

Approved: March 13, 2012

(Date)

MINUTES OF THE SENATE TRANSPORTATION COMMITTEE

The meeting was called to order by Chairperson Dwayne Umbarger at 8:35 a.m. on Thursday, February 16, 2012, in Room 152-S of the Capitol.

All members were present except:

Anthony Hensley - excused

Committee staff present:

Daniel Yoza, Office of the Revisor of Statutes

Scott Wells, Office of the Revisor of Statutes

Jill Shelley, Kansas Legislative Research Department

Laura Jurgensen, Kansas Legislative Research Department

Jane Wentz, Committee Assistant

Conferees appearing before the Committee:

Colonel Derek Rogers, Kansas National Guard, 190th Air Refueling Wing,
Commander, Forbes Field, Topeka, KS, proponent

Representative Tom Sloan, District 45, proponent

John Armbrust, Executive Director, Governor's Military Council, proponent

Senior Master Sergeant, Dena Swisher, Kansas National Guard, 190th Air Refueling
Wing, proponent

Donna Shelite, Director of Vehicles, Kansas Department of Revenue, proponent

Martin Dempsey, State Liaison, Western Region, Department of Defense Liaison

Office, Office of the Deputy Under Secretary of Defense, Military Community and
Family Policy, proponent (written)

Others appearing before the Committee:

Nichole Dekat, Supervisor, Offender Registration and PI licensing Unit, Kansas
Bureau of Investigation

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

Minutes of the SENATE TRANSPORTATION Committee at 8:35 a.m. on Thursday, February 16, 2012, in Room 152-S of the Capitol.

Others in attendance:

See attached list.

Hearing and final action on:

HB 2459—Allowing department of defense motorcycle training to qualify with reciprocity for Kansas licensure requirements

The Chairperson opened the hearing on **HB 2459 - Allowing department of defense motorcycle training to qualify with reciprocity for Kansas licensure requirements.** Representative Sloan stated the National Conference of State Legislatures' (NCSL) Military and Veterans Affairs task force brought this issue to his attention (Attachment 1). The Department of Defense (DoD) invests considerable amounts of money annually to train young men and women as soldiers, and thus has instituted a rigorous operator safety program for military motorcycle riders. Presently, the State of Kansas does not recognize such training as being equivalent to the training required of civilians. Representative Sloan urged the Committee to pass this bill. Donna Shelite, Director of Vehicles, Kansas Department of Revenue, also spoke in favor of **HB 2459**. Ms. Shelite offered an amendment to clearly require a vision test, as required by K.S.A. 8-295, along with the military certification of motorcycle safety training completion (Attachment 2). The Chairperson acknowledged Colonel Rogers (Attachment 3) and Senior Master Sergeant Swisher, who spoke in favor of **HB 2459**. Senior Master Sergeant Swisher stated the military motorcycle training is rigorous and meets or exceeds the requirements of the State of Kansas for Department of Motor Vehicles' motorcycle licensing. Presently 17 states recognize the Department of Defense Motor Safety Foundations Basic Riders Course certificate for licensing purposes, she said. John Armbrust, Executive Director, Governor's Military Council, also spoke in support of **HB 2459** (Attachment 4). Martin Dempsey, State Liaison, Western Region, Department of Defense Liaison Office, Office of the Deputy Under Secretary of Defense, Military Community and Family Policy, provided written support for **HB 2459** (Attachment 5). The Chairperson asked if anyone else wished to speak regarding **HB 2459** and, hearing no requests, declared the hearing

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

Minutes of the SENATE TRANSPORTATION Committee at 8:35 a.m. on Thursday, February 16, 2012, in Room 152-S of the Capitol.

*closed. A motion was made by Senator Donovan to amend the bill to require a vision test and to recommend **HB 2459** favorably for passage. Senator Petersen seconded the motion and the motion carried on a voice vote.*

Discussion and possible final action on:

SB 343–Window tinting exemption for private detectives

The Chairperson opened the discussion on **SB 343 - Window tinting exemption for private detectives**. The Chairperson requested staff provided the Committee with additional information regarding requirements for private detective qualification and examples that would disqualify an applicant from a private detective license or retaining such license (Attachment 6). Staff also provided information on statutory exemption for private detectives. Currently the only statutory exemption for private detectives is the firearm permit carry exemption and it was noted this exemption is limited to duties while engaged as a private detective (Attachment 7). The Chairperson requested staff provide a statutory definition of sun screening. Nicole Dekat, Supervisor, Offender Registration and PI Licensing Unit, Kansas Bureau of Investigation, also answered questions from the Committee regarding licensing of private detectives. After considerable discussion, questions, and deliberations, the Chairperson asked what the pleasure of the Committee would be in working this bill. Due to the number of unanswered questions from the Committee and its concerns regarding passing a window tinting exemption for private detectives only, the Chairperson declared the Committee would not work this bill and closed the discussion.

Kansas Department of Transportation provided additional information regarding the passenger rail Service Development Plan and future expansion to all Committee members (Attachment 8).

The meeting was adjourned at 9:12 a.m. The next meeting is scheduled for February 21, 2012.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.