

LEGISLATIVE NEWSLETTER

ACEC Kansas

No. 4 – February 7, 2014

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Week four was artificially slow at the Capitol as the inclement weather shut the Legislature down both Tuesday and Wednesday. This brought the flow of new bills and hearings down to a crawl. The calendar for next week, however, includes several committee hearings of interest.

Next Tuesday there will be a hearing in the House Commerce Committee on HB 2246. This bill would provide liability protection for firms conducting peer reviews. This bill had a hearing last year but failed to progress. ACEC Kansas testified in support of this bill last year, and we are scheduled to do so again next Tuesday.

Next Wednesday in the same House Commerce Committee there will be a hearing on HB 2273. This bill would require firms working on any state contract of \$100,000 or more to have 70% of their staff working on the project be Kansas residents. This is problematic for many of our members, especially offices near a state line or with offices in multiples states. ACEC Kansas testified in opposition to this bill last year, and we are scheduled to do so again Wednesday.

Our work continues on SB 54, our update to the statutes governing the Board of Technical Professions. This bill is awaiting action on the floor of the Senate. We don't know the schedule for that action yet, but it could be as soon as next week. We continue to canvas and lobby Senators to support SB 54 and oppose any amendments that would create exceptions to areas where current law requires a licensed design professional to do the design. If you have not contacted your Senator to make those same requests, it's not too late.

Next week promises to be much busier. Stay tuned...

| Bill Number and Sponsor | Bill Subject | Current Status | Last Action |
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| SB 5 Oletha Faust-Goudeau, D-29th | Business entities; restricting the use of an acquired entity's name by an acquiring entity | In Senate Commerce | 01/17/2013 - Senate Scheduled Hearing and Possible Action in Commerce: Thursday, 1/24/2013, 8:30 AM, Rm 548-S |
| SB 15 Anthony Hensley, D-19th | Local ad valorem tax reduction fund; transfers to; distributions to political subdivisions | In Senate Assessment and Taxation | 01/15/2013 - Senate Referred to Assessment and Taxation |
| SB 42 Senate Federal and State Affairs Committee | Architects and engineers; immunity from liability in negligence under certain circumstances | In House Judiciary | 03/18/2013 - House Referred to Judiciary |
| SB 43 Joint Committee on Energy and | Requiring the Kansas Water Office to formulate a plan to address water-related issues | In Senate Natural Resources | 01/23/2013 - Senate Scheduled Hearing and Possible Action in Natural Resources: Thursday, |

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| Environmental Policy | | | 1/31/2013, 8:30 AM, Rm 159-S |
| SB 48 Senate Federal and State Affairs Committee | Kansas Employer E-verify Accountability Act | In Senate Commerce | 02/28/2013 - Senate Motion to withdraw from Committee failed: Yeas 6, Nays 34 |
| SB 54 Senate Federal and State Affairs Committee | Amendments pertaining to the Board of Technical Professions | On General Orders in Senate | 01/31/2014 - Senate Committee Report recommending bill be passed as amended by Federal and State Affairs |
| H Sub for SB 84 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 | 05/31/2013 Scheduled Meeting on all bills in Taxation Conference: Friday, 5/31/2013, 6:00 PM, Rm 159-S |
| SB 93 Senate Commerce Committee | Civil procedure, commercial property liens; state construction registry, notice of commencement and notice of furnishings | In Senate Commerce | 02/06/2013 - Senate 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 |
| SB 109 Senate Federal and State Affairs Committee | Lobbying; use of public funds prohibited | In Senate Ethics and Elections | 02/08/2013 - Senate Scheduled Hearing in Ethics, Elections and Local Government: Monday, 2/11/2013, 9:30 AM, Rm 159-S |
| SB 131 Senate Ways and Means Committee | School finance; use of capital outlay funds | In Senate Education | 02/20/2013 - Senate 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 |
| SB 132 Senate Ways and Means Committee | School finance; amount of tax levy authorized to finance ancillary school facilities | In Senate Education | 02/06/2013 - Senate Referred to Education |
| SB 150 Senate Ethics, Elections and Local Government Committee | State, municipalities; contracts for construction materials and other goods and merchandise; specification limitations | In Senate Ethics and Elections | 03/01/2013 - Senate Scheduled Hearing in Ethics, Elections and Local Government: Thursday, 3/7/2013, 9:30 AM, Rm 159-S |
| SB 153 | Water; dams; definition; exemption from permit | In Senate Natural | 02/12/2013 - Senate |

