

MINUTES OF THE SENATE TRANSPORTATION & TOURISM COMMITTEE.

The meeting was called to order by Chairperson Senator Ben Vidricksen at 9:10 a.m. on March 9, 2000 in Room 245-N of the Capitol.

All members were present except:

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

Conferees appearing before the committee: Dale Lehning, KS Assn. Of Auto Recyclers
Don McNeely, Ks. Automobile Dealers Assn.
John Peterson, Insurance Auto Auctions
Sheila Walker, KDOR, Division of Motor Vehicles
Jim Welch, Kansas Attorney General's Office
Representative Hayzlett, Chair, House Transportation

Others attending: See attached list

HB 2561: Re motor vehicles; certificates of title (This bill is referred separately to Senate Financial Institutions and Insurance.)

Dale Lehning, on behalf of the Kansas Automotive Recyclers Association addressed the industry's need for this legislation. However, while they support the compromise in the new section, they believe there are still problems which need to be addressed ([Attachment 1](#)).

Don L. McNeely, Kansas Automobile Dealers Association advised that while his organization supports **HB 2561** they also believe there are several items to be addressed ([Attachment 2](#)). Would like the opportunity work with the various entities to successfully address the issues.

John Peterson, Insurance Auto Auctions, appeared in support of the bill; stating that this is an issue which has been around for several years. It has also been considered at the federal level as pointed out in Don McNeely's testimony. **HB 2561** is patterned after the one at the federal level. They appeared in opposition to the original House bill, but a House sub-committee did a great deal of work and came up with several compromises; therefore, they now support the bill. He stated that there are at least three amendments that are needed and would like to have time to meet with concerned parties to work it out.
(No written testimony)

Sheila Walker, Kansas Department of Revenue, Division of Motor Vehicles, explained the three new certificate of title brands proposed in this legislation; advising it would become consistent with pending federal legislation ([Attachment 3](#)).

Jim Welch, Assistant Attorney General for Consumer Protection presented testimony on behalf of the Attorney General. He advised of their many concerns with the bill as it is currently written. They feel it will leave consumers unprotected ([Attachment 4](#))

Members questioned conferees and discussed the bill. Rep. Hayzlett reported he had appointed a House Transportation Sub-committee to work out a compromise which resulted in the bill now before this Committee. The concerns just raised by the Attorney General's office were not previously expressed in any of the House meetings.. Chairman Vidricksen recommended all concerned parties meet and work out perceived problems with this bill. The Committee will return to consideration of **HB 2561**, Thursday, March 16, 2000.

HB 2258: Re Auxiliary Driving Lamps and Fog Lamps, Restrictions

CONTINUATION SHEET
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Representative Hayzlett, Chairman, House Transportation Committee briefly addressed the background and details of this bill as it was presented in the House Transportation Committee. He advised members that this bill does not deal with factory installed auxiliary lights. Rather it deals with add-on, high intensity lights which may be turned off and the bill would simply require dimming under the same regulations as high beam driving lights. Members reported on their personal observations regarding these auxiliary lamps. The majority did not experience any problems. Federal law requires that any lamps on a vehicle which exceed 300 candle power must be directed away from the eyes.

\Staff advised that National Highway Traffic Safety Administration does not yet have any data on the problem. The National Committee on Uniform Traffic Laws and Ordinances is also interested in looking at this matter, since it is beginning to be perceived as a problem.. Kansas does have representation on the National Committee. Members agreed to draft a letter to Kansas Department of Transportation, requesting the Kansas representative to present the matter to the National Committee on Uniform Traffic Laws and Ordinances, and to keep the Senate and House Transportation Committees advised of progress in the matter.

The meeting adjourned at 10:10 a.m.

As previously explained, a field trip is scheduled for Monday, March 13, 2000. Departure time is 1:15 p.m. The next regularly scheduled 9:10 a.m. meeting will be Tuesday, March 14, 2000.