

SESSION OF 2004

SUPPLEMENTAL NOTE ON SENATE BILL NO. 472

As Amended by House Committee on
Transportation

Brief*

SB 472 pertains to motor carriers. The bill would enact new statutes and amend existing law regarding motor carriers regulated by the Kansas Corporation Commission (KCC). New law would:

- ! state that the KCC's authority to regulate motor carriers would be broadly construed to implement the act; and
- ! grant to the KCC full authority to supervise and control motor carriers doing business or procuring business in the state, including authority to:
 - " inquire into any neglect or violations of laws governing motor carriers by any carrier or any customer of a carrier;
 - " inspect each carrier's condition, equipment, conduct, and management in regard to public safety and convenience; and
 - " examine all accounts and records pertinent to regulation of motor carriers.

Existing law would be amended to:

- ! narrow the exemption from regulation for motor vehicles used to transport water. The new provision would exempt vehicles used to transport water for domestic purposes (defined as the use of water by any person or by a family unit or household for household purposes, or for the watering of livestock, poultry, farm and domestic animals used in operating a farm, and for the irrigation of lands not exceeding a total of two acres in area for the growing of

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

gardens, orchards, and lawns) or livestock consumption;

- ! exempt from KCC authority, the transportation of animal dung to be used for fertilizer; and
- ! clarify that the KCC's regulatory authority, including its authority to impose fines for violations of the motor carrier statutes and implementing rules and orders, extends to those persons who operate without required authorization, certificates, or permits.

Background

SB 472 originally pertained to trucks mounted with fertilizer spreaders used to spread animal dung.

The House Transportation Committee amended the bill by incorporating the provisions of HB 2661, a bill pertaining to the regulation of motor carriers by the KCC.

An updated fiscal note was not available when the House Transportation Committee took action on the bill.