

MINUTES OF THE SENATE TRANSPORTATION COMMITTEE.

The meeting was called to order by Chairperson Senator Les Donovan at 8:30 a.m. on March 18, 2003 in Room 245-N of the Capitol.

All members were present except: Senator Les Donovan
Senator Nancy Harrington

Committee staff present: Hank Avila, Legislative Research Department
Bruce Kinzie, Revisor of Statutes
Marian F. Holeman, Committee Secretary

Conferees appearing before the committee: Randy Allen, Exec. Dir., KS Assn. Of Counties
Darryl Lutz, Butler County Engineer
Clark Balderson, City of Wamego
Bill Ditto, City of Wamego
Representative Vern Osborne
Evan Ice, Douglas County Counselor
Keith Browning, Douglas Co. Engr./Public Works Dir.

Others attending: See attached list

HB 2135: Re roads and highways; county roads

Randall Allen, Executive Director, Kansas Association of Counties, testified in support of this bill which will clean up and recodify statutes concerning county and township roads. The bill would remove archaic language, obsolete statutes and duplicative statutes. Mr. Allen stated they had discovered a problem with the new language in Section 2 of the bill as it passed the House. He requested the committee strike Section 2 of the bill, thus retaining current statutory language in K.S.A. 68-141a (Attachment 1). Darryl C. Lutz, Director of Public Works/County Engineer for Butler County also serves on the Legislative Committee of the Kansas County Highway Association (KCHA) and spoke in support of **HB 2135** with the proposed amendment. KCHA did not intend to prevent local governments from providing essential services they currently legitimately provide (Attachment 2).

Senator Ed Pugh introduced constituents representing the City of Wamego, Kansas; Clark Balderson and Bill Ditto, who wish to request an additional amendment to this bill (Attachment 3). Mr. Balderson and Mr. Ditto have been very active in developing the Columbian Theater and Swogger Gallery utilizing private funds, and the Oz Museum as tourist attractions in the City. In order to get things started, the Oz Museum received a funding grant from the Department of Commerce and Housing. Their requested amendment would designate a portion of State Highway K-99 as it runs from I-70 to U.S. Highway 36 as "The Road to Oz." They also presented letters of support from Pottawatomie Board of County Commissioners, Mayor and Commissioners of the City of Wamego and the City of Frankfort, Kansas (Attachment 4). They will collect private donations to reimburse KDOT for placement of the signs. Mr. Ditto provided additional information on the Oz Museum. Individuals may obtain this information, brochures, etc by contacting "The Marvelous Land of OZ, Museum and Gift Shop at 511 Lincoln Avenue,

CONTINUATION SHEET

MINUTES OF THE SENATE TRANSPORTATION COMMITTEE at 8:30 a.m. on March 18, 2003 in Room 245-N of the Capitol.

Wamego, KS 66547; Phone 785-458-TOTO or 1-800-458-TOTO. Representative Vern Osborne, District 61, St. George, KS advised that he had talked to David Church, KDOT regarding the number and location of the signage so there is no problem in that area. Rep. Osborne strongly urged support of this community's effort by adopting this amendment and recommending the bill favorable for passage. There were no more conferees. Hearing closed.

Vice-Chairman Salmans asked for discussion on the bill. Senator Pugh moved to adopt the proposed balloon amendment. Senator Schodorf seconded the motion. Motion carried. Senator Schodorf moved to adopt requested amendment to Section 2. Senator Goodwin seconded the motion. Motion carried. Senator Pugh moved to pass the bill out favorably as amended. Senator Jackson seconded the motion. Motion carried.

HB 2150: Township roads and traffic control devices

Evan H. Ice, Douglas County Counselor testified on behalf of Douglas County in support of this bill which is basically an attempt to harmonize conflicting statutory provisions relating to traffic signs along Township Roads. He provided background information regarding conflicting statutes as well as AG Opinions. The problem and proposed solution are set forth in his written testimony (Attachment 5). Randall Allen, Executive Director, Kansas Association of Counties explained the specifics of and the need for clarification contained in HB 2150 (Attachment 6). Keith Browning, Douglas County Public Works Director and County Engineer, advised the Kansas Association of Counties has included this issue in its platform for the previous four years. Clearly, this confused issue needs clarification and they request passage of this bill (Attachment 7). Darryl Lutz, P.E., Butler County Engineer voiced his county's support for this legislation. No other conferees appeared on the bill. Hearing closed.

During discussion of the bill, a question was raised as to why nothing was heard from any townships on this issue. The only testimony came from county entities. Members wished time to gather input from the unrepresented local entities of government before taking action on this bill.

Approval of minutes

Senator Jackson moved to approve minutes of the March 12, 2003 meeting. Senator Schodorf seconded the motion. Motion carried.

The meeting adjourned at 9:20 a.m.

The next meeting is scheduled for March 19, 2003.