

MINUTES OF THE HOUSE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairperson Richard Proehl at 1:30 pm on Thursday, March 17, 2016, 582-N of the Capitol.

All members were present except:

Representative Ponka-We Victors – Excused
Representative John Alcala, appointed substitute member to the committee

Committee staff present:

Scott Wells, Office of Revisor of Statutes
Jill Shelley, Legislative Research Department
Aaron Klaassen, Legislative Research Department
Betty Boaz, Kansas Legislative Committee Assistant

Conferees appearing before the Committee:

Representative Mark Hutton
Representative Jene Vickrey
Tucker Stewart, KS Livestock Ass'n.
Tom Whitaker, Executive Director, KS Motor Carriers Ass'n.

Others in attendance:

[See Attached List](#)

Chairman Proehl opened the meeting and welcomed Representative Alcala who was substituting for Representative Victors.

The Chairman opened the hearing on **HB2601**.

Hearing on: HB2601 — Designating a portion of interstate highway 70 as the Kylie Jobe and Kyle Thornburg highway.

Staff explained the bill

The Chairman recognized Representative Mark Hutton as the Proponent for **HB2601**. ([Attachment 1](#)) Representative Hutton requested a substitute bill to start a program of memorial signs indicating names and ages of victims killed in an accident where the driver of the other vehicle was under the influence of drugs or alcohol, the date of the accident and other such information to be determined by the Secretary of Transportation. An amendment was proposed to name the bill for Kylie Jobe and Kyle Thornburg. ([Attachment 2](#)) Representative Hutton stood for questions.

There were no other Proponents and no Opponents. The Chairman closed the hearing on **HB2601**.

CONTINUATION SHEET

MINUTES of the Committee on Transportation at 1:30 pm on Thursday, March 17, 2016 in Room 582-N of the Capitol.

Chairman Proehl opened the hearing on **HB2736**.

Hearing on: HB2736 — Requiring probable cause to conduct spot checks of motor carriers.

Staff explained the bill.

Chairman Proehl recognized Representative Jene Vickrey as the first Proponent. ([Attachment 3](#)) According to Representative Vickrey, **HB2736** would amend current law adding that probable cause of a safety violation would need to be found by law enforcement before a compliance stop could be initiated. He stood for questions.

The next Proponent was Tucker Stewart ([Attachment 4](#)) According to Mr. Stewart, there have been instances in the past where farmers and ranchers were targeted for random spot checks. It included not only truck tractors with semi-tractors but also pickup trucks and goose-neck trailers. During harvest or when ranchers are pulling cattle off grass, unnecessary spot checks can be time consuming and dangerous, especially in inclement weather. He stood for questions.

Chairman Proehl drew the Members attention to Written Testimony submitted by:

Sean Miller, representing Kansas Building Industry Association, ([Attachment 5](#)) and Randy Stookey, representing Kansas Grain and Feed Ass'n., Kansas Cooperative Council and Kansas Agribusiness Retailers Ass'n. ([Attachment 6](#))

There were no other Proponents and no Neutrals.

The Chairman recognized Tom Whitaker, Executive Director, Kansas Motor Carriers Ass'n., as an Opponent of this bill.

According to Mr. Whitaker, the idea that **HB2736** will reduce the number of truck inspections because of the "probable cause" requirement, would not be accurate. ([Attachment 7](#)) He said Kansas is required to complete a certain number of truck inspections per year to meet the funding requirements of the Federal Motor Carrier Safety Assistance Program and failure to do so will make Kansas a non-conforming State and create the possibility for Federal funds to be withdrawn. He stood for questions.

After all questions were answered, the Chairman closed the hearing on **HB2736**.

Final action on bills previously heard

Sub for SB99 -Relating to height and length of vehicles and loads and exceptions to maximums.

Staff explained the bill.

Representative Schwartz moved to modify language added in the bill regarding lengths of vehicle.

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combinations used by custom harvesters to move through Kansas without having to unhook one trailer and attach a different trailer to conform with language used in Nebraska, including changing the applicable months to April through November from May through December. (Attachment 8)
Representative Thimesch seconded the Motion and the Motion carried.

BACK ON THE BILL AS AMENDED

Representative Ryckman moved an amendment that would mirror Federal law regarding weight limit exceptions on vehicles using natural gas. (Attachment 9) The Motion was seconded by Representative Lusker and the Motion carried.

BACK ON THE BILL AS AMENDED

Representative Schwartz moved to favorably pass **Sub for SB99 as amended**. Representative Thimesch seconded the Motion and the Motion carried.

SB349 - Hazardous materials endorsement exceptions.

Staff explained the bill.

Representative Schwartz moved to pass **SB349**, seconded by Representative Thimesch. Representative Sloan moved to reconsider passage of **Sub for SB99** to insert language from **SB349**, seconded by Representative Todd. Motion failed.

Motion to favorably pass **SB349** carried.

SB373 - Driver's license operation of vehicle with temporary registration.

Staff explained the bill.

Representative Doll moved passage of this bill, seconded by Representative Houser. Representative Sloan moved an amendment for technical corrections and to change a driver's license age and the effective date of the bill. (Attachment 10) seconded by Representative Todd. Motion carried.

BACK ON THE BILL AS AMENDED

Representative Doll moved favorable passage of **SB373, as amended**. Representative Houser seconded the Motion and the Motion carried.

SB 382 - Repealing requirement that wrecker and towing service providers file notices, publications and affidavits with the county clerk.

Staff explained the bill and distributed a balloon amendment adding a new section to **SB382** related to city ordinances and county resolutions on towing. (Attachment 11) Representative Todd moved to pass

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the amendment, seconded by Representative Lusker. Motion carried.

BACK ON THE BILL AS AMENDED

*Representative Todd moved to favorably pass **SB382**, as amended. Seconded by Representative Lusker and the Motion carried.*

SB405 - Nonhighway certificate of title for travel trailers.

Staff explained the bill.

*Representative Todd moved to favorably pass **SB405**, seconded by Representative Rooker. Motion carried.*

The Chairman asked Members if there was objection to doing Final Action on a bill heard earlier in the meeting. There were no objections.

HB2601 -Designating a portion of interstate highway 70 as the Kylie Jobe and Kyle Thornburg memorial highway.

Staff explained the bill.

*Representative Sloan moved to remove the contents of **SB245** and insert the language from the substitute bill requested by Representative Hutton, and to name the new statute for Kylie Jobe and Kyle Thornburg. The Motion was seconded by Representative Rooker. The Motion carried.*

BACK ON THE BILL AS AMENDED

*Representative Sloan moved **Sub for SB245**, favorable for passage, seconded by Representative Rooker, the Motion carried.*

ANNOUNCEMENTS

This being the last meeting of the House Transportation Committee for the 2016 Session, Members should take their folders or remove any material from the Committee folders they would like to keep as any remaining material will be recycled.

The Chairman thanked the Members for their Committee work this session.

There being no further business before the Committee, the meeting was adjourned.

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