

LEGISLATIVE NEWSLETTER

ACEC of Kansas

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Another week of frantic activity on issues of tax and budget came to a close when the Legislature adjourned for the week Thursday afternoon. Between the school finance issue, budget shortfalls, and imminent change to tax policy, the Legislature is scrambling. Some headway has been made, but it's almost a certainty it will be well into veto session before resolutions are found.

It was relatively quiet on engineering issues this week, but we had a few positive developments. We have successfully defeated some bad policy this year (QBS, anti-private sector use, etc.), while others we have supported (repeal of local property tax restrictions, water funding) are sitting dormant and don't look they have much chance of passage in 2017.

There was one more last ditch effort to increase water funding through an amendment in House Appropriations this week, but it failed. While everyone discusses sweeps from the highway fund, the water fund has suffered from sweeps as well. Since 1991 the water fund has been raided to the tune of \$65 million, and \$54 million of that has come since 2010. As we have mentioned before, despite the lack of votes for funding, there does seem to be heightened awareness of the state's water funding needs this year. A small kernel of optimism for 2018.

The House Appropriations Committee passed a two year budget this week in the form of HB 2364. It still includes the \$400 million in additional bonding authority for KDOT. There is a long way to go for that funding before it's official, but it's a good start. Both bills (SB 224 and HB 2382) increasing the fuel tax are dormant at the moment.

There was good news on the licensure front with the passage of H Sub for SB 70 and HB 2153. H Sub for SB 70 would add a requirement for inspection of amusement park rides and recognizes licensed PEs in the bill. HB 2153 would require anyone paying into a licensure fee fund be notified before the state could sweep those fee funds into the state general fund. This would increase pressure on legislators wishing to do so. KSPE continues to man the front lines on licensure issues, but we are supporting in those efforts.

Next week will be the last before First Adjournment, after which they will break until May. Stay tuned....

Bill Number and Sponsor	Bill Subject	Current Status	Last Action
Sub for SB 27 Senate Way and Means Committee	Appropriation revisions for FY 2017, FY 2018 and FY 2019 for various state agencies	In Senate Ways and Means	02/23/2017 - Senate Withdrawn from Calendar; rereferred to Ways and Means
SB 46 Senate Agriculture and Natural Resources Committee	Water conservation area findings, notice and management plans	In Conference Committee	03/30/2017 - House Acceded; appointed Hoffman, Thompson and Carlin
SB 48	Remedies for the impairment of a valid water right or permit to divert	In House K-12 Education Budget	03/29/2017 - House Withdrawn from Appropriations; referred

Senate Agriculture and Natural Resources Committee	and use water		to K-12 Education Budget
SB 55 Senate Federal and State Affairs Committee	Public construction contracts and performance and payment bonds	Pending enrollment	03/30/2017 - House Final Action: Passed; Yeas 124, Nays 0
H Sub for SB 70 Marci Francisco, D-2nd	Amendments to the Kansas amusement ride act	On Final Action in House	03/30/2017 - House Committee of the Whole: Committee Report recommending substitute bill be adopted; be amended; substitute be passed as amended
SB 76 Senate Federal and State Affairs Committee	Professional occupations; restrictions on fees and licensing requirements	On General Orders in Senate	03/27/2017 - Senate Committee Report recommending bill be passed as amended by Federal and State Affairs
Sub for SB 97 Senate Assessment and Taxation Committee	Relating to taxation, income tax, rates, modifications; sales and compensating use tax, food, rates	In Senate Assessment and Taxation	02/23/2017 - Senate Withdrawn from Calendar; rereferred to Assessment and Taxation
SB 103 Senate Federal and State Affairs Committee	Secretary of State; political action committees prohibited	In Senate Ethics, Elections and Local Government	02/01/2017 - Senate Referred to Ethics, Elections and Local Government
SB 104 Senate Federal and State Affairs Committee	Lobbyists; restrictions on tickets to events and meals for legislators	In Senate Ethics, Elections and Local Government	02/01/2017 - Senate Referred to Ethics, Elections and Local Government
SB 105 Senate Federal and State Affairs Committee	Campaign finance; contribution prohibitions for certain persons entering into contracts with the state or a municipality	In Senate Ethics, Elections and Local Government	02/01/2017 - Senate Referred to Ethics, Elections and Local Government
SB 107 Senate Federal and State Affairs Committee	Authorizing the attorney general to establish a system of legal representation charges and collect such charges from state agencies	On General Orders in Senate	03/15/2017 - Senate Committee of the Whole: Be passed over and retain a place on the Calendar
SB 116 Senate Assessment and Taxation Committee	Repealing certain obsolete or expired sections relating to taxation	On General Orders in Senate	03/09/2017 - Senate Withdrawn from Consent Calendar; placed on General Orders
SB 147	Under Kansas income tax act; providing rate changes and	In Senate Assessment and Taxation	02/23/2017 - Senate Withdrawn from Calendar; rereferred to

