

MINUTES OF THE HOUSE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairman Gary Hayzlett at 1:30 p.m. on January 28, 2004 in Room 519-S of the Capitol.

All members were present except:

Representative Barbara Ballard- excused

Committee staff present:

Mary Galligan, Legislative Research Department

Hank Avila, Legislative Research Department

Bruce Kinzie, Revisor of Statutes Office

Betty Boaz, Committee Secretary

Conferees appearing before the committee:

Representative Kathe Decker

Lt. John Eichkorn, Kansas Highway Patrol

Others attending:

See Attached List.

Chairman Hayzlett opened hearings on **HB 2522**. A balloon had been prepared (Attachment 1) and Bruce Kinzie explained the change in terminology and the technical amendments to the Committee. After questions were answered Representative Wilk made a motion to adopt the balloon, seconded by Representative Yonally and the motion to adopt the balloon was passed. Chairman Hayzlett said they were ready to work the bill. Representative Vickrey made a motion that the bill, as amended, be favorably moved out of Committee. Representative Jack seconded the motion and the motion carried.

Chairman Hayzlett called for introduction of bills. He introduced Representative Kathe Decker who explained **HB 2548**. (Attachment 2) Representative Decker explained that **HB 2548** restricts operation of a motorcycle with a temporary 30-day permit. Currently, a person with a valid driver's license of any class can operate a motorcycle with a temporary 30-day permit. This bill would also require a person with a temporary 30-day permit to be accompanied by or in close proximity with a person who holds a class M driver's license.

The next proponent, Lieutenant John Eichkorn on behalf of the Kansas Highway Patrol, said **HB 2548** cleans up current language requiring individuals operating a motor vehicle in our state to hold a driver's license which is classified for the operation of such motor vehicle, and requires operators of motorcycles registered under a temporary 30-day permit to be the holder of any class of driver's license for any class of motor vehicles, except that the person shall operate the motorcycle only when accompanied by an adult who is the holder of a valid class M driver's license and who is operating a motorcycle in the general proximity of such person. Lt. Eichkorn said the Patrol would recommend a simple change be made to subsections ©)(2). Currently the bill would not allow the holder of a valid class M driver's license to ride a motorcycle with a temporary 30-day registration permit without having an adult, who is the holder of a valid class M driver's license, operating a motorcycle in the general proximity of such person. The Patrol supports any amendment that would exempt these riders from the proposed provisions.

There were no other proponents and no opponents. After questions were answered, Chairman Hayzlett closed hearings on **HB 2548**

Chairman Hayzlett introduced Tom Day, Legislative Liaison for the Kansas Corporation Commission. Mr. Day requested the House Transportation Committee introduce legislation (Attachment 3) on the following proposed statutory amendments to the motor carrier statutes:

- 1) Amend KSA 66-1,109(1) and KSA 66-1,129©)(8).
- 2) KSA 66-1,142b. Civil penalties; motor carriers.
- 3) New Statutes Regarding Liberal Construction and General Supervision.
- 4) Transfer of Railroad Jurisdiction to Kansas Department of Transportation.

Representative Faber made a motion to introduce these proposed statutory amendments, seconded by

CONTINUATION SHEET

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Representative Wilk and the motion carried.

Chairman Hayzlett introduced Representative Long who asked to introduce a bill requested by army reservists wanting three sections of highway designated to commemorate the three army reserve divisions that operate out of Kansas. Representative Yonally made a motion to introduce this bill, Representative Huff seconded the motion and the motion carried.

Chairman Hayzlett introduced Andy Shaw, with the firm of Kearney and Associates on behalf of Kansas Action for Children. They asked to introduce a bill to increase the age for a primary seatbelt violation in the front seat for children 14 thru 17 up to the age of 18. A motion was made by Representative Huff, seconded by Representative Davis and the motion carried.

Chairman Hayzlett recognized Representative Long who asked to introduce a bill to change some of the language for requirements for senior citizens who are driving after they reach the age of 65. A motion was made by Representative Winn, seconded by Representative Henry and the motion carried.

Chairman Hayzlett again recognized Representative Long who had been requested to ask the Committee to revisit the seatbelts for school buses. A motion was made by Representative Winn, seconded by Representative Long. The ayes have it, motion carried.

Chairman Hayzlett asked the Committee for a bill introduction to address the transfer of certain sales tax revenue on new and used vehicles to the state highway fund. A motion was made by Representative Humerickhouse, seconded by Representative Vickrey and the motion carried.

There being no other bill introductions Chairman Hayzlett adjourned the meeting. The next meeting will be on February 3, 2004 in Room 519-S at 1:30.