

# LEGISLATIVE NEWSLETTER

ACEC of Kansas

No. 7 February 24, 2017

---

825 S Kansas Ave, Suite 500 Topeka, KS 66612 Phone (785)357-1824 Fax (785)233-2206 email [scott@acecks.org](mailto:scott@acecks.org)

Week 7 saw the legislature reach its “turnaround” deadline, the date by which most bills have to be passed by their chamber of origin or be dead for the session. They will take next week off and reconvene on March 6.

Budget and tax issues dominated the conversation again this week. The House and Senate passed a tax package including increases to income taxes and a repeal of the “LLC loophole”. The Governor vetoed that package with an aggressive message about the importance of staying the course on the current tax structure. The House overrode that veto, but the Senate attempt came up short. Both chambers will now go back to the drawing board.

One piece of positive budget news came out of the House Transportation and Public Safety Budget Committee. That Committee recommended an increase in KDOT’s bonding authority of \$400 million. The recommendation has a long way to go before it is official, but it’s a good start. The money would almost certainly be used to fill holes in maintenance and preservation.

There was no movement on water funding initiatives, but a couple bills were “blessed”, which will allow the legislature to continue to consider them past the turnaround deadline. A bill is “blessed” when it is referred to a committee which is exempt from the normal legislative deadlines. It is encouraging to see the discussion about water infrastructure needs continue, although new funding will be hard to come by this year.

We did receive bad news on another subject this week. You may recall that the Alvarez & Marsal efficiency study (A&M study) conducted by the Legislature last year produced a very troubling recommendation to move the state away from qualifications based selection (QBS) when procuring professional design services. This recommendation was debated at length last year, with ACEC leading the coalition to oppose the change. We hoped we had seen the last of it, but we have not.

## **CALL TO ACTION!!!**

Thursday, March 9 the House Transportation and Public Safety Budget Committee will study A&M recommendations, including the anti-QBS policy. ACEC will again lead the collation in opposition to this change. If you have a relationship with anyone on that committee, please contact them between now and March 9. They may or may not even be aware of current procurement law (QBS) or the A&M recommendations, so the specific message would be “You will hear A&M recommendations Thursday, March 9 which include a change to the procurement process for professional design services. This proposed change is ***bad*** public policy and I urge you to oppose it.”

Here are the members of that committee:

Chairman J. R. Claeys  
Vice Chairman Michael Houser  
Rep. Henry Helgerson  
Rep. Francis Awerkamp  
Rep. Leo Delperdang

Rep. Gail Finney  
 Rep. Jan Kessinger,  
 Rep. Joy Koesten  
 Rep. Brett Parker

Hearing from a constituent is the most powerful way to motivate a legislator. Your calls will matter. Thanks in advance for any support!

You will not receive an update next week with the legislature on break, but we'll be back the week after. Stay tuned...

Bill Number and Sponsor	Bill Subject	Current Status	Last Action
<a href="#">Sub for SB 27</a> Senate Way and Means Committee	Appropriation revisions for FY 2017, FY 2018 and FY 2019 for various state agencies	In Senate Ways and Means	<b>02/23/2017 - Senate</b> Withdrawn from Calendar; rereferred to Ways and Means
<a href="#">SB 46</a> Senate Agriculture and Natural Resources Committee	Water conservation area findings, notice and management plans	In House Water and Environment	<b>03/06/2017 - House</b> Referred to Water and Environment
<a href="#">SB 48</a> Senate Agriculture and Natural Resources Committee	Remedies for the impairment of a valid water right or permit to divert and use water	In House Water and Environment	<b>03/06/2017 - House</b> Referred to Water and Environment
<a href="#">SB 55</a> Senate Federal and State Affairs Committee	Public construction contracts and performance and payment bonds	On General Orders in Senate	<b>02/14/2017 - Senate</b> Committee Report recommending bill be passed as amended by Commerce
<a href="#">SB 76</a> Senate Federal and State Affairs Committee	Professional occupations; restrictions on fees and licensing requirements	In Senate Federal and State Affairs	<b>01/27/2017 - Senate</b> Scheduled Hearing in Federal and State Affairs: Wednesday, 2/1, 10:30 AM, Rm 144-S
<a href="#">Sub for SB 97</a> Senate Assessment and Taxation Committee	Relating to taxation, income tax, rates, modifications; sales and compensating use tax, food, rates	In Senate Assessment and Taxation	<b>02/23/2017 - Senate</b> Withdrawn from Calendar; rereferred to Assessment and Taxation
<a href="#">SB 103</a> Senate Federal and State Affairs Committee	Secretary of State; political action committees prohibited	In Senate Ethics, Elections and Local Government	<b>02/01/2017 - Senate</b> Referred to Ethics, Elections and Local Government
<a href="#">SB 104</a>	Lobbyists; restrictions on tickets to events and meals for legislators	In Senate Ethics, Elections and Local	<b>02/01/2017 - Senate</b> Referred to Ethics, Elections and

