

# LEGISLATIVE NEWSLETTER

ACEC Kansas

No. 12 – April 5, 2013

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Week 12 saw the end of the main part of the Legislative Session. While they will come back in early May to wrap up tax and budget policies, almost all other items are now finished. This week saw both chambers working mostly in conference committees as they tried to sort through different versions of legislation from each chamber. There was a constant flow of activity, but not much related to ACEC Kansas interests.

The biggest threat to ACEC Kansas remains possible raids on infrastructure funding. However, at this time there are no new threats to any of those funding streams. The latest round of revenue estimates for the state were just published and the numbers were disappointing. This will increase our risk as the state tries to account for those below-projections revenues. Currently both chambers have budget bills that continue to include the 4/10 cent sales tax dedicated to the T-Works program.

At the time of this writing, HB 2234 was headed towards passage. This is the bill that combines many facets of KDOT and the Kansas Turnpike Authority (KTA). The merger was watered down significantly from its original form. One of those changes was to make the KDOT Secretary the Director of Operations for KTA rather than the CEO. These changes are also now subject to a sunset date of July 1, 2016. At that point, the Legislature will have to revisit the issue and set policy.

We have tracked HB 2051 for most of the session; it impacts classifications of dams, stream obstructions and the like. It was amended into HB 2363 and is now on its way to the Governor for signature. The bill was a bit of a mixed bag, but to some degree took government out of the business of dam inspections, and in doing so hopefully steered more of that work towards the private sector.

There will be no additional information to report until they come back in May. We will still be active at that time to ensure the protection of infrastructure funding as they wrap up budget and tax policy. Stay tuned...

Bill Number and Sponsor	Bill Subject	Current Status	Last Action
<a href="#">SB 5</a> Oletha Faust-Goudeau, D-29th	Business entities; restricting the use of an acquired entity's name by an acquiring entity	In Senate Commerce	<b>01/17/2013 - Senate</b> Scheduled Hearing and Possible Action in Commerce: Thursday, 1/24/2013, 8:30 AM, Rm 548-S
<a href="#">SB 15</a> Anthony Hensley, D-19th	Local ad valorem tax reduction fund; transfers to; distributions to political subdivisions	In Senate Assessment and Taxation	<b>01/15/2013 - Senate</b> Referred to Assessment and Taxation

<a href="#">SB 42</a> Senate Federal and State Affairs Committee	Architects and engineers; immunity from liability in negligence under certain circumstances	In House Judiciary	<b>03/18/2013 - House</b> Referred to Judiciary
<a href="#">SB 43</a> Joint Committee on Energy and Environmental Policy	Requiring the Kansas Water Office to formulate a plan to address water-related issues	In Senate Natural Resources	<b>01/23/2013 - Senate</b> Scheduled Hearing and Possible Action in Natural Resources: Thursday, 1/31/2013, 8:30 AM, Rm 159-S
<a href="#">SB 48</a> Senate Federal and State Affairs Committee	Kansas Employer E-verify Accountability Act	In Senate Commerce	<b>02/28/2013 - Senate</b> Motion to withdraw from Committee failed: Yeas 6, Nays 34
<a href="#">SB 54</a> Senate Federal and State Affairs Committee	Amendments pertaining to the Board of Technical Professions	In Senate Federal and State Affairs	<b>03/26/2013 - Senate</b> Withdrawn from Calendar; re-referred to Federal and State Affairs
<a href="#">H Sub for SB 84</a> Senate Assessment and Taxation Committee	Reduction to state income tax rates based on selected actual state general fund receipts computations; distribution of revenues from sales and compensating use tax; reduction of itemized deductions	In Conference Committee	<b>04/04/2013 - House</b> Change of conferees; Menghini to replace Sawyer
<a href="#">SB 93</a> Senate Commerce Committee	Civil procedure, commercial property liens; state construction registry, notice of commencement and notice of furnishings	In Senate Commerce	<b>02/06/2013 - Senate</b> Scheduled Hearings in Commerce: Proponents - Monday, 2/11/2013, 8:30 AM, Rm 548-S; Opponents - Tuesday, 2/12/2013, 8:30 AM, Rm 548-S
<a href="#">SB 109</a> Senate Federal and State Affairs Committee	Lobbying; use of public funds prohibited	In Senate Ethics, Elections and Local Government	<b>02/08/2013 - Senate</b> Scheduled Hearing in Ethics, Elections and Local Government: Monday, 2/11/2013, 9:30 AM, Rm 159-S
<a href="#">SB 131</a> Senate Ways and Means Committee	School finance; use of capital outlay funds	In Senate Education	<b>02/20/2013 - Senate</b> Scheduled Possible Action in Education: Monday, 2/25/2013, 12:30 PM, Rm 144-S; Tuesday, 2/26/2013, 2:30 PM, Rm 144-S
<a href="#">SB 132</a> Senate Ways and	School finance; amount of tax levy authorized to finance ancillary school facilities	In Senate Education	<b>02/06/2013 - Senate</b> Referred to Education

