

MINUTES OF THE HOUSE COMMITTEE ON TRANSPORTATION.

The meeting was called to order by Chairman Rex Crowell at 1:30 p.m. on February 17, 1993 in Room 519-S of the Capitol.

All members were present except: Rep. Steve Lloyd, Excused
Rep. Douglass Lawrence, 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: Mike Lackey, Kansas Department of Transportation
Mary Turkington, Kansas Motor Carrier Association
Rep. Bob Tomlinson
Donna Whiteman, Secretary of SRS
John Smith, Division of Vehicles, Department of Revenue

Others attending: See attached list

The hearing for HB 2416 prohibiting the use of a single tire when a dual tire is intended to be used was opened by Chairman Crowell. He recognized Mike Lackey, KDOT, as a proponent of the bill. See Attachment 1.

Mary Turkington, KMCA, was recognized as a proponent of the bill. See Attachment 2.

Chairman Crowell closed the hearing on HB 2416.

The Chairman opened the hearing on HB 2282 concerning requiring school attendance to retain a driver's license. Hank Avila, Legislative Research, summarized the bill for the committee.

The Chairman recognized Rep. Tomlinson, primary author of the bill, as the first to testify. He explained the differences between this bill and the bill proposed in 1990. See Attachment 3.

Donna Whiteman, Secretary of SRS, was recognized by the Chairman. She testified that this bill could have a positive effect on keeping kids in school. See Attachment 4 for her testimony and statistics regarding this bill. Committee discussion took place in which questions arose regarding the mailing of notification of suspension and if the Division of Vehicles would have to provide an administrative hearing regarding the suspension. Chairman Crowell closed the hearing on HB 2282.

Chairman Crowell brought the committee's attention to HB 2174 relating to wide-based single tires. Rep. Smith made a motion to amend line 21 of the bill to read 575 instead of 450. Rep. Shore seconded the motion. The motion carried.

Rep. Pauls made a motion to amend page 6, line 2 to read lamps instead of lamp. Rep. McClure seconded the motion. The motion carried.

Rep. Dillon made a motion to recommend HB 2174 as amended favorably for passage. Rep. Correll seconded the motion. The motion passed.

The Chairman brought the committee's attention to HB 2189 regarding seasonal commercial drivers' licenses. Rep. McClure made a motion to amend the bill to read "consecutive 180 day period" on page 2 of line 9 of. It was seconded by Rep. Shallenburger. The motion carried.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON TRANSPORTATION, Room 519-S Statehouse, at 1:30 p.m. on February 17, 1993.

Rep. McClure made a motion to pass the bill out favorably as amended. It was seconded by Rep. Shallenburger. The motion carried.

Chairman Crowell adjourned the meeting at 3:18 p.m. with the next meeting scheduled for February 18, 1993, at 1:30 p.m. in Room 519-S of the Capitol.

GUEST LIST

HOUSE TRANSPORTATION COMMITTEE

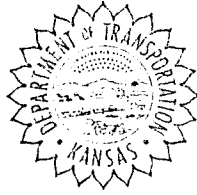
FEBRUARY 17, 1993

Name

Address

Representing

John W. Smith	Topeka	KDOR
Betty McBride	" "	KDOR
STEVE RODINA	TOPEKA	KHP
SMITH MORFORD	TOPEKA	AP
L.V. WITHEE	MANHATTAN	SELF
Tom Whitaker	TOPEKA	Ks Motor Carrier's Assn
MARY TURKINGTON	TOPEKA	Ks Motor Carrier's Assn
Ruth King	LEON	
Greg Mosher	Lawrence	Pat Hubbell & Assoc
Tom Bruno	Topeka	Botterberg & Assoc.
Noem Wickes	TOPEKA	KASB
Mike Lackey	"	KDOT
Nancy Bogina	"	KDOT
Lon Ingram	Topeka	KDOT
John B. Jrs	Merriam	
Robert Tomlinson	Rivland Park	State Rep #24
Nicholas Bate	Merriam	
Bill Fuller	Manhattan	KFB



Michael L. Johnston
Secretary of Transportation

KANSAS DEPARTMENT OF TRANSPORTATION
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Joan Finney
Governor of Kansas

**TESTIMONY BEFORE
HOUSE TRANSPORTATION COMMITTEE
REGARDING H.B. 2416:
PROVIDING CERTAIN PROHIBITIONS RELATING
TO THE USE OF SINGLE TIRES
FEBRUARY 17, 1993**

Mr. Chairman and Committee Members:

The Kansas Department of Transportation has proposed H.B. 2416 in an effort to prohibit the use of single tires on the ends of axles that are equipped to be operated with a dual tire assembly on each end. Removing one tire and rim from a dual tire assembly is commonly referred to as the "singling out" of duals.

