

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on **Transportation** recommends **SB 161**, as amended by Senate Committee of the Whole, be amended on page 1, in line 19, by striking "150" and inserting "550"; in line 33, after "(2)" by inserting "shoulder or right side of any"; also in line 33, by striking all after "municipality"; in line 34, by striking all before the period;

On page 2, in line 6, after "operate" by inserting "on sidewalks"; also in line 6, by striking "six" and inserting "10"; in line 29, by striking "except as provided herein"; in line 31, by striking all after "law"; by striking all in lines 32 through 34; in line 35, by striking all before the period; in line 37, by striking "\$1,000,000" and inserting "\$500,000";

On page 3, following line 13, by inserting:

"(i) (1) Each entity, prior to operating a personal delivery device in Kansas, shall pay an annual fee of \$50 to the division of vehicles for each personal delivery device that the entity plans to operate in the state. In addition to the annual fee, an entity shall be required to submit an annual certification form prescribed by the division of vehicles that provides:

(A) The name and address of the entity and such entity's registered agent in Kansas, including the registered agent's name, address, driver's license number and any other information that the division may require;

(B) the name of each jurisdiction where the personal delivery device will be operated;

(C) an acknowledgment by such entity that:

(i) Each personal delivery device will display a unique identification number and other information specified in this section; and

(ii) the registered agent is responsible for any infraction committed by such entity's personal delivery device;

(D) an affirmation by such entity that such entity possesses the insurance required by this section;

(E) a list of any traffic incidents or infractions in the previous calendar year involving any personal delivery device operated by such entity in Kansas; and

(F) a list of each personal delivery device, identified by the device's unique identification number, that such entity intends to operate in Kansas during the year.

(2) If an entity intends to begin operating a new personal delivery device that is not listed on the form prescribed by this subsection, such entity shall pay the fee required by this subsection and submit an updated certification form to the division of vehicles that provides the necessary information required for the new personal delivery device.

(3) The division of vehicles shall remit all fees collected pursuant to this subsection to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the state highway fund.";

Also on page 3, in line 14, before "Personal" by inserting "(a)"; following line 19, by inserting:

"(b) A political subdivision shall:

(1) Hold a public hearing before enacting an ordinance or resolution to restrict personal delivery devices; and

(2) notify all entities determined to be affected by the ordinance or resolution restricting personal delivery devices. At least 10 days before the public hearing, the political subdivision shall publish notice in a newspaper of general circulation within such political subdivision's

jurisdiction regarding the proposed intent to restrict personal delivery devices. Such notice shall include, but not be limited to, the date, time and location of the public hearing.

(c) Nothing in this section shall prohibit a political subdivision from regulating the operation of personal delivery devices on a highway or pedestrian area to ensure the welfare and safety of the political subdivision's residents. Political subdivisions shall not regulate the design, manufacture and maintenance of a personal delivery device or the types of property that may be transported by a personal delivery device. For the purposes of assessment and taxation or any other charges, no political subdivision shall treat personal delivery devices differently from personal property that is similar in nature.";

On page 1, in the title, in line 3, after the second semicolon by inserting "requiring entities to submit annual fees and certification forms to the division of vehicles;"; and the bill be passed as amended.

_____Chairperson