Senate Federal and State Affairs Committee		Government	Local Government
<a href="#">SB 105</a>	Campaign finance; contribution prohibitions for certain persons entering into contracts with the state or a municipality	In Senate Ethics, Elections and Local Government	<b>02/01/2017 - Senate</b> Referred to Ethics, Elections and Local Government
Senate Federal and State Affairs Committee			
<a href="#">SB 107</a>	Authorizing the attorney general to establish a system of legal representation charges and collect such charges from state agencies	On General Orders in Senate	<b>02/16/2017 - Senate</b> Committee Report recommending bill be passed as amended by Federal and State Affairs
Senate Federal and State Affairs Committee			
<a href="#">SB 116</a>	Repealing certain obsolete or expired sections relating to taxation	In Senate Assessment and Taxation	<b>02/08/2017 - Senate</b> Scheduled Hearing in Assessment and Taxation: Tuesday, 2/14, 9:30 AM, Rm 548-S
Senate Assessment and Taxation Committee			
<a href="#">SB 147</a>	Under Kansas income tax act; providing rate changes and determination of Kansas adjusted gross income and sunseting certain modifications	In Senate Assessment and Taxation	<b>02/23/2017 - Senate</b> Withdrawn from Calendar; rereferred to Assessment and Taxation
Senate Assessment and Taxation Committee			
<a href="#">SB 167</a>	Property tax lid; cities and counties; repealed	In Senate Assessment and Taxation	<b>02/08/2017 - Senate</b> Referred to Assessment and Taxation
Senate Assessment and Taxation Committee			
<a href="#">SB 175</a>	Income tax, rates, modifications, credits; cigarettes and tobacco products, rates; alcoholic beverages, liquor enforcement, rates; business entities, filing fees	On General Orders in Senate	<b>02/23/2017 - Senate</b> Committee Report recommending bill be amended and reported without recommendation by Assessment and Taxation
Senate Assessment and Taxation Committee			
<a href="#">SB 176</a>	Kansas buy American act	In Senate Commerce	<b>02/09/2017 - Senate</b> Referred to Commerce
Anthony Hensley, D-19th			
<a href="#">SB 177</a>	Hiring Kansans first	In Senate Commerce	<b>02/09/2017 - Senate</b> Referred to Commerce
Anthony Hensley, D-19th			
<a href="#">SB 194</a>	Amending groundwater management district water user charges	In Senate Agriculture and Natural Resources	<b>02/15/2017 - Senate</b> Referred to Agriculture and Natural Resources
Senate Ways and Means Committee			
<a href="#">SB 212</a>	Directing the secretary of labor to submit a plan and negotiate an agreement for state enforcement of OSHA standards	In Senate Commerce	<b>03/06/2017 - Senate</b> Referred to Commerce
Senate Assessment and Taxation Committee			

