

MINUTES OF THE HOUSE TRANSPORTATION.

The meeting was called to order by Chairperson Gary Hazylett at 1:40 p.m. on February 15, 2001 in Room 519-S of the Capitol.

All members were present except:

Representative Jerry Aday, excused
Representative Andrew Howell, excused

Committee staff present:

Bruce Kinzie, Revisor
Hank Avila, Research
Chris Courtright, Research
Ellie Luthye, Committee Secretary

Conferees appearing before the committee:

Jackie Miller, Director, Transportation Division, Kansas Corporation Commission
Major Mark Goodloe, Kansas Highway Patrol
Tom Whitaker, Executive Director, Kansas Motor Carriers Association

Others attending:

See attached sheet

HB 2290 - related to motor carriers - exemptions

Chairman Hayzlett called on Jackie Miller, Kansas Corporation Commission, to give testimony in support of **HB 2290**. She presented a handout which listed the four primary revision contained in **HB 2290** and explained each of these revisions. (Attachment 1)

Mark Goodloe, Kansas Highway Patrol, told the committee that in January, 2001 the Kansas Corporation Commission issued an opinion indicating the Kansas Highway Patrol did not have the authority to enforce federal regulations violated by interstate "Tools of the Trade" carriers. With the Kansas law exempting those persons transporting "tools of the trade" from the safety regulations, Kansas and the Kansas Highway Patrol could lose federal motor carrier safety assistance program dollars if the nonconforming statute is not amended. (Attachment 2)

The next conferee was Tom Whitaker, Executive Director, Kansas Motor Carriers Association. He stated the Association does support **HB 2290** with one technical amendment in Section 1, paragraph (d) to make the definition of household goods consistent with federal language governing interstate movements of this commodity. He told the committee the bill also clarifies that vehicles with a gross vehicle weight rating of 10,000 pounds, or less, are not subject to KCC regulations except when transporting hazardous materials. This change brings Kansas law into conformity with the Federal Motor Carrier Safety Regulations governing the transportation of "tools of the trade". (Attachment 3)

Following questions and voicing of concerns regarding **HB 2290**, Chairman Hayzlett closed hearings on this bill.

HB 2291 - regulation of motor carriers

Jackie Miller of the Kansas Corporation Commission stated **HB 2291** deletes references to the Interstate Commerce Commission and updates several United States codes. It also clarifies some language, which has simply been in the laws for quite some time, and was due for updating and clarification to current legislative style. She discussed each of these changes and answered questions from the committee. (Attachment 4)

Tom Whitaker, Kansas Motor Carriers Association, told the committee they would support **HB 2291** if certain amendments were added to the bill. He stated the concerns KMCA had with the bill and said they had been working with the KCC staff to work out differences with the KCC proposal. The final amendments have not been completed at this time. (Attachment 5)

MINUTES OF THE HOUSE TRANSPORTATION COMMITTEE, Room 519-S of the Capitol at 1:40 p.m. on February 15, 2001.

As there were concerns by the committee on both **HB 2290** and **HB 2291**, Chairman Hayzlett appointed a sub-committee to further study the bills. He appointed Jene Vickery as Chairman, with Representatives Jan Pauls and Joe Humerickhouse also serving.

The Chairman also appointed a sub-committee to further study **HB 2145 - warranties on safety belts -** and appointed Representative John Ballou as Chairman with Representatives Long and Dreher to also serve.

Chairman Hayzlett left the meeting to meet with the Scott City Leadership class and Vice-Chairman Vickery chaired the remainder of the meeting.

HB 2191 - license plates for Ancient Arabic Order, Nobles of the Mystic Shrine of North America

Vice Chairman Vickery called for final action on **HB 2191**. Representative Beggs made a motion to pass HB 2191 favorably, seconded by Representative Long. Representative Phelps made a substitute motion to table the bill, seconded by Representative Dillmore. Representative Phelps made a motion to withdraw his substitute motion however this failed as Representative Dillmore did not withdraw his second. A vote was taken and the substitute motion carried.

Vice Chairman Vickery adjourned the meeting at 2:55 p.m. The next meeting of the House Transportation Committee will meet on Monday, February 19th, 2001 in Room 519-S.