

MINUTES OF THE SENATE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairman Les Donovan at 8:30 A.M. on February 21, 2007 in Room 527-S of the Capitol.

All members were present.

Committee staff present:

Hank Avila, Kansas Legislative Research Department  
Mike Corrigan, Revisors of Statutes  
Maggie Breen, Committee Assistant

Conferees appearing before the committee:

Others attending:

See attached list.

Chairman Donovan reviewed the status of all the bills in the committee and appointed a subcommittee for **SB 295--Salvage vehicle pool dealer; bid cards**. He named himself as Chairman and Senator Wilson and Senator Gilstrap as members.

Chairman Donovan presented the minutes for February 1<sup>st</sup> and February 14<sup>th</sup> for approval. Senator Schmidt made a motion to approve the minutes as written. Senator Journey seconded the motion. The motion carried.

Chairman Donovan said the committee would work **SB 3--Highway safety memorial markers**. He said Senator Journey had an amendment and asked him to explain it.

Senator Journey said when he saw the fiscal note on the bill he decided to amend the bill to require the person requesting the sign to cover 150% of the initial cost of placing the sign and also help pay for its maintenance. (Attachment 1) He reminded the committee that the bill was initiated due to safety issues.

There were various questions regarding the permanency of the signs, how many times they could be renewed, if crosses were permitted, etc. Chairman Donovan asked if there was a motion. There was none.

Chairman Donovan said the committee would work **SB 77---Unattended and unsupervised children in motor vehicles safety act**.

Senator Hensley made a motion to amend the bill to provide liability protection for law enforcement who have to break into the vehicle to rescue children left unattended. Senator Wilson seconded the motion. The motion carried. Senator Hensley made a motion to pass the bill as amended favorably for passage. Senator Schmidt seconded the motion. The motion carried.. Senator Schmidt will carry the bill.

Senator Journey said he was hoping the committee would be kind enough to look at t **SB 6--Driver's licenses, habitual violators, allowing use motorized bicycle license**. Chairman Donovan said he wished he'd asked him ahead of time. The agenda for today was already set.

The meeting adjourned at 8:58 a.m. The date of the next meeting is unknown at this time.

**SENATE TRANSPORTATION COMMITTEE  
GUEST LIST**

**DATE:** February 21, 2007

NAME	REPRESENTING
Sarah Green	KHI News Service
Pete Bodyk	KDOT
Bill Sneed	Stark Farms
Robyn Horton	KS MOTOR CARRIERS ASSOC.
Katie Firebaugh	Kearney & Associates
Ed Klumpp	KS Assoc of Chiefs of Police

SENATE BILL No. 3

By Senator Journey

12-8

Proposed amendment for consideration  
by Senate Committee on Transportation

Senat Phil  
ey

9 AN ACT relating to roads and highways; providing for highway safety  
10 memorial markers.

11  
12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. (a) The secretary of transportation with respect to state  
14 highways and local authorities with respect to highways under their ju-  
15 risdiction may erect and maintain highway safety memorial markers in  
16 accordance with the provisions of this section.

17 (b) The secretary of transportation and local authorities may allow  
18 the placement of highway safety memorial markers for the purpose of  
19 memorializing people who have died as a result of a vehicle-related crash  
20 and to remind motorists to protect human life by driving safety.

21 (c) Requests for highway safety memorial markers may be made by  
22 either immediate family members or friends. Requests made by friends  
23 shall require the approval of the immediate family of the deceased person.

24 (d) ~~The cost for the construction, maintenance and removal of a high-~~  
25 ~~way safety memorial marker shall be paid by the Kansas department of~~  
26 ~~transportation for state highways and by local authorities with respect to~~  
27 ~~highways under their jurisdiction.~~

28 (e) Highway safety memorial markers shall be allowed to remain in  
29 place for a minimum of one year, unless it becomes necessary to remove  
30 it due to construction or maintenance purposes. If, after one year, the  
31 highway safety memorial marker has been removed for any reason, the  
32 marker may be replaced by following the initial request procedure pro-  
33 vided by this section.

34 (f) Highway safety memorial markers shall be designed by the Kansas  
35 department of transportation.

36 (g) Unauthorized memorial markers installed by private citizens shall  
37 be removed by either the department of transportation for state highways  
38 and local authorities with respect to highways under their jurisdiction.

39 Sec. 2. This act shall take effect and be in force from and after its  
40 publication in the statute book.

Such state highway safety memorial markers shall not be placed until the secretary of transportation has received sufficient moneys from gifts and donations to reimburse the secretary for the cost of placing such state highway safety memorial markers and an additional 50% of the initial cost to defray future maintenance or replacement costs of such state highway safety memorial markers. The secretary of transportation may accept and administer gifts and donations to aid in obtaining and installing suitable state highway safety memorial markers.

(e) Such local highway safety memorial markers shall not be placed until the local authorities with respect to highways under their jurisdiction have received sufficient moneys from gifts and donations to reimburse such local authorities for the cost of placing such highway safety memorial markers and an additional 50% of the initial cost to defray future maintenance or replacement costs of such highway safety memorial markers.

And by relettering the remaining subsections accordingly