

MINUTES OF THE HOUSE COMMITTEE ON TRANSPORTATION.

The meeting was called to order by Chairman Rex Crowell at 1:30 p.m. on February 16, 1993 in Room 519-S of the Capitol.

All members were present except: Rep. Steve Lloyd, Excused
Rep. Douglass Lawrence, Excused
Rep. Tim Shallenburger, Excused
Rep. Walker Hendrix, Excused

Committee staff present: Tom Severn, Legislative Research Department
Hank Avila, Legislative Research Department
Bruce Kinzie, Revisor of Statutes
Donna Luttjohann, Committee Secretary

Conferees appearing before the committee: Rep. Sheila Hochhauser
Rep. Alex Scott
Betty McBride, Director of Vehicles, Department of Revenue
Rep. Elaine Wells
Pam O'Toole, Kansas National Guard
Jack Elliott
Don O'Toole

Others attending: See attached list

Chairman Crowell opened the hearing on HB 2297 concerning the exemption of military personnel from the driver's license act. Chairman Crowell recognized Rep. Sheila Hochhauser co-sponsor of the bill, who testified in favor of the proposal.

The Chairman recognized Rep. Alex Scott, proponent and co-author of the bill. He testified that military personnel, in order to be legally licensed in Kansas, must have a Kansas driver's license.

Betty McBride, Division of Vehicles Director for the Department of Revenue, was available to answer questions of the committee. She stated that the military can register their vehicle anywhere they want to but this would allow them to be legal in Kansas when they have a Kansas tag on their car.

The Chairman closed the hearing on HB 2297.

Chairman Crowell opened the hearing on HB 2300 concerning the designation of part of K-82 highway to be the William H. Avery Highway. He called on Rep. Alex Scott who testified in favor of the bill. Rep. Scott testified that Bill Avery was the Governor of Kansas and a Congressman in Washington. Highway K-82 runs past his home in Wakefield, Kansas. Chairman Crowell closed the hearing on HB 2300.

Chairman Crowell then opened the hearing on HB 2323 which would allow retired members of the Kansas National Guard to be able to retain their special license tag at retirement. The Chairman recognized Rep. Elaine Wells, the primary author of the bill, to testify. Rep. Wells's written testimony is Attachment 1.

Pam O'Toole, representing the National Guard Association of Kansas, was recognized by Chairman Crowell. She spoke as a proponent of the bill. See Attachment 2 for her written testimony.

Jack Elliott, a National Guard retiree, testified that most of the retirees remain active after retirement and would like to continue having their license tag, especially when attending conferences pertaining or relating to their career.

Don O'Toole testified as a proponent of HB 2323. As a retiree from the Kansas National Guard after 33 years of service, he testified that he would have liked to have retained his Kansas National Guard license tag after retiring.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON TRANSPORTATION, Room 519-S Statehouse, at 1:30 p.m. on February 16, 1993.

Chairman Crowell closed the hearing on HB 2323.

The Chairman called the committee's attention to HB 2123, Sunday closing of car dealerships.

Rep. Dillon made the motion to pass the bill out favorably. It was seconded by Rep. Haulmark. Rep. Rezac made a substitute motion to amend the bill exempting independent car dealers from having to close on Sunday. Rep. McClure seconded the substitute motion. After committee discussion, the substitute motion failed on a voice vote.

Rep. Lawrence made a substitute motion to amend the bill to allow 5 vehicles to be sold in a calendar month. Rep. Dillon seconded the motion. After discussion by the committee, Rep. Lawrence withdrew his substitute motion to amend with the consent of his second. Rep. Lawrence made a substitute motion to amend as per the balloon which had been distributed. See Attachment 3. It was seconded by Rep. Dillon. The substitute motion to amend carried.

Rep. McClure made a motion to amend the bill, exempting motorcycle dealerships from the bill. It was seconded by Rep. Haulmark. The motion carried.

Rep. Dillon made the motion to favorably pass HB 2123 out of committee as amended. It was seconded by Rep. Haulmark. The motion carried.

Chairman Crowell called the committee's attention to HB 2176 concerning the temporary closing of highways. Rep. Smith made a motion to amend by adding "non-person, unclassified" misdemeanor to page 3, line 21 of the bill. It was seconded by Rep. Shore. The motion carried.

Rep. Rezac made a motion to amend the bill to include county roads. It was seconded by Rep. Smith. Discussion by the committee took place. Rep. King made the motion to table. It was seconded by Rep. Garner. The motion carried.

The Chairman brought the committee's attention to HB 2194 requiring the disclosure to the consumer the fact that a motor vehicle was returned to a vehicle dealer under the provisions of K.S.A. 1992 Supp. 50-645, and amendments thereto.

Rep. King made the motion to amend the bill to require disclosure to the consumer that a vehicle is a factory buyback. Rep. Smith seconded the motion. The motion carried.