<a href="#">HB 2032</a> House Water and Environment Committee	Increasing fees credited to the state water plan fund	In House Water and Environment	<b>02/16/2017 - House</b> Withdrawn from Taxation; rereferred to Water and Environment
<a href="#">HB 2039</a> 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	<b>01/31/2017 - House</b> Scheduled Hearing in Commerce, Labor and Economic Development: Thursday, 2/2, 1:30 PM, Rm 112-N
<a href="#">Sub for HB 2052</a> House Appropriations Committee	Appropriations for FY 2017, FY 2018, FY 2019 and FY 2020 for various state agencies	In Senate Ways and Means	<b>02/20/2017 - Senate</b> Referred to Ways and Means
<a href="#">HB 2066</a> House Water and Environment Committee	Public wholesale water supply districts and highway right-of-way	In Senate Agriculture and Natural Resources	<b>03/06/2017 - Senate</b> Referred to Agriculture and Natural Resources
<a href="#">HB 2082</a> House Taxation Committee	Property tax lid; cities and counties; repealed	In House Taxation	<b>01/19/2017 - House</b> Referred to Taxation
<a href="#">HB 2099</a> 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	<b>02/23/2017 - House</b> Stricken from Calendar
<a href="#">HB 2100</a> House Agriculture Committee	Relating to water conservation areas	Stricken from Calendar in House	<b>02/23/2017 - House</b> Stricken from Calendar
<a href="#">HB 2129</a> House General Government Budget Committee	Relating to an exception to department of administration energy audit requirements	In Senate Ways and Means	<b>03/06/2017 - Senate</b> Referred to Ways and Means
<a href="#">HB 2138</a> House Local Government Committee	State fire marshal; school lockdowns; rules and regulations	In House Local Government	<b>01/25/2017 - House</b> Referred to Local Government
<a href="#">HB 2153</a> House Judiciary Committee	Fee agencies, moneys transferred to the state general fund; notification to persons paying fees that moneys have been transferred	In Senate Judiciary	<b>02/23/2017 - Senate</b> Referred to Judiciary
<a href="#">HB 2185</a>	Restoring local control over wage	In House Commerce,	<b>02/20/2017 - House</b>

House Commerce, Labor and Economic Development Committee	requirements for construction projects	Labor and Economic Development	Withdrawn from Appropriations; referred to Commerce, Labor and Economic Development
<a href="#">HB 2190</a> House Energy, Utilities and Telecommunications Committee	Electric utilities and the sale of renewable energy	In House Energy, Utilities and Telecommunications	<b>01/27/2017 - House</b> Referred to Energy, Utilities and Telecommunications
<a href="#">HB 2201</a> House Federal and State Affairs Committee	Taxpayer empowerment, accountability and transparency in state contracting act	In House Federal and State Affairs	<b>02/22/2017 - House</b> Scheduled Hearing in Federal and State Affairs: Wednesday, 3/8, 9:00 AM, Rm 346-S
<a href="#">HB 2211</a> House Local Government Committee	Limiting campaign contributions to governor and lieutenant governor after second term inauguration	In House Elections	<b>02/01/2017 - House</b> Referred to Elections
<a href="#">HB 2227</a> House Taxation Committee	Property tax levy for the Kansas educational building fund	In House Taxation	<b>02/01/2017 - House</b> Referred to Taxation
<a href="#">HB 2237</a> 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	<b>02/02/2017 - House</b> Referred to Taxation
<a href="#">HB 2241</a> 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	<b>02/16/2017 - House</b> Withdrawn from Taxation; referred to Water and Environment
<a href="#">Sub for HB 2272</a> House Water and Environment Committee	Establishing the Kansas water authority science and research subcommittee	In Senate Agriculture and Natural Resources	<b>03/06/2017 - Senate</b> Referred to Agriculture and Natural Resources
<a href="#">HB 2311</a> House Water and Environment Committee	Maintenance requirements for streambank stabilization and water quality protection projects	In House Water and Environment	<b>02/09/2017 - House</b> Scheduled Hearing in Water and Environment: Tuesday, 2/14, 9:00 AM, Rm 582-N
<a href="#">HB 2315</a> 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	<b>02/23/2017 - House</b> Committee Report recommending bill be amended and reported without recommendation by Taxation

<a href="#">HB 2327</a> 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	<b>02/10/2017 - House</b> Referred to Commerce, Labor and Economic Development
---	--	---	--