

MINUTES OF THE HOUSE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairman Gary Hayzlett at 1:30 p.m. on March 5, 2009, in Room 783 of the Docking State Office Building.

All members were present except:

Representative Margaret Long and Mike Burgess

Committee staff present:

Bruce Kinzie, Office of the Revisor of Statutes  
Hank Avila, Kansas Legislative Research Department  
Jill Shelley, Kansas Legislative Research Department  
Betty Boaz, Committee Assistant

Conferees appearing before the Committee:

Senator Janis Lee  
Representative Bob Bethell  
Sandy Jocquot, League of Municipalities  
Bill Sneed, Representing State Farm Insurance

Others attending:

See attached list.

The Chairman called the meeting to order and opened the hearing on **SB 122**.

**SB 122 - Rebuilt salvage vehicles, reduction of classification, taxation.**

Chairman Hayzlett recognized Representative Bob Bethell. (Attachment #1) According to Representative Bethell he was concerned with the way value is applied to a vehicle that has been deemed to be salvage and then rebuilt. He said often the insurance company determines that a vehicle has more damage than they wish to pay to have repaired and then declare the vehicle as salvage. Representative Bethell said a good body person can sometimes repair the vehicle to equal a vehicle produced by the manufacturer.

The next proponent introduced was Joe Grisolano, the Crawford County Treasurer. (Attachment #2) According to Mr. Grisolano this bill would lower the classification code of any motor vehicle by two classes when a new title is issued with 'rebuilt salvage' on the heading. He said this reduction in classification is a one-time reduction that will stay with the vehicle as long as it is in operation. He said he had talked to a used car dealer who deals in rebuilt salvage vehicles and the dealer said a rebuilt vehicle is usually worth about 15% to 30% less than the same vehicle with a good title. Mr. Grisolano said the drop of two classes when a title is issued with 'rebuilt salvage' on the heading would be approximately 17% to 19% less. He attached a copy of Certificate of Title showing 'REBUILT SALVAGE.'

The Chairman drew the Committee's attention to written testimony in support of **SB 122** submitted by Jeannine Bateman, the Marion County Treasurer. (Attachment #3)

There being no other proponents and no opponents, the Chairman closed the hearing on **SB 122**.

Chairman Hayzlett opened the hearing on **SB 123**.

**SB 123 - Antique vehicles; city issued license plates.**

The Chairman recognized Representative Bethell who provided testimony for Ken Hand who could not attend the hearing. (Attachment #4) According to his testimony Mr. Hand wanted to recommend to the Committee a change in the way antique license plates are issued by the State. He provided some background on antique car plates. He said the current law allows age-appropriate plates on the car which is more aesthetically pleasing and more appropriate for display. According to Mr. Hand, Kansas did not start issuing state license plates until 1913. His request is that the State issue an antique plate as is done now but the owner of the vehicle, if he chooses not to display that plate, could put the numbers that are on the State issued plate onto a reproduction plate that he constructs out of leather (or some other material) and then the vehicle can legally be operated on the roads and streets of the State.

## CONTINUATION SHEET

Minutes of the House Transportation Committee at 1:30 p.m. on March 5, 2009, in Room 783 of the Docking State Office Building.

There were no other proponents and no opponents. The Chairman closed the hearing on **SB 123**.

Chairman Hayzlett opened the hearing on **SB 37**.

### **SB 37 - Regulating traffic, concerning golf carts.**

The Chairman recognized Senator Janis Lee. (Attachment #5) According to Senator Lee, **SB 37** came about as a result of requests from senior citizens who were familiar with a similar law in Arizona and who live in communities where there are no public transportation systems. They feel that allowing the use of appropriately equipped golf carts on the street in their communities would enhance the ability of some citizens to continue living in their own homes longer. She said **SB 37** requires a valid driver's license and provides for local determination as to whether the use of golf carts is appropriate in their community.

The next proponent was Sandy Jacquot, Director of Law, League of Kansas Municipalities. (Attachment #6) Ms. Jacquot, gave a little background on the League's involvement with this issue. She said the League of KS Municipalities has made it a legislative priority for 2009 to request that the Legislature provide authority to cities to choose the types of vehicles to allow on city streets, knowing that a one-size-fits-all approach does not work. **SB 37** would expand to golf carts, the types of vehicles that cities may allow on city streets. Ms. Jacquot said the League would like to propose to expand this bill to define and authorize cities to allow alternative motor vehicles on cities streets with the adoption of an ordinance, or at the very least, work-site utility vehicles.

There being no other proponents, the Chairman called for Opponents to **SB 37**. Chairman Hayzlett introduced Bill Sneed, Legislative Counsel with the State Farm Insurance Companies. (Attachment #7) According to Mr. Sneed, his company thought it was important to advise the Committee of some concerns they have so that no one will be surprised of the potential of this bill after it becomes law. He said the potential for accidents is increased and with more accidents there will be more claims and with more claims there will be a resulting increase in cost for the golf cart owner. Mr. Sneed concluded by saying that they simply wanted to make the Committee aware of these facts and urged the Committee to move cautiously as there may be unforeseen consequences.

The last proponent was Michael J. McLin, Bureau Manager, Titles and Registrations, KS Department of Revenue. (Attachment #8) Mr. McLin said the Department is in support of this bill but would request the following amendments: 1) add definition for all-terrain vehicles; 2) add worksite utility vehicle back into the registration of vehicles exceptions; and 3) pull worksite utility vehicles back under the traffic violations statute, replacing the \$60 fine for unlawful operation that was inadvertently removed in **HB 2119** and placing back into statute the language that was inadvertently repealed in **HB 2119** last year.

There being no other proponents, nor opponents and after all questions were answered, the Chairman closed the hearing on **SB 37**.

There being no other business before the Committee, the meeting was adjourned at 2:30 p.m. The next meeting will be on March 10, 2009.