

LEGISLATIVE NEWSLETTER

ACEC of Kansas

No. 6 February 16, 2018

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

Week 6 saw the official installation of our new Lieutenant Governor. On Tuesday, Governor Jeff Colyer named Tracey Mann as his second-in-command. Mann, a businessman from Salina, was sworn in on Wednesday. Colyer's selection of Mann surprised many, as he has not previously held public office. In 2010, Mann waged an unsuccessful bid for Kansas' 1st Congressional District in a crowded primary race, which was won by Tim Huelskamp. Indications are that Mann will be Colyer's running mate for his 2018 re-election campaign. One very interesting fact on the new Lt Governor's resume is that he is LEED accredited through his time in the commercial real estate world.

This was an important week of the session as committees met to wrap up business before next week's Turnaround deadline on February 22. Committees can still meet Monday, but Tuesday, Wednesday and Thursday are dedicated for all-day debates on the House and Senate floor. Most bills need to be passed in their chamber of origin in order to stay alive in the process.

A report was given to both chambers this week about the impact of recent federal tax reform on anticipated revenues to the state of Kansas. Estimates are that Kansas may pick up over just over \$137 million extra dollars in FY 19. Those estimates increase to \$179 million in FY 20 and \$187 in FY 21. While that is great news for the state's bottom line, it may very well take more than that to meet the Supreme Court's expectations for increased K-12 funding.

Sub for SB 285, creating a task team to study needs and opportunities for the next statewide transportation program, was assigned to House Transportation this week. Hearings won't begin until late February at the earliest. ACEC will again support the bill when a hearing is schedule.

HB 2665, creating a water law study commission, was heard Tuesday in House Water & Environment. Unfortunately, it looks like the committee will not pass that bill. For the second straight year, we had early hopes of some water legislation and possible funding options making it out of committee and generating a deeper conversation and hopefully action. At this point, it looks like our hopes will not be met again.

One bill introduction of interest this week, HB 2741 creates the "fire sprinkler industry act". ACEC does not plan to testify at this time, but there is a hearing in House Commerce Monday and we will plan to attend.

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	Approved by Governor	04/18/2017 Approved by Governor Sam Brownback

Related Bills:			
HB 2100: Similar language as introduced			
SB 48: Contents of SB 48, as amended by Senate Committee, inserted by House Committee into SB 46.			
SB 48	Remedies for the impairment of a valid water right or permit to divert and use water	In House K-12 Education Budget	03/29/2017 - House Withdrawn from Appropriations; referred to K-12 Education Budget
Senate Agriculture and Natural Resources Committee			
Related Bills:			
SB 48: Contents of SB 48, as amended by Senate Committee, inserted by House Committee into SB 46.			
SB 55	Public construction contracts and performance and payment bonds	Approved by Governor	04/07/2017 Approved by Governor Sam Brownback
Senate Federal and State Affairs Committee			
H Sub for SB 70	Amendments to the Kansas amusement ride act	Approved by Governor	04/24/2017 Approved by Governor Sam Brownback
Marci Francisco, D-2nd			
Related Bills:			
HB 2128: Contents of SB 70, as amended by Senate Committee, added to HB 2128 by Senate Committee of the Whole.			
HB 2389: The House Committee replaced the original contents of SB 70 with the contents of HB 2389.			
H Sub for SB 86: The House Committee amended H Sub for SB 70, as signed into law, and placed those contents into H Sub for SB 86.			
SB 76	Professional occupations; restrictions on fees and licensing requirements	In Senate Federal and State Affairs	01/11/2018 - Senate Withdrawn from General Orders; rereferred to Federal and State Affairs
Senate Federal and State Affairs Committee			
SB 103	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
Senate Federal and State Affairs Committee			
SB 104	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
Senate Federal and State Affairs Committee			
SB 105	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
Senate Federal and State Affairs Committee			
SB 107	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
Senate Federal and State Affairs Committee			
Related Bills:			