Means Committee			
<a href="#">SB 150</a> Senate Ethics, Elections and Local Government Committee	State, municipalities; contracts for construction materials and other goods and merchandise; specification limitations	In Senate Ethics, Elections and Local Government	<b>03/01/2013 - Senate</b> Scheduled Hearing in Ethics, Elections and Local Government: Thursday, 3/7/2013, 9:30 AM, Rm 159-S
<a href="#">SB 153</a> Senate Ways and Means Committee	Water; dams; definition; exemption from permit requirements; inspection costs and penalties	In Senate Natural Resources	<b>02/12/2013 - Senate</b> Scheduled Hearing and Possible Action in Natural Resources: Friday, 2/15/2013, 8:30 AM, Rm 159-S
<a href="#">SB 155</a> Senate Federal and State Affairs Committee	Technical professions; ethical marketing of profession services; state, local government clients	In Senate Federal and State Affairs	<b>02/11/2013 - Senate</b> Referred to Federal and State Affairs
<a href="#">SB 179</a> Anthony Hensley, D-19th	Requiring employment of Kansas workers for certain state contracts and tax benefits	In Senate Commerce	<b>02/20/2013 - Senate</b> Scheduled Hearing in Commerce: Tuesday, 2/26/2013, 10:30 AM, Rm 548-S
<a href="#">SB 179</a> Anthony Hensley, D-19th	Requiring employment of Kansas workers for certain state contracts and tax benefits	In Senate Commerce	<b>02/20/2013 - Senate</b> Scheduled Hearing in Commerce: Tuesday, 2/26/2013, 10:30 AM, Rm 548-S
<a href="#">SB 195</a> Senate Ways and Means Committee	Kansas Employment First Initiative Act amendments	In Senate Commerce	<b>03/13/2013 - Senate</b> Scheduled Final Action in Commerce: Monday, 3/18/2013, 8:30 AM, Rm 548-S
<a href="#">SB 198</a> Anthony Hensley, D-19th	Kansas Buy American Act	In Senate Commerce	<b>02/14/2013 - Senate</b> Referred to Commerce
<a href="#">SB 209</a> Senate Ways and Means Committee	Providing for public disclosure and economic efficiency in publicly funded contracts and economic development agreements	In Senate Federal and State Affairs	<b>02/19/2013 - Senate</b> Referred to Federal and State Affairs
<a href="#">SCR 1604</a> Susan Wagle, R-30th	Joint rules for the Senate and House of Representatives, 2013-2014	Adopted	<b>01/29/2013 - Senate</b> Concurred; Yeas 28, Nays 12
<a href="#">HB 2005</a>	State aid for capital improvements and capital	In House Education	<b>01/14/2013 - House</b>

