

MINUTES OF THE SENATE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairman Dwayne Umbarger at 8:30 a.m. on March 13, 2009, in Room 136-N of the Capitol.

All members were present.

Committee staff present:

Mike Corrigan, Office of the Revisor of Statutes
Jill Shelley, Kansas Legislative Research Department
Cindy Shepard, Committee Assistant

Conferees appearing before the Committee:

Michael McLin, Bureau Manager, Titles & Registrations, State of Kansas
Jarrod Forbes, Lobbyist, Polaris Industries
Bill Sneed, Legislative Counsel, State Farm Insurance Companies

Others attending:

See attached list.

The hearing on **SB 293 - Regulating traffic, concerning the definition of an all-terrain vehicle** was opened.

Michael McLin, Bureau Manager of Titles & Registrations, for the State of Kansas, testified as a proponent of **SB 293**. He stated that the bill clarifies an issue that the Titles & Registration Bureau has been having with all terrain vehicles (ATV's). The Department requested the language in **SB 293** to be placed upon **SB 37** as it was amended and passed by the Senate (Attachment 1).

Jarrod Forbes, on behalf of Polaris Industries, appeared in support of **SB 293**. They believe that this legislation is a necessary change to keep Kansas law consistent with current real world practice and remove the confusion of what is and is not defined as an ATV (Attachment 2).

Written testimony in opposition to **SB 293** was submitted by:

Bill Sneed, Legislative Counsel, State Farm Insurance Companies (Attachment 3)

There being no further conferees, the hearing on **SB 293** was closed.

Chairman Umbarger suggested working the bill immediately if there was no opposition. The committee agreed. Senator Petersen moved, Senator Schmidt seconded, to recommend **SB 293** favorably for passage. Discussion followed. Senator Petersen withdrew his motion, Senator Schmidt seconded.

The Chairman called attention to a technical amendment that makes sure the definition of an all-terrain vehicle is applied in both sections of the statute. Senator Hensley moved, Senator Petersen seconded to adopt the proposed amendment. Motion carried.

Senator Petersen moved, Senator Schmidt seconded, to recommend **SB 293**, as amended, favorably for passage. Motion carried.

Final action on **SB 274 - Enacting Kansas scenic and heritage backroads act.**

Following discussion, Senator Kultala moved, Senator Brownlee seconded, to recommend **SB 274** favorably for passage. Motion carried.

The Chairman called for final action on **HB 2130 - Support Kansas arts license plate.**

Discussion followed in reference to an amendment requested by Carmen Alldritt, Director of Vehicles, that enables the Department to cover the cost of distinctive license plates (Attachment 4). Senator Schmidt moved, Senator Kultala seconded, to adopt the proposed amendment. Motion carried.

Senator Schmidt moved, Senator Kultala seconded, to recommend **HB 2130**, as amended, favorably for

CONTINUATION SHEET

Minutes of the Senate Transportation Committee at 8:30 a.m. on March 13, 2009, in Room 136-N of the Capitol.

passage. Motion carried.

Final action on **HB 2131 - Disabled veterans license plates, defining disabled veterans.**

The Chairman referred to a proposed amendment requested at the hearing on February 5 (Attachment 5). Senator Schmidt moved, Senator Kultala seconded, to adopt the proposed amendment. Motion carried.

Senator Brownlee moved, Senator Schmidt seconded, to recommend HB 2131, as amended, favorably for passage. Motion carried.

Final action on **HB 2134 - Distinctive license plates; exempting In God We Trust plates from startup fee.**

The Chairman called attention to a proposed amendment dealing with the collection of startup fees (Attachment 6). Following discussion, Senator Hensley moved, Senator Marshall seconded, to adopt the proposed amendment. Motion carried.

Discussion continued, Senator Brownlee moved, Senator Schmidt seconded, to further amend HB 2134 by changing the \$10,000 on line 36 to \$20,000. Motion carried.

Senator Donovan moved, Senator Marshall seconded, to recommend HB 2134, as amended, favorably for passage. Motion carried.

Final action on **HB 2258 - Licensing vehicle crushers, recyclers, rebuilders scrap metal recycler.**

Staff distributed a proposed amendment requested by Ed Klumpp at the hearing on March 10 clarifying scrap metal vehicles (Attachment 7). Following discussion, Senator Hensley moved, Senator Donovan seconded, to adopt the proposed amendment. Motion carried.

Senator Donovan moved, Senator Marshall seconded, to recommend HB 2258, as amended, favorably for passage. Motion carried.

The meeting was adjourned at 9:27 a.m. The next meeting is scheduled for March 17, 2009.