

MINUTES OF THE HOUSE COMMITTEE ON TRANSPORTATION.

The meeting was called to order by Chairperson Rep. Gary Hayzlett at 1:40 p.m. on February 8, 2000 in Room 519-S of the Capitol.

All members were present except:

Representative Phill Kline  
Representative Bruce Larkin

Committee staff present:

Bruce Kinzie, Revisor of Statutes  
Hank Avila, Research Department  
Ellie Luthye, Committee Secretary

Conferees appearing before the committee:

Jackie Miller, Director, Transportation Division, State Corporation Commission  
Tom Whitaker, Director, Governmental Relations, Kansas Motor Carriers Association  
Sargent Rex Railsback, Motor Carriers Safety Assistant Program, Kansas Highway Patrol

Others attending:

See attached sheet

**HB 2768 - motor carriers, state corporation commission**

Chairman Hayzlett opened hearings on **HB 2768** and called on Jackie Miller, Director of Transportation Division of the KCC to testify.

She called the committee's attention to a balloon which listed several changes to the original bill, which she states will not only provide further clarification of issues but will help the commission more closely monitor new motor carriers. In part, the amendments would allow the Commission to enforce its own penalties rather than the Attorney General's office 2) eliminate temporary authority 3) make the issuance of public motor carrier certificates to transport property other than household goods or passengers an administrative procedure 4) would not allow vehicles carrying property or material used in repair, building or construction work to have an exception to the safety rules and regulations. (Attachment 1)

Following questions from the committee Ms. Miller stated she would make available to the committee a copy of the safety rules and regulations of the Kansas Corporation Commission.

Tom Whitaker, Kansas Motor Carriers Association, stated that with the amendments the Kansas Motor Carriers Association was in support of **HB 2768**. He then proceeded to clarify some of the questions from the committee regarding the types of vehicles affected, personal or commercial; the penalties for failure to comply and the differences with the rules now and if **HB 2768** should become law. (Attachment 2)

Sargent Rex Railsback, Motor Carrier Safety Assistant Program, Kansas Highway Patrol, states he teaches troopers how to comply with the rules and regulations regarding safety measures. He told the committee there were 11 local law enforcement officers trained to make the inspections at this time. He relayed to the committee some of the problems they have encountered and concluded they would appreciate the support this bill would give them regarding putting "tools of the trade" under the safety regulations.

There being no other proponents, and no opponents listed, the Chair closed hearings on **HB 2768**.

**HB 2258 - auxiliary driving lamps and fog lamps, restriction**

The Chair called for discussion and final action on **HB 2258**. He called on Bruce Kinzie, Revisor, to give an overview of the bill.

Representative McClure made a motion to amend **HB 2258**, following the suggestion of the Highway Patrol, that would include a graduated enforcement clause. This was seconded by Representative Long and the motion carried.

CONTINUATION SHEET

MINUTES OF THE HOUSE TRANSPORTATION COMMITTEE, Room 519-S Statehouse, at 1:40 p.m. on February 8, 2000.

Representative Ballou made a motion to pass **HB 2258**, favorably, as amended, seconded by Representative Ray and the motion carried.

The minutes for the House Transportation Committee meetings of February 2<sup>d</sup> and 3<sup>rd</sup> were presented for corrections or approval. Representative Pauls made a motion to accept the minutes as presented, seconded by Representative Ray and the motion carried.

The next meeting of the House Transportation Committee will be held on Wednesday, February 9<sup>th</sup> at 1:30 p.m. in Room 519-S.