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| Senate Ways and Means Committee | requirements; inspection costs and penalties | Resources | Scheduled Hearing and Possible Action in Natural Resources: Friday, 2/15/2013, 8:30 AM, Rm 159-S |
| SB 155 Senate Federal and State Affairs Committee | Technical professions; ethical marketing of profession services; state, local government clients | In Senate Federal and State Affairs | 02/11/2013 - Senate Referred to Federal and State Affairs |
| SB 179 Anthony Hensley, D-19th | Requiring employment of Kansas workers for certain state contracts and tax benefits | In Senate Commerce | 02/20/2013 - Senate Scheduled Hearing in Commerce: Tuesday, 2/26/2013, 10:30 AM, Rm 548-S |
| SB 195 Senate Ways and Means Committee | Kansas Employment First Initiative Act amendments | In Senate Commerce | 03/13/2013 - Senate Scheduled Final Action in Commerce: Monday, 3/18/2013, 8:30 AM, Rm 548-S |
| SB 198 Anthony Hensley, D-19th | Kansas Buy American Act | In Senate Commerce | 02/14/2013 - Senate Referred to Commerce |
| SB 209 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 | 02/19/2013 - Senate Referred to Federal and State Affairs |
| SB 262 Senate Commerce Committee | Promoting employment across Kansas act; benefits | In Senate Commerce | 01/16/2014 - Senate Scheduled Hearing in Commerce: Tuesday, 1/21/2014, 8:30 AM, Rm 548-S |
| SB 293 Senate Commerce Committee | Municipalities; solid waste collection; limitations | In Senate Commerce | 01/29/2014 - Senate Scheduled Hearing in Commerce: Wednesday, 2/5/2014, 8:30 AM, Rm 548-S |
| SB 305 Senate Education Committee | School districts; transfer of funds from capital improvement state aid to supplemental general state aid | In Senate Education | 01/28/2014 - Senate Referred to Education |
| SB 319 Senate Commerce Committee | Protecting surface property owners' rights | In Senate Natural Resources | 01/29/2014 - Senate Referred to Natural Resources |

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| SCR 1604 Susan Wagle, R-30th | Joint rules for the Senate and House of Representatives, 2013-2014 | Adopted | 01/29/2013 - Senate Concurred; Yeas 28, Nays 12 |
| HB 2005 Steve Huebert, R-90th | State aid for capital improvements and capital outlay for school districts | In House Education | 01/14/2013 - House Introduced; Referred to Education |
| HB 2010 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 | 01/14/2013 - House Introduced; Referred to Commerce, Labor and Economic Development |
| HB 2031 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 | 01/18/2013 - House Referred to Agriculture and Natural Resources |
| S Sub for Sub for HB 2051 House Agriculture and Natural Resources Committee | Concerning water rights | In Conference Committee | 04/02/2013 Scheduled Meeting in Natural Resources Conference: Wednesday, 4/3/2013, 7:30 AM, Rm 142-S |
| HB 2053 House Federal and State Affairs Committee | Amendments pertaining to the Board of Technical Professions | In House Commerce, Labor and Economic Development | 01/24/2013 - House Referred to Commerce, Labor and Economic Development |
| HB 2072 House Local Government Committee | Municipalities; solid waste collection; limitations | In House Local Government | 02/06/2013 - House Scheduled Hearing in Local Government: Tuesday, 2/12/2013, 1:30 PM, Rm 281-N |
| HB 2073 House Local Government Committee | Streams, dams and obstructions; chief engineer, division of water resources duties; counties, authority | In House Agriculture and Natural Resources | 02/15/2013 - House Scheduled Discussion and Possible Action in Agriculture and Natural Resources: Monday, 2/18/2013, 3:30 PM, Rm 346-S |
| HB 2074 House Local Government Committee | Cities and counties; solid waste disposal areas; restrictions | In Senate Local Government | 01/23/2014 - Senate Withdrawn from Ethics and Elections; referred to Local Government |
| HB 2136 House Taxation Committee | Sales and compensating use tax; distribution of revenues | In House Taxation | 02/06/2013 - House Scheduled Hearing in Taxation: Thursday, 2/14/2013, 3:30 PM, Rm 582-N |

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| HB 2137 House Taxation Committee | Sunsetting the vehicle modernization surcharge | Stricken from Calendar | 01/30/2014 - House Stricken from Calendar |
| HB 2147 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 | 04/02/2013 Approved by Governor Sam Brownback |
| HB 2158 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 | 01/31/2013 - House Referred to Commerce, Labor and Economic Development |
| HB 2171 House Agriculture and Natural Resources Committee | Establishing agreed local management areas | In House Agriculture and Natural Resources | 02/06/2013 - House Scheduled Hearing in Agriculture and Natural Resources: Tuesday, 2/12/2013, 3:30 PM, Rm 346-S |
| HB 2173 House Commerce, Labor and Economic Development Committee | Civil Procedure: remote claims on commercial property; state construction registry | In House Judiciary | 03/13/2013 - House Scheduled Hearing in Judiciary: Tuesday, 3/19/2013, 3:30 PM, Rm 112-N |
| Sub for HB 2207 House Agriculture and Natural Resources Committee | Amending provisions relating to the regulation and certification of animal feeding facilities | Approved by Governor | 04/10/2013 Approved by Governor Sam Brownback |
| HB 2241 House Energy and Environment Committee | Renewable energy portfolio standards | In House Energy and Environment | 03/13/2013 - House Scheduled Reconsideration and Possible Final Action in Energy and Environment: Tuesday, 3/19/2013, 9:00 AM, Rm 582-N |
| HB 2246 House Commerce, Labor and Economic Development Committee | Peer review for certain licensed technical professionals | In House Commerce, Labor and Economic Development | 02/13/2013 - House Scheduled Hearing in Commerce, Labor and Economic Development: Wednesday, 2/20/2013, 1:30 PM, Rm 346-S |
| HB 2249 House Local Government Committee | Certain property issues; relating to historic preservation, taxation and solid waste | Approved by Governor | 05/30/2013 Approved by Governor Sam Brownback |

