would increase vehicle dealer and salesperson's license fees by \$10 to cover costs of KBI background checks. It would also increase main dealer fees by \$20 to cover on-going costs of National Motor Vehicle Titling Information System. Members raised several questions. Senator Schodorf moved to introduce the bill. Senator Goodwin seconded the motion. Motion carried. The second bill deals with release of confidential records where there is a "proper judicial order" (Attachment 2). Members asked several questions about this requested introduction. Members were advised the bill's intent simply is to clarify present law. The language was taken from current federal law. Senator Schodorf moved to introduce the bill. Senator Harrington seconded the motion. Motion carried.

SB 21: **School transportation, relating to school buses definition**

SB 72: **Re motor vehicles, defining farm custom harvesters**

SB 243: **Enacting the pedestrian safety act**

These three bills were carried over from last year. Members reviewed information available on each bill. Following discussion Senator Salmans moved SB 21, SB 72, and SB 243 be not passed. Senator Harrington seconded the motion. Motion carried.

SB 249: **Re highways; systems enhancements qualifications**

This bill is another carryover from the 2001 Session. Senator Gooch requested more time to review the information before recommending any action.

Approval of minutes

Senator Jackson moved to approved the January 16,2002 minutes. Senator Salmans seconded the motion. Motion carried.

Meeting adjourned at 9:15 a.m. The next meeting will be Tuesday, January 29, 2002.

**SENATE TRANSPORTATION COMMITTEE
GUEST LIST**

DATE: JANUARY 23, 2002

NAME	REPRESENTING
MURCIA STAMBAUGH	KDOT
P. MURPHY	KDOT
Christi Stewart	Ks Motor Carriers Assoc
GARY DAVENPORT	Ks Motor Carriers Assn
Deann Williams	Ks Motor Carriers Assoc.
Matthew Bergmann	Pct Hubbell Assoc.
Elizabeth Schlicher	Federico Consulting
Glenn Coulter	Ks Good Roads
Richard Coon	KDOR
Jim Kellan	KDOR
Sheila Walker	KDOR
Diane Albert	KDOR
Tom Whitaker	Ks Motor Carriers Assn.
Trista Bendles	Governor's Office
George Barber	Ks Consulting Engrs

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Office of Policy & Research

January 23, 2001

To: Senator Les Donovan, Chair
Senate Transportation Committee

From: Richard Cram

Re: Request for Introduction of Department of Revenue Proposal

Motor Fuel Tax "At The Rack"

This proposal would move the point of motor fuel taxation from the distributor of first receipt to the position holder/supplier. The incidence of tax (the fuel crossing the terminal rack) remains the same, but the person responsible for remitting the tax changes. The Department will be authorized to enter into agreements with other jurisdictions for the collection of taxes to allow for the base state reporting and collection of motor fuel taxes.

SENATE TRANSPORTATION
COMMITTEE -DATE: 01-23-02
ATTACHMENT: 1

1-1



Sheila J. Walker, Director
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Division of Vehicles
MEMORANDUM

TO: Chairman Les Donovan
Members of the Senate Transportation Committee

FROM: Sheila J. Walker, Director of Vehicles *Sheila J. Walker*

DATE: January 23, 2002

SUBJECT: Kansas Division of Vehicles' 2002 Legislative Proposals

The Kansas Division of Motor Vehicles (DMV) respectfully presents two bills today for introduction to the Senate Transportation Committee. Here is a brief summary of each bill:

Dealer fees Increase all dealer license fees, including the vehicle salesperson's fee, by \$10 to cover the costs of KBI background checks to deny the license of any applicant convicted of a felony or any crime involving moral turpitude or found guilty of a state or U.S. law. By statute, we have a public policy interest in denying applications from convicted felons. It is our responsibility to protect the public as they buy and trade vehicles.

In addition, this proposal increases the main dealer fees by an additional \$20 to cover on-going costs of the National Motor Vehicle Titling Information System (NMVTIS). NMVTIS is used to instantly verify information on a vehicle prior to accepting a title or issuing a new one.

The cost for these main dealer fees (for new, used, auction, and salvage dealers, as well as first and second stage manufacturers) would increase to a total of \$80, compared to the current \$50. The increase also brings Kansas in line with other states' dealer licensing fees:

- Missouri - \$150
- Colorado - \$300
- Nebraska - \$200
- California - \$150

These increased funds would be deposited in the existing Dealer Fee Fund.

Vehicle records Allows for vehicle records to be provided where there is a "proper judicial order" and to assist other state and federal governmental agencies in carrying out their functions, provided that such records are not re-disclosed.

SENATE TRANSPORTATION
COMMITTEE -DATE: 01-23-02
ATTACHMENT: 2

2-1

I look forward to working these bills in your committee this session.