

**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 **Mario's**)
Contractor Corp, of Garden City, Kansas,)
Regarding the Violation of the Motor Carrier Safety)
Statutes, Rules and Regulations and the) Docket No. 22-TRAM-269-OOS
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. Mario's Contractor Corp, of Garden 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 1805559.

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 January 6, 2022, the Commission issued an Order Suspending Intrastate Motor Carrier Operations,¹ due to non-compliance with a Penalty Order issued on September 28, 2021 in Docket No. 22-TRAM-137-PEN.² 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.

¹Order Suspending Intrastate Motor Carrier Operations (Jan. 6, 2022). ² See Penalty Order (Sept. 28, 2021).

8. On October 2, 2025, Carrier submitted payment of the \$300 civil assessment. 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 October 8, 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 Mario's Contractor Corp 's intrastate motor carrier operations should be reinstated.

THE COMMISSION THEREFORE ORDERS THAT:

A. Mario's Contractor Corp's intrastate motor carrier authority is hereby reinstated.

BY THE COMMISSION IT IS SO ORDERED.

French, Chairperson; Keen, Commissioner; Kuether, Commissioner

Dated: 10/14/2025



Celeste Chaney-Tucker
Executive Director

AAL

CERTIFICATE OF SERVICE

22-TRAM-269-OOS

I, the undersigned, certify that a true copy of the attached Order has been served to the following by means of electronic service on 10/14/2025.

AHSAN LATIF, LITIGATION COUNSEL
KANSAS CORPORATION COMMISSION
1500 SW ARROWHEAD RD
TOPEKA, KS 66604
ahsan.latif@ks.gov

MARIO VELAZCO, PRESIDENT
MARIO'S CONTRACTOR CORP.
1605 ANGUS LN
GARDEN CITY, KS 67846
rvelazco@cox.net

/S/ KCC Docket Room
KCC Docket Room