The threat posed by the singling out of duals is accelerated wear of asphalt concrete pavements. The accelerated wear occurs as a result of the increase in load applied to the pavement surface. The load on the tire is doubled when one tire in a dual tire assembly is removed. The result is increased rutting and fatigue cracking of asphalt concrete pavements.

Many states have enacted legislation to regulate or prohibit the practice of singling out dual tires. The Western Association of State Highway and Transportation Officials (WASHTO) developed a proposal in the spring of 1992 to prohibit the singling out of conventional dual tires. The member states of WASHTO felt that the practice was prevalent enough to warrant their attention.

The Kansas Department of Transportation believes that singling out of duals is not a common practice in Kansas. However, we believe that the potential risks associated with singling out duals does warrant preemptive action.

H. B. 2416 contains a provision to prohibit the use of single tires on axle hubs configured for a dual tire assembly on each end. The proposed legislation also provides a penalty for failure to comply with the restriction set forth. The penalty is established as a nonmoving violation and the fine is set at \$10 per offense. Exceptions are made for emergency situations.

Enforcement of this restriction can be easily made by law enforcement agencies in conjunction with their activities to enforce existing axle load limit restrictions.

HOUSE TRANSPORTATION
Attachment 1
2/17/93

STATEMENT

By The

KANSAS MOTOR CARRIERS ASSOCIATION

Supporting H.B. 2416 prohibiting
unlawful operation of dual tire
assemblies.

Presented to the House Transportation
Committee, Rep. Rex Crowell, Chairman;
Statehouse, Topeka, Wednesday, February
17, 1993.

MR. CHAIRMAN AND MEMBERS OF THE COMMITTEE:

I am Mary E. Turkington, Executive Director of the Kansas Motor Carriers Association, with offices in Topeka. Tom Whitaker, our Governmental Relations Director, joins me here today to represent our 1,550 member-firms and the highway transportation industry.

We support House Bill 2416 which is designed as a companion measure to H.B. 2174 which would limit the load-carrying capacity of wide-base single tires.

House Bill 2416 is a straightforward measure which simply would make it unlawful to operate a vehicle with a single tire on any hubs configured for a dual tire assembly -- except in emergency situations.

HOUSE TRANSPORTATION
Attachment 2-1
2/17/93

We have attached to this statement, an illustration of the placement of hubs configured for a dual tire assembly on a typical 5-axle, "18 wheeler" tractor and semi-trailer unit.

Passage of House Bill 2416 would prohibit operating such vehicles configured for dual tire assemblies, using only a single tire on any of the load-carrying axles.

This legislation addresses the concern of the Kansas Department of Transportation's professional staff, that some enterprising truck operator would attempt to save tires by "taking off" an "inside" or "outside" dual and operating such a unit on single tires.

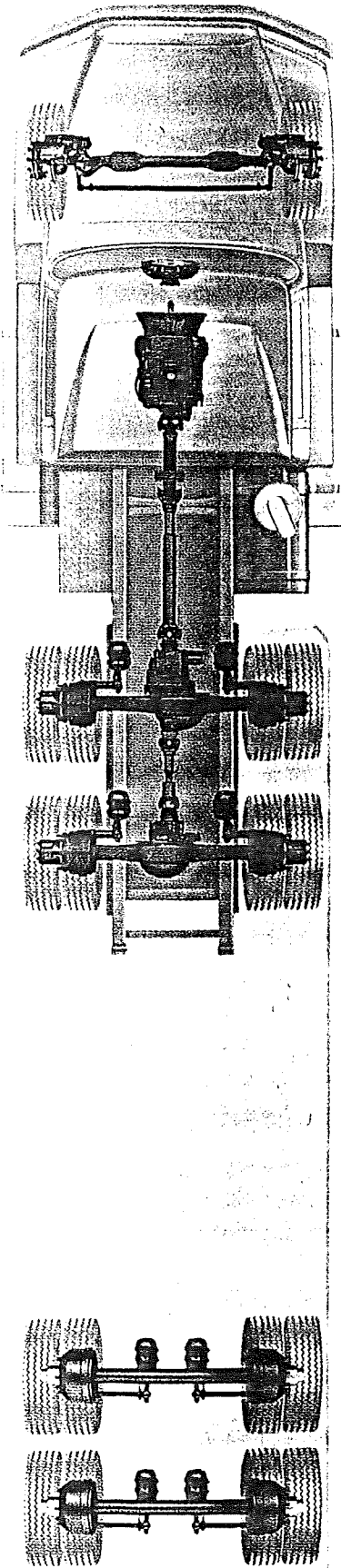
Our membership informs us that no carrier in his right mind would attempt such an "innovation." Weight distribution, regard for safety and any number of related operating factors, would preclude any such reckless practice.