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| HB 2264 House Education Committee | School districts; capital improvements | In House Education | 02/08/2013 - House Referred to Education |
| HB 2273 Annie Tietze, D-53rd | Requiring employment of Kansas workers for certain state contracts and tax benefits | In House Commerce, Labor and Economic Development | 01/31/2014 - House Scheduled Hearing in Commerce, Labor and Economic Development: Thursday, 2/6/2014, 1:30 PM, Rm 346-S |
| HB 2279 Paul T. Davis, D-46th | Kansas Buy American Act | In House Commerce, Labor and Economic Development | 02/11/2013 - House Referred to Commerce, Labor and Economic Development |
| HB 2295 House Energy and Environment Committee | Water pollution control permits and creating the water program management fund | In House Agriculture and Natural Resources | 02/15/2013 - House Scheduled Hearing in Agriculture and Natural Resources: Tuesday, 2/19/2013, 3:30 PM, Rm 346-S |
| HB 2334 Paul T. Davis, D-46th | Requiring prevailing wage for public works projects | In House Appropriations | 02/14/2013 - House Referred to Appropriations |
| HB 2366 House Energy and Environment Committee | Use of public funds to promote sustainable development | In House Energy and Environment | 02/18/2013 - House Referred to Energy and Environment |
| HB 2392 House Appropriations Committee | School finance; use of capital outlay funds | In House Appropriations | 03/08/2013 - House Referred to Appropriations |
| HB 2405 House Appropriations Committee | Sales and compensating use tax; distribution of revenues | In House Taxation | 03/20/2013 - House Referred to Taxation |
| HB 2429 Joint Committee on Administrative Rules and Regulations | Making the water conservation program part of and supplemental to the Kansas water appropriation act | On General Orders in House | 01/31/2014 - House Committee Report recommending bill be passed as amended by Agriculture and Natural Resources |
| Bill Number and Sponsor | Bill Subject | Current Status | Last Action |
| HB 2430 | Promoting employment across Kansas act; benefits | In House Commerce, Labor and Economic Development | 01/22/2014 - House Scheduled Hearing in Commerce, Labor and Economic Development: Tuesday, |

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| House Commerce, Labor and Economic Development Committee | | | 1/28/2014, 1:30 PM, Rm 346-S; Wednesday, 1/29/2014, 1:30 PM, Rm 346-S |
| HB 2439 House Agriculture and Natural Resources Committee | Water; creating the sustainable drinking water source protection fund and fee; authorizing Kansas water office to execute certain contracts and issue revenue bonds; repealing K.S.A. 2013 Supp. 82a-953a | In House Agriculture and Natural Resources | 01/17/2014 - House Referred to Agriculture and Natural Resources |
| HB 2465 House Energy and Utilities Committee | Utilities and generation of electricity | In House Utilities and Telecommunications | 01/23/2014 - House Withdrawn from Energy and Environment; referred to Utilities and Telecommunications |
| HB 2543 House Federal and State Affairs Committee | Prohibiting the Kansas turnpike authority from charging tolls to persons on motorcycles | In House Transportation | 01/31/2014 - House Referred to Transportation |
| HB 2548 House Agriculture and Natural Resources Committee | Creating the water program management fund and transferring the air quality fee fund | In House Agriculture and Natural Resources | 02/03/2014 - House Referred to Agriculture and Natural Resources |
| HB 2549 House Agriculture and Natural Resources Committee | Allowing burial of hazardous waste on-site | In House Agriculture and Natural Resources | 02/03/2014 - House Referred to Agriculture and Natural Resources |
| HB 2559 House Commerce, Labor and Economic Development Committee | Discrimination based on employment status prohibited | In House Commerce, Labor and Economic Development | 02/03/2014 - House Referred to Commerce, Labor and Economic Development |
| HB 2560 House Commerce, Labor and Economic Development Committee | Kansas minimum wage law; minimum wage increase | In House Commerce, Labor and Economic Development | 02/05/2014 - House Referred to Commerce, Labor and Economic Development |
| HCR 5008 House Transportation Committee | Encouraging KDOT to make engineering decisions based upon professional findings | In House Transportation | 02/01/2013 - House Referred to Transportation |

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| HR 6004 Ray Merrick, R-27th | Rules of House of Representatives, permanent rules of the 2013-2014 biennium | Adopted | 01/28/2013 - House Final Action: Adopted as amended; Yeas 82, Nays 40 |
| HR 6015 House Transportation Committee | Studying the viability of compressed natural gas as an alternative vehicle fuel | Killed in House | 06/20/2013 - House Died on Calendar |