

## MINUTES OF THE SENATE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairman Les Donovan at 8:30 a.m. on January 22, 2004 in Room 527-S of the Capitol.

All members were present except:

Senator David Adkins - excused

Senator Edward Pugh- absent

Committee staff present:

Hank Avila, Legislative Research Department

Bruce Kinzie, Revisors of Statutes

Marian F. Holeman, Committee Secretary

Conferees appearing before the committee:

Darryl Lutz, P.E., Butler County

Senator Derek Schmidt, Dist. 15

Carmen Alldritt, KDOR, Dir. Motor Vehicle Div.

Others attending:

See Attached List.

### **Organizational information**

Chairman Donovan announced Senator Nancey Harrington replacement on the Committee will be Senator David Adkins. Senator Mark Gilstrap will return to the Committee as Senator Rip Gooch's replacement and Senator Greta Goodwin is now the Ranking Minority Member.

### **Introduction of bills**

Mr. Darryl Lutz, P.E., Director of Public Works and County Engineer for Butler County requested introduction of separate bills to update Chapter 68 of the Kansas Statutes. Each proposed bill covers a specific topic or group of related sections (Attachment 1). Senator Gilstrap moved to introduce the bills. Senator Goodwin seconded the motion. Motion carried.

Senator Schmidt requested introduction of a bill amending K.S.A. 8-1738 to require garbage trucks to sound a warning device when backing up. Senator Schodorf moved to introduce the bill. Senator Jackson seconded the motion. Motion carried.

Chairman Donovan advised that Kansans for Safe Kids requested the Committee introduce a bill amending the child passenger safety act. Bruce Kinzie, Staff Revisor explained proposed changes which would involve age, height and weight requirements as well as the amount of the fine. Senator Schodorf moved to introduce the bill. Senator Goodwin seconded the motion. Motion carried.

### **Personnel introduction**

Carmen L. Alldritt, Kansas Department of Revenue, Director of Vehicles, introduced herself to the Committee. She advised that Legislative Post Audit is at this time looking at the electronic titles and information should be available very soon.

Meeting adjourned at 9:10 a.m.

Next meeting is "On Call" for Tuesday, January 27, 2004.

SENATE TRANSPORTATION COMMITTEE  
GUEST LIST

DATE: January 22, 2004

NAME	REPRESENTING
Andy Melen	KAC
Darby Lutz	Ks County Highway Assoc.
R. Manning	KDOT
Tom Whitaker	Ks Motor Carriers Assn
Scott Heidner	Ks Civil Engineers
Andy Shaw	PMCA
Diane Albert	KDOT

## Senate Transportation Committee

Senator Les Donovan, Chairman

January 22, 2004

Request of the Kansas County Highway Association to the  
Senate Transportation Committee  
to introduce legislation to update sections of Chapter 68

To: Mr. Chairman and Members of the Senate Transportation Committee

I am Darryl Lutz, P.E., Director of Public Works and County Engineer for Butler County. I have served in this position for nearly 13 years. I am a member of the Kansas County Highway Association (KCHA) and currently Chair the Legislative Committee of that organization. The KCHA is an affiliate organization of the Kansas Association of Counties (KAC) and is a statewide organization of County Engineers, Public Works Directors, Highway Administrators, and other highway officials. The primary purpose of the KCHA is to provide technical programs and educational opportunities for its members to advance their knowledge and skills related County road, bridge and public works functions and to develop their skills as administrators of their respective County departments.

The KCHA with the assistance of the KAC and the KDOT began work 2 years ago to update and revise Chapter 68 of the Kansas Statutes. The first legislative proposal made as result of the KCHA's Legislative Committee work was the introduction of legislation in 2003 to revise Article 1 of Chapter 68. The legislation was successfully passed into law. This year the KCHA Legislative Committee has drafted additional proposals to further the process of updating Chapter 68.

The KCHA Legislative Committee respectfully requests the Senate Transportation Committee to introduce separate bills related to updating Chapter 68 of the Kansas Statutes. Each proposed bill would cover a specific topic or group of related sections in Chapter 68. The general topics are as follows: county road classification system; obsolete statutes; road and bridge project bidding statutes minor revisions; road issues related to entrances and culverts; and, other road issues related to construction detours.

The goal of the committee's work is to eliminate or revise the statutes in Chapter 68 based upon one or more of the following criteria:

- Duplicate or redundant statutes
- Conflicting statutes
- Obsolete statutes
- Statutes containing language that is no longer relevant to modern day Kansas.

SENATE TRANSPORTATION COMMITTEE

DATE 01-22-04

ATTACHMENT: /

Staff from the Kansas Department of Transportation provided review and comment during the development of these legislative proposals. Many of the proposed statutes proposed for revision involve the Secretary of Transportation. The proposed revisions are currently under final review with expected approval by the KCHA Executive Committee. The KAC has included the update of the County Engineer statutes as part of its adopted 2004 KAC Legislative Platform.

If the Senate Transportation Committee acts to approve this request, the KCHA requests to review the draft form of the bills prior to being formally introduced by the Committee. The intent of this request is to assure that the legislative proposals sufficiently and properly state the KCHA's position. Please be advised that a technical review of the draft definitions and descriptions in the proposed road classification statutes revision is still in progress. It is expected that this review should be completed within the next 2 to 3 weeks.

I appreciate the opportunity today to make this request to your committee. Upon review of the draft bills, the KCHA will be prepared to provide the necessary testimony in support of the legislative proposals.

I will be happy to answer any questions that you may have.

Respectfully,



Darryl C. Lutz, P.E.  
Director of Public Works/County Engineer, Butler County  
Chair, KCHA Legislative Committee

Cc: Ms. Judy Moler, Director of Legislative Services, Kansas Association of Counties  
Mr. Leon Hobson, P.E., Riley County Public Works Director, KCHA President  
Mr. Larry W. Emig, P.E., Chief of Local Projects, KDOT