

## MINUTES OF THE HOUSE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairman Gary Hayzlett at 1:30 P.M. on March 7, 2006 in Room 519-S of the Capitol.

All members were present except:

Representative Barbara Ballard- excused

Representative Jerry Henry- excused

Committee staff present:

Hank Avila, Kansas Legislative Research

Bruce Kinzie, Revisor of Statutes Office

Betty Boaz, Committee Secretary

Conferees appearing before the committee:

Senator Janis Lee

Larry Baer, Assistant General Counsel, League of KS Municipalities

Bill Miller, Mid-West Crane & Rigging, Olathe, KS

Greg Polk, Polk Crane Co., Lawrence, KS

Martha Neu Smith, Executive Director, KS Manufactured Housing

Carmen Alldritt, Director, Motor Vehicle Div., KS Department of Revenue

Alan Anderson, Driver's License Bureau, Department of Revenue

Phil Bradley, Representing KS Licensed Beverage Association

Amy Campbell, Representing KS Association of Beverage Retailers

Others attending:

See attached list.

Chairman Hayzlett opened the meeting with a hearing on **SB 413**.

**SB 413 - Regulating traffic, allowing certain golf carts**

Chairman Hayzlett recognized Senator Janis Lee as the first proponent. According to Senator Lee (Attachment #1) **SB 413** would allow municipalities to implement local ordinances to regulate the operation of properly equipped golf carts on streets and roads in their communities. This bill would continue the current exemption from registration for golf carts operated on streets but would require the driver to have a valid drivers license.

There were no other proponents of this bill and no opponents. The next conferee, Larry Baer, League of KS Municipalities, was listed as neutral.

According to Mr. Baer (Attachment #2) if enacted, **SB 413** would redefine a golf cart as a motor vehicle and they feel that as a "motor vehicle" it would require that anyone operating a golf cart on a public street would be required to have a valid drivers' license and that the owner would be required to maintain liability insurance.

There were no other conferees on this bill so after questions were answered Chairman Hayzlett closed the hearing on **SB 413**.

**SB 374 - Registration of vehicles, self-propelled cranes**

Chairman Hayzlett opened the hearing on **SB 374** and recognized Bill Miller, Mid-West Crane & Rigging, as the first proponent.

According to Mr. Miller (Attachment #3) this amendment will clear up the confusion that has disrupted their crane rental business and cost them and others a great deal of money. He said the confusion created a hostile situation with the Kansas Highway Patrol regarding the exemption for motor cranes from registration and licensing requirements for motor vehicles. Mr. Miller said the exemption was granted in the original legislation passed in 1933.

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The next proponent was Greg Polk, Polk Crane Service, Inc. According to Mr. Polk (Attachment #4) their crane company lifts and sets air conditioning units, roof trusses and structural steel. He said they do not deliver or carry property that belongs to others, that the only things transported on the bed of the crane are materials needed in the operation of the crane. He said their crane insurance does not cover transporting equipment owned by others on the highway.

Chairman Hayzlett drew the Committee's attention to the written testimony submitted by Allen Gilmore, President, Gilmore Crane Corporation. (Attachment #5)

The last proponent was Martha Neu Smith, KS Manufactured Housing Association. (Attachment #6) According to Ms. Smith, their Association would like to express support for **SB 374**. She said the new language clarifies which self-propelled cranes are included in the exception provisions of KSA 8-128. She said it also adds language that prohibits self-propelled cranes from transporting any property, except what is required for the crane itself.

There were no other proponents so after questions were answered, the Chairman called for opponents to **SB 374**. He recognized Carmen Alldritt, Director, Division of Vehicles. (Attachment #7) According to Director Alldritt, the Dept. Of Revenue introduced this bill to give a clear and more current definition of a self-propelled crane. However, as amended by the Senate Committee, this bill now contains a fiscal impact to the state. She said the State Highway Fund would be drastically reduced.

There being no other opponents, after questions were answered, the Chairman closed the hearing on **SB 374** and opened hearings on **SB 554**.

### **SB 554 - EXPIRATION OF DRIVERS LICENSES FOR PEOPLE UNDER 21 YEARS OF AGE**

The first proponent for **SB 554** was Alan Anderson, Driver's License Bureau, Dept. of Revenue. According to Mr. Anderson, (Attachment #8) licenses issued to drivers under 21 are currently issued in a vertical format. This bill would require all drivers under 21 to renew their license on their 21<sup>st</sup> birthday and be issued a horizontal format license. They will then renew for a full six year license.

The next proponent for **SB 554** was Philip Bradley, Executive Director, KS Licensed Beverage Association. (Attachment #9) Mr. Bradley said the reason to have a differently appearing card for those under 21 is to reduce the accessibility of alcohol to underage persons. This bill helps in several ways; 1) immediate and obvious recognition that this is an underage card, 2) that underage persons could not pass on or sell their cards to others when they become 21 and replace their card, and 3) assuring that no person over 21 has a valid vertical card.

The last proponent for this bill was Amy Campbell, Executive Director, KS Association of Beverage Retailers. (Attachment #10) Ms. Campbell said their members support the portion of **SB 544** relating to the mandatory renewal of an individual's drivers license upon reaching the age of twenty-one. She said Kansas has taken specific steps to verify the identity and the age of individuals who get a drivers license and this bill provides a key step forward.

There were no other proponents and no opponents so Chairman Hayzlett closed the hearing on **SB 544**.

It was the Chairman's desire to work **SB 544** so he opened it up to the Committee for questions, comments and motions. Representative Treaster made a motion to pass this bill favorably out of Committee, the motion was seconded by Representative Yonally and the motion carried.

Representative Hayzlett drew the Committee's attention to the Minutes of the February 15<sup>th</sup> and 16<sup>th</sup>, 2006 meetings. Representative Olson made a motion to approve the Minutes as presented, seconded by Representative Long and the motion carried.

There being no further business before the Committee, the meeting was adjourned. The next meeting will be on March 8, 2006, at 1:30 p.m. in Room 519-S.

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