

Approved: February 14, 2012

(Date)

MINUTES OF THE SENATE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairperson Dwayne Umbarger at 8:30 a.m. on Tuesday, January 31, 2012, in Room 152-S of the Capitol.

All members were present except:

Anthony Hensley - excused

Committee staff present:

Daniel Yoza, Office of the Revisor of Statutes

Scott Wells, Office of the Revisor of Statutes

Jill Shelley, Kansas Legislative Research Department

Laura Jurgensen, Kansas Legislative Research Department

Jane Wentz, Committee Assistant

Conferees appearing before the Committee:

Patrick Vogelsberg, lobbyist, National Solid Wastes Management Association, proponent

Barry Carroll, Bike/Walk Alliance Wichita (written testimony), proponent

Scott Dreiling, MiCo Velo Cycling Club (written testimony), proponent

Heidi Holliday, Rosedale Healthy Kids Initiative (written testimony), proponent

Brent Hugh, Missouri Bicycle & Pedestrian Federation (written testimony), proponent

Ashley Jones-Wisner, Greater Kansas City Local Initiatives Support Corporation, proponent

Samara Klein, KC Healthy Kids (written testimony), proponent

Stephanie Kollmann, Kansas City, Kansas (written testimony), proponent

Beth Low, Greater Kansas City Food Policy Coalition (written testimony), proponent

Richard Mabion, Building A Sustainable Earth Community (written testimony), proponent

Barbara Mitchell, Johnson County Health Department (written testimony), proponent

Gina Poertner, Life Balance Sports and Wellness, proponent

Mike Reichenberger, Andale City Council (written testimony), proponent

Sharon Reichenberger, Andale, Kansas (written testimony), proponent

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CONTINUATION SHEET

Minutes of the SENATE TRANSPORTATION Committee at 8:30 a.m. on Tuesday, January 31, 2012, in Room 152-S of the Capitol.

David Warm, Mid America Regional Council (written testimony), proponent
Wendy Wilson, Rosedale Development Association (written testimony), proponent
Jane Byrnes, Consultant Dietitian (written testimony), proponent
Ruth Holliday, Bicycle Pedaler (written testimony), proponent
Eric Rogers, Bike WalkKC (written testimony), proponent
Larry Smith, L & K Services, Inc., proponent
Mim McKenzie, Health & Wellness Coalition of Wichita (written testimony),
proponent
Donna Shelite, Director of Vehicles, Kansas Department of Revenue, proponent
Mark Greene, Shawnee, Kansas, proponent
Ernest Kutzley, AARP, Kansas, proponent
John Holroyd, Public Service Administrator, Driver's License Examining, Kansas
Department of Revenue, proponent
Tom Whitaker, Kansas Motor Carriers Association, proponent
Heath Glenn, Kaw Valley Bicycle Club (written testimony), proponent

Others in attendance:

See attached list.

Possible bill introduction

The Chairperson asked for any bill introductions. No bills were requested.

Hearing on:

SB 298 - Penalties for violating size and weight laws

At the request of the Chairperson, Daniel Yoza, Office of the Revisor of Statutes, provided a brief summary on **SB 298–Penalties for violating size and weight laws**. The purpose of this bill is to amend weight limits specific to waste haulers. Patrick Vogelsberg, lobbyist representing National Solid Wastes Management Association, testified in support of this bill (Attachment 1). Larry Smith, L & K Services, Inc., also spoke in support of **SB 298** (Attachment 2).

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SB 334 - Exempting military drivers from CDL skills testing requirements

At the request of the Chairperson, Mr. Yoza provided the Committee with a brief overview of **SB 334—Exempting military drivers from CDL testing requirements**. Jill Shelley, Kansas Legislative Research Department, added additional background information for the Committee regarding specific military training required for this exemption and that several states have established a similar exemption for returning military. Donna Shelite, Director of Vehicles, Kansas Department of Revenue, testified in support of this bill (Attachment 3). Ms. Shelite stated that the Commerce Department came to the Division requesting this change for active and/or returning military individuals who have applicable, current or recent, and certifiable experience. These individuals will be required to pass the appropriate knowledge test(s) for the class of Commercial Driver's License (CDL) they are seeking to obtain.

John Holroyd, Public Service Administrator, Driver's License Examining, Department of Revenue, answered questions regarding the CDL process for the Committee (Attachment 4). The Chairperson requested Tom Whitaker, Kansas Motor Carriers Association, answer questions regarding CDL licensing. Presently, he said, all states are required to comply with federal endorsements with the exception of three areas: military, firefighter, and farm.

SR 1805 Roads and highways; livable streets

Ashley Jones-Wisner, Greater Kansas City Local Initiatives Support Corporation, spoke in favor of **SR 1805—Roads and highways; livable streets** (Attachment 5). Ms. Jones-Wisner stated she has been actively involved in "Neighborhood Now" to promote increased quality of life and healthy lifestyles that leads to economic benefits for the community. Gina Poertner, Life Balance Sports and Wellness, also spoke in support of this resolution (Attachment 6). Mark Greene, a private citizen, addressed the Committee and asked if the resolution could be amended to include wheel chairs, motorized wheel chairs, and scooters used by persons with disabilities. Ernest Kutzley, AARP Kansas, spoke in support of this resolution (Attachment 7). Lindsey Douglas, Chief of

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Governmental Affairs, Kansas Department of Transportation (KDOT), stated that KDOT looks at the needs of the particular community before beginning a significant project and maintains dialogue with appropriate public officials throughout the various phases.

The Chairperson asked Mr. Greene and Ms. Jones-Wisner to work together along with Mr. Yoza to amend the resolution to include wheel chairs, motorized wheelchairs, and scooters.

Written testimony in support of **SR 1805 Roads and highways; livable streets** was received from the following:

- Barry Carroll, Bike/Walk Alliance, Wichita, ([Attachment 8](#))
- Scott Dreiling, MiCo Velo Cycling Club, ([Attachment 9](#))
- Heidi Holliday, Rosedale Healthy Kids Initiative, ([Attachment 10](#))
- Brent Hugh, Missouri Bicycle & Pedestrian Federation, ([Attachment 11](#))
- Samara Klein, KC Healthy Kids, ([Attachment 12](#))
- Stephanie Kollmann, Kansas City, Kansas, ([Attachment 13](#))
- Beth Low, Greater Kansas City Food Policy Coalition, ([Attachment 14](#))
- Richard Mabion, Building A Sustainable Earth Community, ([Attachment 15](#))
- Barbara Mitchell, Johnson County Health Department, ([Attachment 16](#))
- Mike Reichenberger, Andale City Council, ([Attachment 17](#))
- Sharon Reichenberger, Andale, Kansas, ([Attachment 18](#))
- David Warm, Mid America Regional Council, ([Attachment 19](#))
- Wendy Wilson, Rosedale Development Association, ([Attachment 20](#))
- Jane Byrnes, Consultant Dietitian, ([Attachment 21](#))
- Ruth Holliday, Bicycle Pedaler, ([Attachment 22](#))
- Eric Rogers, Bike-WalkKC, ([Attachment 23](#))
- Mim McKenzie, Health & Wellness Coalition of Wichita, ([Attachment 24](#))
- Health Glenn, Kaw Valley Bicycle Club, ([Attachment 25](#))

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Senator Schmidt requested a hearing on the timetable and contractual provisions of the DMV Modernization Project at the Department of Revenue.

The meeting was adjourned at 9:26 a.m. The next meeting is scheduled for February 1, 2012.

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