SB 149: Language modified from SB 107 as amended by Senate Committee added to SB 149 by House Committee.			
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 Senate Assessment and Taxation Committee	Under Kansas income tax act; providing rate changes and determination of Kansas adjusted gross income and sunseting certain modifications	In Senate Assessment and Taxation	02/23/2017 - Senate Withdrawn from Calendar; rereferred to 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 House Agriculture	02/16/2018 - House Referred to Agriculture
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 Taxation Committee	High performance incentive program, moratorium on income tax credits and sales tax exemptions	In Senate Commerce	03/16/2017 - Senate Referred to Commerce
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
SB 245 Senate Ways and Means Committee	Requiring state agencies to review rules and regulations and report to the joint committee on administrative rules and regulations	In Senate Ways and Means	04/06/2017 - Senate Referred to Ways and Means
SB 269 Senate Ways and Means Committee	Appropriation revisions for FY 2018 and FY 2019 for various state agencies	In Senate Ways and Means	01/11/2018 - Senate Referred to Ways and Means
SB 270 Senate Ways and Means Committee	Making appropriations for FY2018, FY2019, FY2020, FY2021, FY2022, and FY2023 for the department of education	In Senate Ways and Means	01/11/2018 - Senate Referred to Ways and Means
SB 271 Senate Ways and Means Committee	Making appropriations for FY 2018 and FY 2019 for the department of education	In Senate Ways and Means	01/11/2018 - Senate Referred to Ways and Means
SB 276 Senate Ways and Means Committee	Adjusting the biannual transfer of certain balances in the motor carrier license fees fund to the state highway fund	On General Orders in Senate	02/05/2018 - Senate Committee Report recommending bill be passed as amended by Ways and Means
Sub for SB 285 Senate Ways and Means Committee	Establishing the joint legislative transportation task force	In House Transportation	02/13/2018 - House Referred to Transportation
SB 298 Senate Ethics, Elections and Local Government Committee	Cities, counties; residential fire sprinkler systems prohibitions, repealed	In Senate Federal and State Affairs	01/19/2018 - Senate Referred to Federal and State Affairs
SB 314	Townships; special highway improvement fund	On General Orders in Senate	02/14/2018 - Senate Committee Report recommending bill

Senate Ways and Means Committee			be passed by Ways and Means
SB 334 Senate Commerce Committee	Extending the time that taxpayers may carry forward the high performance incentive program tax credit	On General Orders in Senate	02/15/2018 - Senate Committee Report recommending bill be passed as amended by Commerce
SB 353 Senate Ways and Means Committee	Abolishing the boiler inspection fee fund; transferring balances to the fire marshal fee fund	On General Orders in Senate	02/15/2018 - Senate Committee Report recommending bill be passed by Ways and Means
SB 379 2017 Special Committee on Natural Resources	Establishing a Kansas water law study commission	In Senate Agriculture and Natural Resources	02/07/2018 - Senate Referred to Agriculture and Natural Resources
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	Approved by Governor	04/27/2017 Published in the Kansas Register
HB 2066 House Water and Environment Committee	Public wholesale water supply districts and highway right-of-way	Approved by Governor	04/04/2017 Approved by Governor Sam Brownback
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	Relating to water conservation areas	Stricken from Calendar in House	02/23/2017 - House Stricken from Calendar

House Agriculture Committee			
Related Bills:			
SB 46: Similar language as introduced			
S Sub for HB 2129	Department of administration; exempting division of legislative post audit from the monumental building surcharge; energy audit exception; regulations on contracts and purchase orders	On General Orders in Senate	04/05/2017 - Senate Committee Report recommending substitute bill be passed by Ways and Means
House General Government Budget Committee			
Related Bills:			
S Sub for HB 2002: The contents of HB 2002 were added to S Sub for HB 2129 by Senate Committee.			
S Sub for HB 2130: The contents of HB 2130 were added to S Sub for HB 2129 by Senate Committee.			
HB 2138	State fire marshal; school lockdowns; rules and regulations	In House Local Government	01/25/2017 - House Referred to Local Government
House Local Government Committee			
HB 2153	Public benefit corporations; relating to the Kansas general corporation code; business entity standard treatment act	Approved by Governor	05/15/2017 Approved by Governor Sam Brownback
House Judiciary Committee			
Related Bills:			
HB 2125: Contents of HB 2153 replaced by contents of HB 2125 by Conference Committee.			
SB 149: Some contents of HB 2153 added to SB 149 by Conference Committee.			
HB 2054: Some contents of HB 2153 added to HB 2054 by Conference Committee.			
HB 2185	Restoring local control over wage requirements for construction projects	In House Commerce, Labor and Economic Development	02/20/2017 - House Withdrawn from Appropriations; rereferred to Commerce, Labor and Economic Development
House Commerce, Labor and Economic Development Committee			
HB 2190	Electric utilities and the sale of renewable energy	In House Energy, Utilities and Telecommunications	01/27/2017 - House Referred to Energy, Utilities and Telecommunications
House Energy, Utilities and Telecommunications Committee			
HB 2201	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
House Federal and State Affairs Committee			
HB 2211	Limiting campaign contributions to governor and lieutenant governor after second term inauguration	In House Elections	02/01/2017 - House Referred to Elections
House Local Government Committee			