The fact remains, however, that such a practice could be implemented -- and thus the design life of the Kansas highway system could be affected.

To make such a practice unlawful, House Bill 2416 should be adopted. We do support this bill and would be pleased to try to respond to any questions the Committee members may have.

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HOUSE TRANSPORTATION
Attachment 2-2
2/17/93



HOUSE TRANSPORTATION
Attachment 2-3
2/17/93

BOB TOMLINSON
REPRESENTATIVE 24TH DISTRICT
STATE CAPITOL
TOPEKA, KS 66612-1504
913 296-7640
5722 BIRCH
ROELAND PARK, KS 66205
913 831-1905



TOPEKA

COMMITTEE ASSIGNMENTS
MEMBER: EDUCATION
LOCAL GOVERNMENT
JOINT COMMITTEE ON PLANNING EDUCATION

HOUSE OF
REPRESENTATIVES
February 17, 1993

Testimony Before the
House Transportation Committee

HB 2282

Mr. Chairman and members of the committee:

HB 2282 should not be considered an anti-driver's license bill. Nor should it be considered an anti-youth bill. The goal of HB 2282 is to keep young people in the educational system. The bill should be considered a pro-education bill.

In Kansas between 5,300 and 4,900 students drop out each year. (figures based on Kansas USD's Dropout Rates 1986-91, Board of Education). Roughly, one-fourth of those are 18 or older and will not be effected by this bill. This leaves approximately 3500 students to be impacted yearly.

Ten other states have laws of a similar nature. Evidence indicates that around 17% of those students who drop out will have their licenses suspended. This would mean the suspension of approximately 700 licenses in Kansas. Evidence also indicates that 4% will return to school and have their licenses reinstated, or approximately 150 Kansans.

The exact number of students who would benefit from this legislation is unclear. Dropout rates in other states have remained consistent. Even with this legislation, however, the more effective reporting of dropouts in these states as a result of this legislation is part of the reason dropout rates have not fallen.

In states where similar legislation has been enacted, two positive trends have been identified. First, dropout rates have not risen with the national average.

Second, enrollment in vocational and other programs has increased.

Herein lies the heart of the bill before you. We know that at least 4% of our dropouts will eventually re-enter school to retrieve their licenses. Because some will remain in school as a result of this law we can never gauge its complete impact. Further, this bill is broader based than any of the other states' laws. It proves more opportunity to maintain a driver's license. A student can be enrolled not only in public schools, but in private, vocational, proprietary schools, GED courses even some home schools and still maintain their licenses. This bill should increase enrollment in these alternatives in Kansas.

In closing, let me add that my job is counseling adolescents-at-risk. I know of 30 or more cases in my own school where this bill would have persuaded a student to finish school. Give us this tool to use to help these students. I would be happy to answer any questions.

STATE DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES
Office of the Secretary
Room 603-N, Docking State Office Bldg., Topeka, KS 66612
913-296-3271

M E M O R A N D U M

TO: Committee Members DATE: February 17, 1993

FROM: Secretary Donna Whiteman SUBJECT: House Bill #2282

Donna L. Whiteman

I support House Bill 2282 please see attachments as evidence of the need for this bill.

