

**THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS**

Before Commissioners:      Andrew J. French, Chairperson  
                                      Dwight D. Keen  
                                      Annie Kuether

In the Matter of the Investigation of **A Plus**      )  
**Concrete Works and Design LLC, of Kansas**      )  
**City, Kansas**, Regarding the Violation of the Motor      )  
Carrier Safety Statutes, Rules and Regulations and      )      Docket No. 22-TRAM-434-UCR  
the Commission's Authority to Impose Penalties,      )  
Sanctions and/or the Revocation of Motor Carrier      )  
Authority.      )

**ORDER REINSTATING INTRASTATE MOTOR CARRIER OPERATIONS**

The above-captioned matter comes before the State Corporation Commission of the State of Kansas ("Commission") for consideration and determination. Having examined its files and records, the Commission finds and concludes:

**I. JURISDICTION**

1. Pursuant to K.S.A. 66-1,111, 66-1,112g and 66-1,115, and amendments thereto, the Commission is given full power, authority and jurisdiction to supervise and control motor carriers, as defined in 49 C.F.R. 390.5 and as adopted by K.A.R. 82-4-3f, doing business or procuring business in Kansas, and is empowered to do all things necessary and convenient for the exercise of such power, authority, and jurisdiction.

2. Pursuant to K.S.A. 66-1,129a, 66-1,130, and 66-1,142b, and amendments thereto, the Commission may suspend operations, revoke, or amend certificates, and initiate sanctions or fines against every motor carrier and every person who violates any provision of Kansas law in regard to

the regulation of such motor carriers and persons, or who fails to obey any order, decision, or regulation of the Commission.

3. Pursuant to K.S.A. 66-1,129(a)(7), no public motor carrier of property, household goods or passengers or private motor carrier of property shall operate, or allow the operation of, any commercial motor vehicle on any public highway in this state without following rules and regulations consistent with the federal motor carrier safety assistance program.

## **II. BACKGROUND**

4. A Plus Concrete Works and Design LLC, of Kansas City, Kansas (Carrier), is a motor carrier as defined in K.A.R. 82-4-3f that operates commercial motor vehicles in interstate commerce.

5. Carrier is registered as a motor carrier with the U.S. Department of Transportation (USDOT) and operates under USDOT Number 3747279.

6. Pursuant to K.S.A. 66-1,139a and K.A.R. 82-4-30a, motor carriers operating interstate commerce must pay Unified Carrier Registration (UCR) fees annually, by January 1, each year. Carrier failed to pay its annual UCR fees by January 1, 2021, as required by 49 C.F.R 367 and adopted by K.A.R. 82-4-30a.

7. On October 18, 2022, the Commission issued an Order Suspending Intrastate Motor Carrier Operations,<sup>1</sup> due to non-compliance with a Penalty Order issued on March 17, 2022.<sup>2</sup> The Penalty Order assessed Carrier a \$300 civil fine for failing to pay its 2021 UCR fees by January 1, 2021, as required by 49 C.F.R. 367.40 and adopted by K.A.R. 82-4-30a.

8. On December 28, 2022, Carrier submitted payment of the \$300 civil assessment and submitted payment of their UCR fees. The time period within which 2021 UCR fees could be paid

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<sup>1</sup>Order Suspending Intrastate Motor Carrier Operations (Sep. 21, 2023).

<sup>2</sup> See Penalty Order (Jun. 1, 2023).

has now passed and the Carrier has relocated to Missouri, but sometimes travels point to point in Kansas. Transportation Staff (Staff) confirmed the payments have been made as of that date and determined the carrier was now in compliance with Kansas motor carrier safety statutes, rules and regulations pursuant to the above-referenced Penalty Order.

9. On September 30, 2025, Staff filed a Motion to Reinstate Intrastate Motor Carrier Operations on Carrier.

### **III. STAFF'S RECOMMENDATION**

10. Based on Staff's Motion and Carrier's compliance, Staff recommends the Commission reinstate Carrier's Kansas motor carrier operations.

### **IV. CONCLUSIONS OF LAW**

11. The Commission finds it has jurisdiction over Carrier because it is a motor carrier as defined in 49 C.F.R. 390.5 and as adopted by K.A.R. 82-4-3f.

12. Based on the available facts and information that was submitted by the Carrier to the KCC, the Commission finds Staff's recommendation to be reasonable and concludes A Plus Concrete Works and Design LLC 's intrastate motor carrier operations should be reinstated.

**THE COMMISSION THEREFORE ORDERS THAT:**

A. A Plus Concrete Works and Design LLC's intrastate motor carrier authority is hereby reinstated. A Plus Concrete Works and Design LLC does not possess a certificate, license or permit from the Kansas Corporation Commission and this order does not grant any such authority.

**BY THE COMMISSION IT IS SO ORDERED.**

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 10/07/2025



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Celeste Chaney-Tucker  
Executive Director

AAL

## **CERTIFICATE OF SERVICE**

22-TRAM-434-PEN

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 10/07/2025.

Osvaldo Fernandez Andrade, OWNER  
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/S/ KCC Docket Room  
KCC Docket Room