Rep. Haulmark made the motion to pass HB 2194 favorably as amended. Rep. Crabb seconded the motion. The motion passed.

The Chairman called the committee's attention to HB 2300 regarding the naming of Highway K-82 the William H. Avery Highway. Rep. Dillon made the motion to pass the bill favorably and because the committee is of the opinion that the bill is of a non-controversial nature, be placed on the consent calendar. It was seconded by Rep. King. The motion carried.

The Chairman adjourned the meeting at 2:50 p.m. with the next meeting to be held on February 17, 1993, at 1:30 p.m. in Room 519-S of the Capitol.

GUEST LIST

HOUSE TRANSPORTATION COMMITTEE

FEBRUARY 16, 1993

Name	Address	Representing
Charles Bredahl	Topeka	Adj Gen Dept.
DONALD O'TOOLE	TOPEKA	NATL GUARD ASSN OF KS
JACK L. ELLIOTT	TOPEKA	ENL ASSN NG KS
RUFUS L. Forrest, Jr.	✓	NATL GUARD ASSN, KS.
PAM O'TOOLE	✓	✓
JANET WAUGH	KC KS	KIADA
Tom Whitaker	TOPEKA	Ks Motor Carriers Assn
Tom Bruno	Topeka	Bottenberg & Assoc
Donald Hobson	McPherson	Intern
Dennis Schatz	Holton	
LAURA LEE	Topeka	KDOT
Arden Tappan	Topeka	KDOT
John W Smith	Topeka	KDOR
Betty McBride	Topeka	KDOR
Julie Wright	Topeka	Wichita Eagle
James J. Tabor	Ames	Dist. 107
Alex Scott	Junata City	Dist 65.
BENNETT AMENBELL	PERMY	ABATE
Pick Davis	Topeka	MIC

STATE OF KANSAS

ELAINE L. WELLS
REPRESENTATIVE, FIFTY-NINTH DISTRICT
OSAGE AND NORTH LYON COUNTIES
R.R. 1, BOX 166
CARBONDALE, KANSAS 66414
(913) 665-7740

STATE CAPITOL
RM. 182-W
TOPEKA, KS 66612-1504
(913) 296-7637



TOPEKA

HOUSE OF
REPRESENTATIVES

COMMITTEE ASSIGNMENTS
VICE-CHAIR: GOVERNMENT ORGANIZATION
AND ELECTIONS
MEMBER: PUBLIC HEALTH AND WELFARE
JUDICIARY

TESTIMONY ON H.B. 2323

PRESENTED TO THE
HOUSE TRANSPORTATION COMMITTEE

Thank you Mr. Chairman, for the hearing on this bill and for the opportunity to testify on it.

For several years the National Guard Association of Kansas has tried to get this legislation passed. This legislation always managed to get included in a bill of a more controversial nature regarding license tags and therefore did not survive the process.

H.B. 2323 simply allows National Guard members who have an existing National Guard tag to keep their tag when they retire.

It does not cost the state anything. It may save a few dollars by not making the retirees purchase a new tag when they do retire.

We could delve into all the reasons why these honored and respected members of our society should be allowed this privilege such as the success of Desert Storm, but I will refrain and simply ask that you considerably favor this legislation for passage.

I also ask that you do not amend the bill to add other classes regarding special license tags that would make it again more controversial and lessen its chances for becoming law this session.

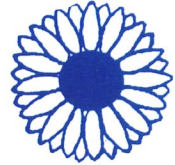
Again, thank you, and I would be happy to respond to any questions.

HOUSE TRANSPORTATION
Attachment 1
2/16/93



NATIONAL GUARD ASSOCIATION OF KANSAS

P.O. Box 19031
Topeka, Kansas 66619-0031
Phone: (913) 862-1020
FAX: (913) 862-1020



House Bill No. 2323

Subject: Distinctive License Plates for Retired Members of the Kansas National Guard

Legislation is proposed amending K.S.A. 8-177a concerning distinctive license plates for members of the Kansas National Guard. The proposed amendment will extend the privilege of the distinctive National Guard license plate to retired members of the Kansas National Guard.

Many Kansas Guard members already have the distinctive license plates, and must relinquish these plates at the time of their retirement. The proposed amendment would simply extend the privilege of the license plate already in existence to those members who have served for 20 years or more and retired from the Kansas National Guard. In many cases, it would simply mean retaining the license plates they have already had for a number of years.

This amendment has been proposed in previous years, but has not passed because it has been amended and included with other license plate proposals for which there would be a cost to the taxpayers. This amendment would be of no cost to the taxpayers, Kansas Guard members pay for these license plates. It is simply amending the current statute to include retired members.

We request your favorable consideration on House Bill No. 2323 as a way of recognizing retired Kansas National Guard members for their many years of service to our country and state.

HOUSE TRANSPORTATION
Attachment 2
2/16/93