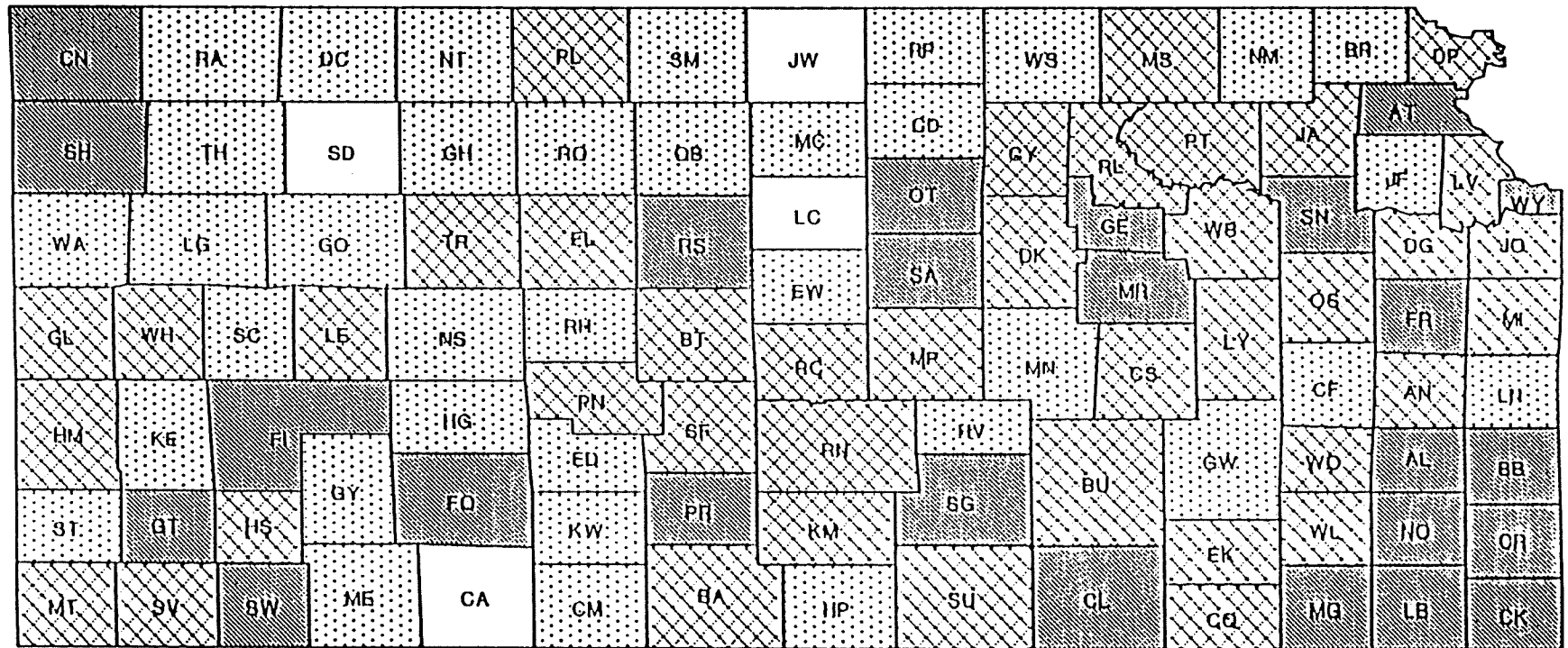
HOUSE TRANSPORTATION
Attachment 4-1
2/17/93

Education Attainment

Education (Highest Level Completed)	AFDC	GA
None	1.9%	0.9%
Grades 1 Through 8	12.1	22.5
Grades 9 Through 11	27.6	28.3
High School	50.5	41.9
College	8.0	6.4
Subtotal: High School or Higher	58.5	48.3

Source: 1990 Client Characteristics Study

High School Dropout Rate 1990



Maximum: 7.7 Minimum: 0.0 Average: 3.0 Median: 2.8

Source: Kansas Board of Education
Graphics by: KSU Extension DIRECT Program

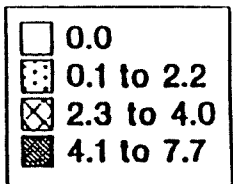


Table 1
Aid to Families with Dependent Children (AFDC)
Average Number of Beneficiaries Per Month/
% of County Population Receiving Assistance
State FY 1992