Steve Huebert, R-90th	outlay for school districts		Introduced; Referred to Education
<a href="#">HB 2010</a> Gail Finney, D-84th	Business entities; restricting the use of an acquired entity's name by an acquiring entity	In House Commerce, Labor and Economic Development	<b>01/14/2013 - House</b> Introduced; Referred to Commerce, Labor and Economic Development
<a href="#">HB 2031</a> House Agriculture and Natural Resources Committee	Distribution of sales and use tax revenue; funding streams to the state water plan fund	In House Agriculture and Natural Resources	<b>01/18/2013 - House</b> Referred to Agriculture and Natural Resources
<a href="#">S Sub for Sub for HB 2051</a> House Agriculture and Natural Resources Committee	Concerning water rights	In Conference Committee	<b>04/02/2013</b> Scheduled Meeting in Natural Resources Conference: Wednesday, 4/3/2013, 7:30 AM, Rm 142-S
<a href="#">HB 2053</a> House Federal and State Affairs Committee	Amendments pertaining to the Board of Technical Professions	In House Commerce, Labor and Economic Development	<b>01/24/2013 - House</b> Referred to Commerce, Labor and Economic Development
<a href="#">HB 2072</a> House Local Government Committee	Municipalities; solid waste collection; limitations	In House Local Government	<b>02/06/2013 - House</b> Scheduled Hearing in Local Government: Tuesday, 2/12/2013, 1:30 PM, Rm 281-N
<a href="#">HB 2073</a> House Local Government Committee	Streams, dams and obstructions; chief engineer, division of water resources duties; counties, authority	In House Agriculture and Natural Resources	<b>02/15/2013 - House</b> Scheduled Discussion and Possible Action in Agriculture and Natural Resources: Monday, 2/18/2013, 3:30 PM, Rm 346-S
<a href="#">HB 2074</a> House Local Government Committee	Cities and counties; solid waste disposal areas; restrictions	In Senate Ethics, Elections and Local Government	<b>03/07/2013 - Senate</b> Referred to Ethics, Elections and Local Government
<a href="#">S Sub for HB 2077</a> House Veterans, Military and Homeland Security Committee	Alcoholic beverages; club and drinking establishments; samples; employees; other	On General Orders in Senate	<b>03/26/2013 - Senate</b> Committee Report recommending substitute bill be passed by Federal and State Affairs
<a href="#">HB 2136</a>	Sales and compensating use tax; distribution of revenues	In House Taxation	<b>02/06/2013 - House</b> Scheduled Hearing in Taxation:

House Taxation Committee			Thursday, 2/14/2013, 3:30 PM, Rm 582-N
<a href="#">HB 2137</a> House Taxation Committee	Sunsetting the vehicle modernization surcharge	On General Orders in House	<b>03/13/2013 - House</b> Committee Report recommending bill be passed as amended by Transportation and Public Safety Budget
<a href="#">HB 2147</a> House General Government Budget Committee	Repealer; use of metric system on certain road signs and markers, moving of heavy vehicles on bridges or culverts, interstate bridges	Approved by Governor	<b>04/02/2013</b> Approved by Governor Sam Brownback
<a href="#">HB 2158</a> House Veterans, Military and Homeland Security Committee	Creating a preference to businesses owned by disabled veterans for state contracts	In House Commerce, Labor and Economic Development	<b>01/31/2013 - House</b> Referred to Commerce, Labor and Economic Development
<a href="#">HB 2171</a> House Agriculture and Natural Resources Committee	Establishing agreed local management areas	In House Agriculture and Natural Resources	<b>02/06/2013 - House</b> Scheduled Hearing in Agriculture and Natural Resources: Tuesday, 2/12/2013, 3:30 PM, Rm 346-S
<a href="#">HB 2173</a> House Commerce, Labor and Economic Development Committee	Civil Procedure: remote claims on commercial property; state construction registry	In House Judiciary	<b>03/13/2013 - House</b> Scheduled Hearing in Judiciary: Tuesday, 3/19/2013, 3:30 PM, Rm 112-N
<a href="#">HB 2193</a> House Federal and State Affairs Committee	Public facilities; accessibility standards for disabled persons	Approved by Governor	<b>04/04/2013</b> Approved by Governor Sam Brownback
<a href="#">Sub for HB 2207</a> House Agriculture and Natural Resources Committee	Amending provisions relating to the regulation and certification of animal feeding facilities	Pending enrollment	<b>04/01/2013 - House</b> Concurred; Yeas 119, Nays 0
<a href="#">HB 2234</a> House Appropriations Committee	Contracts between the Kansas turnpike authority and the Kansas department of transportation	In Conference Committee	<b>04/04/2013 - Senate</b> Adopted Conference Committee Report, agreed to disagree; 2nd Conference Committee requested; appointed Masterson, Denning

