

STATE OF KANSAS
STATE CORPORATION COMMISSION

Notice of Public Hearing on Proposed Administrative Regulation
K.A.R. 82-4-30a

October 29, 2020

The State Corporation Commission (Commission) will conduct a public hearing at 10:00 a.m. on Tuesday, January 12, 2021, to consider the adoption of the proposed regulation K.A.R. 82-4-30a on a permanent basis. In response to concerns related to COVID-19, the public hearing of the Commission shall be held by video conference. Anyone desiring to participate in the public hearing video conference must pre-register at: <https://zoom.us/meeting/register/tJctcOmqrzkiGt1sWCtAoV4wyAcv2RvMv75J>. The meeting will also be audio streamed live on the Kansas Corporation Commission website (<https://kcc.ks.gov>).

This notice exceeds the 60-day notice requirement of the pending public hearing and shall constitute the beginning of the public comment period for the purpose of receiving written public comments on the proposed rule and regulation. A complete copy of the proposed regulation, economic impact statement and online comment form may be found on the Kansas Corporation Commission website: <http://kcc.ks.gov/your-opinion-matters>, or by contacting Ahsan Latif: a.latif@kcc.ks.gov.

All interested parties may submit written comments prior to the hearing by utilizing the online comment form on the Kansas Corporation Commission website (<http://kcc.ks.gov/your-opinion-matters>). All interested parties will be given a reasonable opportunity to present their views orally regarding the adoption of the proposed regulation during the public hearing. In order to provide all parties an opportunity to present their views, it may be necessary to ask that each participant limit any oral presentation to five (5) minutes.

Any individual with a disability may request an accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation to participate in the hearing should be made at least five (5) working days in advance of the hearing by contacting Dennis Peerenboom at (785) 271-3161 or the Kansas Relay Center at 1-800-766-3777.

A summary of the proposed regulation and its economic impact are as follows: (Note: Statements indicating that a regulation is “not anticipated to have any economic impact” are intended to indicate that no economic impact on the State Corporation Commission, other state agencies, state employees, or the general public has been identified.)

K.A.R. 82-4-30a. Applications for interstate registration.

This existing regulation adopts relevant portions of the Federal Motor Carrier Safety Administration (“FMCSA”) regulations (49 C.F.R. Part 367) and Unified Carrier Registration (UCR) Act (49 U.S.C. 14504a) which together establish the rules and registration fees owed by carriers based in Kansas that operate interstate. The proposed changes to this regulation include the following:

- **Adoption of 2021 UCR fees** – The UCR fees owed by interstate carriers based in Kansas have declined each year from 2017 through 2020. In 2021 the fees will remain the same as 2020. Adoption of the proposed changes allows the Kansas Corporation Commission and Kansas Highway Patrol to continue to enforce the existing fee schedule into 2021.
- **Relevant Portions of the UCR Act** – The proposed changes adopt additional portions of the federal statute authorizing the Unified Carrier Registration Act to be enforced by states. The portions include definitions unique to the UCR Act and certain enforcement procedures that were not previously adopted.
- **National Registration System** - The proposed update directs carriers to pay their UCR fees through the National Registration System which utilizes the UCR website to pay their UCR fees.

K.A.R. 82-4-30a: Economic Impact Summary

The Transportation Division of the Commission anticipates the proposed changes would not have any change in economic impact on Kansas based motor carriers operating interstate. This is because the 2021 UCR fee schedule does not change from 2020, but instead allows the same fee schedule to apply to future years. Government agencies and the general public should see no economic impact from the changes in this regulation.