20/0.6%	24/0.7%	57/1.4%	71/1.2%	68/1.0%	28/0.6%	26/0.6%	76/1.2%	56/0.8%	182/1.6%	108/1.0%	510/4.6%	384/4.7%
Cheyenne	Rawlins	Decatur	Norton	Phillips	Smith	Jewell	Republic	Washington	Marshall	Nemaha	Brown	Doniphan
243/3.5%	133/1.6%	10/0.3%	79/2.2%	91/1.5%	51/1.0%	74/1.0%	198/1.8%	171/1.9%	290/1.8%	394/3.4%	776/4.6%	776/4.6%
Sherman	Thomas	Sheridan	Graham	Rooks	Osborne	Mitchell	Cloud	Clay	Riley	Pottawatomie	Jackson	Atchison
							105/1.9%		981/1.5%	1,509/5.0%	7,247/4.5%	356/2.2%
30/1.6%	46/1.5%	2/0.1%	30/0.8%	427/1.6%	192/2.5%	45/1.2%	Ottawa	448/2.4%	127/1.9%	Shawnee	1,793/2.2%	1,969/3.1%
Wallace	Logan	Gove	Trego	Ellis	Russell	Lincoln	Saline	Dickinson	Wabaunsee	▲	Douglas	Leavenworth
						89/1.3%	514/1.9%		218/3.5%	397/2.6%	889/4.0%	12,517/7.7%
17/1.0%	71/2.6%	51/1.0%	34/1.4%	32/0.8%	61/1.6%	1,072/3.6%	Ellsworth	199/1.5%	Morris	1,211/3.5%	681/2.9%	Wyandotte
Greeley	Wichita	Scott	Lane	Ness	Rush	Barton	Rice	Marion	Chase	Lyon	180/2.1%	3,479/1.0%
											191/2.4%	273/3.3%
52/2.2%	131/3.3%	1,028/3.1%		32/1.5%	102/1.3%	126/2.4%		727/2.3%			130/3.2%	621/4.2%
Hamilton	Kearny	Finney		Hodgeman	Pawnee	Stafford	2,662/4.3%	Harvey	1,409/2.8%	276/3.5%	Woodson	Allen
			63/1.2%	1,001/3.6%	86/2.3%	Edwards	Reno	18,169/4.5%	Butler	Greenwood	464/4.5%	628/3.7%
50/2.1%	225/3.1%	57/1.5%				199/2.1%	158/1.9%	Sedgwick		89/2.7%	Wilson	Neosho
Stanton	Grant	Haskell	Gray	Ford	Kiowa	Pratt	Kingman		◆	Elk	2,219/5.7%	1,174/5.0%
								665/2.6%	1,528/4.1%	204/4.6%	Montgomery	1,604/7.5%
59/1.7%	92/1.8%	1,075/5.7%	26/0.6%	34/1.4%	21/0.9%	46/0.8%	182/2.6%	Sumner	Cowley	Chautauqua	Labette	Cherokee
Morton	Stevens	Seward	Meade	Clark	Comanche	Barber	Harper					

- ▲ State psychiatric hospitals serving mentally ill clients
- ◆ State hospitals for people with mental and developmental disabilities
- Youth Centers

Source: MR600, 1990 census

Statewide Average Monthly Total: 83,570/3.0%
 Note: County totals may not add due to rounding

Prepared by: SRS Management Services 1/93

Aid to Families with Dependent Children (AFDC) Expenditures by County for State FY 1992