Senate Assessment and Taxation Committee	determination of Kansas adjusted gross income and sunseting certain modifications		Assessment and Taxation
SB 167 Senate Assessment and Taxation Committee	Property tax lid; cities and counties; repealed	In Senate Assessment and Taxation	03/08/2017 - Senate Scheduled Hearing in Assessment and Taxation: Thursday, 3/16, 9:30 AM, Rm 548-S
SB 175 Senate Assessment and Taxation Committee	Income tax, rates, modifications, credits; cigarettes and tobacco products, rates; alcoholic beverages, liquor enforcement, rates; business entities, filing fees	Killed in Senate	03/07/2017 - Senate Committee of the Whole: Committee Report be adopted; be further amended; be divided into five parts; Parts 1 (Sec. 11), 2 (Sec. 10) and 3 (Sec. 21) rejected; enacting clause be stricken, Yeas 37, Nays 1
SB 176 Anthony Hensley, D-19th	Kansas buy American act	In Senate Commerce	02/09/2017 - Senate Referred to Commerce
SB 177 Anthony Hensley, D-19th	Hiring Kansans first	In Senate Commerce	02/09/2017 - Senate Referred to Commerce
SB 194 Senate Ways and Means Committee	Amending groundwater management district water user charges	In Senate Agriculture and Natural Resources	03/15/2017 - Senate Scheduled Hearing in Agriculture and Natural Resources: Monday, 3/20, 8:30 AM, Rm 159-S
SB 212 Senate Assessment and Taxation Committee	Directing the secretary of labor to submit a plan and negotiate an agreement for state enforcement of OSHA standards	In Senate Commerce	03/15/2017 - Senate Scheduled Hearing (cont.) in Commerce: Thursday, 3/16, 8:30 AM, Rm 548-S
SB 222 Senate Assessment and Taxation Committee	One-year moratorium on PEAK awards	In Senate Assessment and Taxation	03/08/2017 - Senate Scheduled Hearing in Assessment and Taxation: Thursday, 3/9, 9:30 AM, Rm 548-S
SB 223 Senate Assessment and Taxation Committee	PEAK qualification distance requirements established and retention provision sunset accelerated	In Senate Assessment and Taxation	03/08/2017 - Senate Scheduled Hearing in Assessment and Taxation: Thursday, 3/9, 9:30 AM, Rm 548-S
SB 224 Senate Assessment and Taxation Committee	Providing for a \$.05 increase in motor fuel taxes	In Senate Assessment and Taxation	03/13/2017 - Senate Scheduled Hearing in Assessment and Taxation: Friday, 3/17, 8:30 AM, Rm 548-S
SB 230 Senate Assessment and	High performance incentive program, moratorium on income tax credits and sales tax exemptions	In Senate Commerce	03/16/2017 - Senate Referred to Commerce

Taxation Committee			
SB 231 Senate Assessment and Taxation Committee	Promoting the employment across Kansas act; moratorium on the award of benefits	In Senate Commerce	03/16/2017 - Senate Referred to Commerce
HB 2032 House Water and Environment Committee	Increasing fees credited to the state water plan fund	In House Water and Environment	02/16/2017 - House Withdrawn from Taxation; rereferred to Water and Environment
HB 2039 House Commerce, Labor and Economic Development Committee	Making the Kansas airport improvement program independent of the transportation works program	In House Commerce, Labor and Economic Development	01/31/2017 - House Scheduled Hearing in Commerce, Labor and Economic Development: Thursday, 2/2, 1:30 PM, Rm 112-N
S Sub for Sub for HB 2052 House Appropriations Committee	Appropriation revisions for FY 2017, FY 2018, FY 2019, FY 2020, FY 2021, FY 2022, FY 2023, FY 2024, and FY 2025 for various state agencies	In Conference Committee	03/28/2017 Scheduled Meeting in Appropriations/Ways and Means Conference: Tuesday, 3/28, 2:00 PM, Rm 112-N
HB 2066 House Water and Environment Committee	Public wholesale water supply districts and highway right-of-way	Pending enrollment	03/23/2017 - Senate Final Action: Passed; Yeas 40, Nays 0
HB 2082 House Taxation Committee	Property tax lid; cities and counties; repealed	In House Taxation	01/19/2017 - House Referred to Taxation
HB 2099 House Agriculture Committee	Relating to remedies for the impairment of a valid water right or permit to divert and use water	Stricken from Calendar in House	02/23/2017 - House Stricken from Calendar
HB 2100 House Agriculture Committee	Relating to water conservation areas	Stricken from Calendar in House	02/23/2017 - House Stricken from Calendar
HB 2129 House General Government Budget Committee	Relating to an exception to department of administration energy audit requirements	In Senate Ways and Means	03/13/2017 - Senate Scheduled Hearing in Ways and Means: Wednesday, 3/15, 10:30 AM, Rm 548-S
HB 2138 House Local Government	State fire marshal; school lockdowns; rules and regulations	In House Local Government	01/25/2017 - House Referred to Local Government