			and Kelly
<a href="#">HB 2246</a> House Commerce, Labor and Economic Development Committee	Peer review for certain licensed technical professionals	In House Commerce, Labor and Economic Development	<b>02/13/2013 - House</b> Scheduled Hearing in Commerce, Labor and Economic Development: Wednesday, 2/20/2013, 1:30 PM, Rm 346-S
<a href="#">HB 2249</a> House Local Government Committee	City annexation of fire district land; double taxation; refund	In Conference Committee	<b>04/04/2013 - House</b> Adopted Conference Committee Report, agreed to disagree; 2nd Conference Committee requested; appointed Huebert, Phillips and Alcala
<a href="#">HB 2264</a> House Education Committee	School districts; capital improvements	In House Education	<b>02/08/2013 - House</b> Referred to Education
<a href="#">HB 2273</a> Annie Tietze, D-53rd	Requiring employment of Kansas workers for certain state contracts and tax benefits	In House Commerce, Labor and Economic Development	<b>02/11/2013 - House</b> Referred to Commerce, Labor and Economic Development
<a href="#">HB 2279</a> Paul T. Davis, D-46th	Kansas Buy American Act	In House Commerce, Labor and Economic Development	<b>02/11/2013 - House</b> Referred to Commerce, Labor and Economic Development
<a href="#">HB 2295</a> House Energy and Environment Committee	Water pollution control permits and creating the water program management fund	In House Agriculture and Natural Resources	<b>02/15/2013 - House</b> Scheduled Hearing in Agriculture and Natural Resources: Tuesday, 2/19/2013, 3:30 PM, Rm 346-S
<a href="#">HB 2334</a> Paul T. Davis, D-46th	Requiring prevailing wage for public works projects	In House Appropriations	<b>02/14/2013 - House</b> Referred to Appropriations
<a href="#">HB 2355</a> House Taxation Committee	Kansas Fair Tax Act of 2013	In House Taxation	<b>02/15/2013 - House</b> Referred to Taxation
<a href="#">HB 2366</a> House Energy and Environment Committee	Use of public funds to promote sustainable development	In House Energy and Environment	<b>02/18/2013 - House</b> Referred to Energy and Environment
<a href="#">HB 2392</a>	School finance; use of capital outlay funds	In House Appropriations	<b>03/08/2013 - House</b>

House Appropriations Committee			Referred to Appropriations
<a href="#">HB 2392</a>	School finance; use of capital outlay funds	In House Appropriations	<b>03/08/2013 - House</b> Referred to Appropriations
House Appropriations Committee			
<a href="#">HB 2405</a>	Sales and compensating use tax; distribution of revenues	In House Taxation	<b>03/20/2013 - House</b> Referred to Taxation
House Appropriations Committee			
Bill Number and Sponsor	Bill Subject	Current Status	Last Action
<a href="#">HCR 5008</a>	Encouraging KDOT to make engineering decisions based upon professional findings	In House Transportation	<b>02/01/2013 - House</b> Referred to Transportation
House Transportation Committee			
<a href="#">HR 6004</a>	Rules of House of Representatives, permanent rules of the 2013-2014 biennium	Adopted	<b>01/28/2013 - House</b> Final Action: Adopted as amended; Yeas 82, Nays 40
Ray Merrick, R-27th			
<a href="#">HR 6015</a>	Studying the viability of compressed natural gas as an alternative vehicle fuel	On General Orders in House	<b>03/18/2013 - House</b> Committee Report recommending resolution be adopted as amended by Energy and Environment
House Transportation Committee			