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 House Water and Environment Committee	Maintenance requirements for streambank stabilization and water quality protection projects	In House Water and Environment	02/09/2017 - House Scheduled Hearing in Water and 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
Sub for HB 2364 House Appropriations Committee	Appropriations for FY 2017, FY 2018, FY 2019 and FY 2020 for various state agencies	On General Orders in House	04/03/2017 - House Committee Report recommending substitute bill be passed by Appropriations
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	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
House Federal and State Affairs Committee			
Related Bills:			
H Sub for SB 70: The House Committee replaced the original contents of SB 70 with the contents of HB 2389.			
HB 2392	Repealing the local government infrastructure improvement projects loan program; abolishing the Kansas partnership fund	In House Appropriations	03/16/2017 - House Referred to Appropriations
House Appropriations Committee			
HB 2412	Providing for a \$.05 increase in motor fuel taxes; trip permits; distribution of revenues	In House Taxation	03/27/2017 - House Referred to Taxation
House Appropriations Committee			
HB 2447	Requiring access at certain location from U.S. Highway 36	In House Transportation	01/09/2018 - House Referred to Transportation
Randy Garber, R-62nd			
HB 2463	Prohibiting the department of corrections from demolishing and constructing a correctional facility at Lansing until the legislature has approved the reissued request for proposal. Making null and void a provision that allows the department to construct a correctional facility	In House Appropriations	01/12/2018 - House Referred to Appropriations
House Transportation and Public Safety Budget Committee			
HB 2466	Making appropriations for FY2018, FY2019, FY2020, FY2021, FY2022, and FY2023 for the department of education	In House Appropriations	01/12/2018 - House Referred to Appropriations
House Appropriations Committee			
HB 2467	Making appropriations for FY2018 and FY2019 for the department of education	In House Appropriations	01/12/2018 - House Referred to Appropriations
House Appropriations Committee			
HB 2468	Appropriation revisions for FY 2018 and FY 2019 for various state agencies	In House Appropriations	01/12/2018 - House Referred to Appropriations
House Appropriations Committee			
HB 2513	Surface water protection fees	In House Water and Environment	01/24/2018 - House Scheduled Hearing in Water and Environment: Tuesday, 1/30, 9:00 AM, Rm 582-N
House Water and Environment Committee			
HB 2514	Requiring the state corporation	In House Energy,	01/23/2018 - House

Tom Sloan, R-45th	commission to study distributed energy rate design	Utilities and Telecommunications	Referred to Energy, Utilities and Telecommunications
HB 2528 House Water and Environment Committee	State water plan fund and the economic development initiatives fund	In House Water and Environment	01/31/2018 - House Scheduled Hearing in Water and Environment: Thursday, 2/8, 9:00 AM, Rm 582-N
HB 2564 House Water and Environment Committee	Authorizing the division of water resources to regulate the use of end guns on irrigation systems	In House Water and Environment	01/31/2018 - House Scheduled Hearing in Water and Environment: Tuesday, 2/6, 9:00 AM, Rm 582-N
HB 2665 House Water and Environment Committee	Establishing a Kansas water law study commission	In House Water and Environment	02/08/2018 - House Scheduled Hearing in Water and Environment: Tuesday, 2/13, 9:00 AM, Rm 582-N
HB 2686 Jeff Pittman, D-41st	Making appropriations for FY 2019 for the department of corrections; salary increases for uniformed officers and all employees at correctional facilities	In House Appropriations	02/08/2018 - House Referred to Appropriations
HB 2691 House Water and Environment Committee	Modifying notification requirements for the division of water resources regarding multi-year flex accounts and water right applications	On General Orders in House	02/14/2018 - House Committee Report recommending bill be passed as amended by Water and Environment
HB 2726 House Water and Environment Committee	Establishing the non-corn irrigation grant program and the low-water-use crop grant program and authorizing the Kansas water office to issue bonds for the purpose of providing funding to such programs	In House Water and Environment	02/13/2018 - House Scheduled Hearing in Water and Environment: Tuesday, 2/13, 9:00 AM, Rm 582-N
HB 2730 House Water and Environment Committee	Requiring the division of water resources of the department of agriculture to study and report on the impact of the use of groundwater on streamflow impairments	In House Water and Environment	02/09/2018 - House Referred to Water and Environment