Committee			
HB 2153 House Judiciary Committee	Fee agencies, moneys transferred to the state general fund; notification to persons paying fees that moneys have been transferred	Pending motion to concur or nonconcur	03/30/2017 - Senate Emergenced to Final Action: Passed as amended; Yeas 35, Nays 5
HB 2185 House Commerce, Labor and Economic Development Committee	Restoring local control over wage requirements for construction projects	In House Commerce, Labor and Economic Development	02/20/2017 - House Withdrawn from Appropriations; referred to Commerce, Labor and Economic Development
HB 2190 House Energy, Utilities and Telecommunications Committee	Electric utilities and the sale of renewable energy	In House Energy, Utilities and Telecommunications	01/27/2017 - House Referred to Energy, Utilities and Telecommunications
HB 2201 House Federal and State Affairs Committee	Taxpayer empowerment, accountability and transparency in state contracting act	In House Federal and State Affairs	02/22/2017 - House Scheduled Hearing in Federal and State Affairs: Wednesday, 3/8, 9:00 AM, Rm 346-S
HB 2211 House Local Government Committee	Limiting campaign contributions to governor and lieutenant governor after second term inauguration	In House Elections	02/01/2017 - House Referred to Elections
HB 2227 House Taxation Committee	Property tax levy for the Kansas educational building fund	In House Taxation	02/01/2017 - House Referred to Taxation
HB 2237 House Taxation Committee	Concerning taxation; relating to income tax, rates, determination of income, tax credits; motor fuels tax, rates, trip permits, distribution; sales and compensating use tax, food and food ingredients	In House Taxation	02/02/2017 - House Referred to Taxation
HB 2241 House Water and Environment Committee	Creating the surface water protection fee and the irrigation water use fee and depositing such fees in the state water plan fund	In House Water and Environment	03/13/2017 - House Scheduled Discussion and Possible Action on substitute in Water and Environment: Tuesday, 3/14, 9:00 AM, Rm 582-N
Sub for HB 2272 House Water and Environment Committee	Establishing the Kansas water authority science and research subcommittee	In Senate Agriculture and Natural Resources	03/06/2017 - Senate Referred to Agriculture and Natural Resources
HB 2311	Maintenance requirements for streambank stabilization and water	In House Water and Environment	02/09/2017 - House Scheduled Hearing in Water and

House Water and Environment Committee	quality protection projects		Environment: Tuesday, 2/14, 9:00 AM, Rm 582-N
HB 2315 House Taxation Committee	Income tax, rates, modifications, credits; cigarettes and tobacco products, rates; alcoholic beverages, liquor enforcement, rates; business entities, filing fees	On General Orders in House	02/23/2017 - House Committee Report recommending bill be amended and reported without recommendation by Taxation
HB 2327 House Commerce, Labor and Economic Development Committee	Restoring local control over wages, benefits and other labor-related matters by regulation and in public construction contracts	In House Commerce, Labor and Economic Development	02/10/2017 - House Referred to Commerce, Labor and Economic Development
HB 2364 House Appropriations Committee	Appropriations for FY 2018, FY 2019, FY 2020 and FY 2021 for various state agencies	In House Appropriations	03/29/2017 - House Scheduled Discussion and Possible Action in Appropriations: Thursday, 3/30, 8:30 AM, Rm 112-N
HB 2376 House Taxation Committee	Property tax lid; requiring cities and counties to publish notice of budget increase; election requirements	In House Taxation	03/08/2017 - House Scheduled Hearing in Taxation: Thursday, 3/16, 3:30 PM, Rm 346-S
HB 2382 House Taxation Committee	Providing for a \$.11 increase in motor fuel taxes; trip permits; distribution of revenues	In House Taxation	03/15/2017 - House Scheduled Hearing in Taxation: Thursday, 3/23, 3:30 PM, Rm 582-N
HB 2389 House Federal and State Affairs Committee	Amendments to the Kansas amusement ride act	In House Federal and State Affairs	03/15/2017 - House Scheduled Hearings in Federal and State Affairs: Pro & Opp - Thursday, 3/23; Neu - Friday, 3/24, 9:00 AM, Rm 346-S
HB 2392 House Appropriations Committee	Repealing the local government infrastructure improvement projects loan program; abolishing the Kansas partnership fund	In House Appropriations	03/16/2017 - House Referred to Appropriations