\$28,896 Cheyenne	\$30,825 Rawlins	\$77,686 Decatur	\$105,646 Norton	\$91,983 Phillips	\$48,587 Smith	\$41,294 Jewell	\$91,950 Republic	\$74,131 Washington	\$248,238 Marshall	\$146,835 Nemaha	\$631,958 Brown	\$514,894 Doniphan	
\$294,215 Sherman	\$168,822 Thomas	\$15,625 Sheridan	\$93,222 Graham	\$124,470 Rooks	\$66,763 Osborne	\$90,953 Mitchell	\$272,712 Cloud	\$220,338 Clay	\$394,841 Pottawatomie	\$478,749 Jackson	\$1m Atchison	\$506,232 Jefferson	
\$44,150 Wallace	\$62,846 Logan	\$7,107 Gove	\$39,062 Trego	\$544,368 Ellis	\$250,561 Russell	\$54,850 Lincoln	\$138,805 Ottawa	\$1.4m Riley	\$1.4m Geary	\$166,686 Wabaunsee	\$10.4m Shawnee	\$2.8m Leavenworth	
\$19,195 Greeley	\$77,955 Wichita	\$70,857 Scott	\$39,990 Lane	\$44,358 Ness	\$92,607 Rush	\$120,725 Ellsworth	\$1.8m Saline	\$639,238 Dickinson	\$279,350 Morris	\$2.1m McPherson	\$2.6m Douglas	\$5.5m Johnson	
\$71,972 Hamilton	\$160,428 Kearny	\$1.3m Finney	\$101,060 Gray	\$43,936 Hodgeman	\$149,993 Pawnee	\$1.3m Barton	\$631,552 Rice	\$715,146 McPherson	\$280,609 Marion	\$107,809 Chase	\$1.6m Lyon	\$954,606 Miami	
\$67,019 Stanton	\$270,487 Grant	\$91,707 Haskell	\$1.3 Ford	\$72,074 Kiowa	\$96,252 Edwards	\$158,881 Stafford	\$3.8m Reno	\$1m Harvey	\$1.9m Butler	\$369,436 Greenwood	\$255,865 Anderson	\$330,665 Linn	
\$79,049 Morton	\$127,453 Stevens	\$1.4m Seward	\$28,494 Meade	\$42,199 Clark	\$34,130 Comanche	\$78,741 Barber	\$231,813 Harper	\$25.6m Sedgwick	\$878,951 Sumner	\$2.1m Cowley	\$170,974 Woodson	\$825,477 Allen	
											\$243,770 Coffey	\$255,865 Anderson	\$330,665 Linn
											\$113,569 Elk	\$884,128 Neosho	\$2.5m Crawford
											\$254,234 Chautauqua	\$1.5m Labette	\$2.1m Cherokee
											\$2.9m Montgomery		

HOUSE

Attach

2/17/9

- ▲ State psychiatric hospitals serving mentally ill clients
- ◆ State hospitals for people with mental and developmental disabilities
- Youth Centers

Statewide Total Expenditures: \$117.2 million

*County totals may not add due to rounding

Source: SRS Budgets and Reports 11/92

HOUSE TRANSPORTATION
Attachment 4-5
2/17/93

COMPARISON OF EDUCATION LEVELS
AFDC/JOBS

	AFDC General Population		KanWork/JOBS Population *
1st Grade - 8th	14% **	9th & Less	15.8%
9th Grade - 11th	28% **	10th & 11th	24.67%
High School/GED	59%	High School/GED	59.48%

It should be noted that 24 clients or 25% of the high school/GED clients tested needed remedial assistance prior to being employable.

*This is based on a sample from Topeka Area Office of 158 clients assessed October 1992 - January 1993.

**Please note the difference in our data source, as 9th grade is included in KanWork with grade school, but in AFDC the break is at 8th grade.

POPULATION TO BE SERVED

JOBS is available to adult AFDC recipients who are not otherwise exempt for participation in Work Programs as clarified by Federal statute.

Demographics - AFDC population

The average Kansas AFDC family consists of three family members - usually a single mother and two children.

Twelve percent of the general population in Kansas is non-caucasian; 37% of the cash assistance population is non-caucasian.

3.9% of the state's population (2,477,574) receives cash assistance.

48% are either divorced or separated.

41% have at least one child under three.

33% have three dependents.

2% have no formal education.

12% have first through eighth grade education.

28% have ninth through eleventh grade education.

59% have a high school diploma or GED.

8% have some college education.

52% have not received job training.

For those who have received job training, the most common is vocational/technical.

The FY93 AFDC budget is \$127,165,709.

**Department of Social & Rehabilitation Services
Aid to Families with Dependent Children (AFDC)
FY 1989 – FY 1994 GBR**

FY	Avg Monthly Persons Number	% Chg	Avg Monthly Grant Amount	% Chg	Benefits Amount	% Chg
1989	72,479		\$116.79		\$101,577,843	
1990	76,880	6.1%	116.81	0.0%	107,760,562	6.1%
1991	78,017	1.5%	112.00	-4.1%	104,855,605	-2.7%
1992	83,570	7.1%	116.54	4.1%	116,871,445	11.5%
1993	87,500	4.7%	118.90	2.0%	124,845,000	6.8%
1994	92,500	5.7%	118.90	0.0%	131,979,000	5.7%
5-yr Incr	20,021	27.6%	\$2.11	1.8%	\$30,401,157	29.9%

AFDC Caseload

