



Weekly Wrap-Up

Leo G. Delperdang
Kansas House District #94

Wrap Up
May 05th, 2017
Week-13



KANSAS LAW ENFORCEMENT MEMORIAL DAY

On the afternoon of May 5th, members of law enforcement gathered in the capitol for a memorial service commemorating fallen officers. Before the memorial, Governor Brownback signed into law the Law Enforcement Protection Act, [SB 112](#), which started as HB-2049 – I carried HB-2049 out of the Corrections & Juvenile Committee and onto the House Floor this past February. It was met with much debate, but in the end – it pass the House with a favorable vote of 112-Yea's. It was then sent to the Senate, where it was combined with other items on SB-112. I also had the honor of having my son, whom is a Kansas State Trooper, standing at my side with Governor Brownback while the Bill was signed into law! This bill will enhance the sentencing of felony crimes committed against law enforcement officers if such crimes are committed due to their status as a law enforcement officer. Later in the rotunda, speeches were given in honor and remembrance of those who died in the line of duty. **Members of the Kansas Highway Patrol, sheriffs' departments, and other officers in blue** then gathered around the Kansas Law Enforcement Memorial on the capitol grounds for moments of silence.

COMMITTEE ACTION K-12 EDUCATION BUDGET

The K-12 Education Budget Committee held three meetings this week. On Tuesday, the Committee heard from Revisor Jason Long on [HB 2410](#). **Long provided a copy of the bill updated with the Committee's** amendments. In addition, he described technical corrections that will need to be made to the bill. The Committee learned that the Legislative Post Audit Committee has approved two K-12 related audits on: Evaluating the Use of Assessed Valuation Per Pupil (AVPP) as the Basis for State Equalization Aid (requested by Rep. Campbell) and Reviewing the Accuracy of Free-Lunch Student Counts (requested by Rep. Landwehr).

On Wednesday, the Committee heard from Revisor of Statutes Gordon Self and Tax Committee Chairman Steven Johnson on the possibility of putting financing within HB 2410. There was further discussion on the two-subject prohibition and the importance of having a connection between the subject of the bill (education) and financing. Rep. Johnson provided documents regarding the fiscal notes on various tax law changes and components of tax law for Tax Year 2012, current law, [Sub. for HB 2178](#), CCR for [HB 2067](#), and CCR for [SB 30](#).

On Thursday, the Committee heard from Jeff King, Legislative Counsel. King gave the Committee an overview of his analysis on HB 2410. **King also focused on the Court's objective for more resources to be targeted to** the lowest performing quartile of students. He indicated that the amended bill has less targeted resources to at-risk students than the introduced bill. The Committee will continue to discuss the bill on Monday.

TAX COMMITTEE

The Tax Committee received a briefing on the Consensus Revenue Estimates from Chris Courtwright, KLRD, on Monday. He discussed the various components of the tax receipt estimates and predicted growth, along with more general information about the Kansas Economy. A long memo with much more detailed information will be provided by KLRD in the near future. Courtwright also provided a document comparing components for tax year 2012, current law, [Sub. for HB 2178](#), and [HB 2420](#). On Tuesday, the Committee worked [HB 2380](#), which would allow additional sales tax authority for Marion County for property tax relief, economic development, and infrastructure projects. The Committee recommended the bill favorably. The Committee also discussed the bill index (listing of all the bills in Committee) and provided feedback to the Chairman on those bill and various tax proposals. On Thursday, the Committee heard from JG Scott, KLRD, where the State General Fund profile was discussed.

APPROPRIATIONS

Last week, the House Appropriations Committee began its discussion of the Omnibus Budget bill. This week, the Committee met on Tuesday to hear the Claims bill (Claims against the state), [SB 109](#). The Committee was also provided follow-up information on items identified during the Omnibus discussion. On Thursday, the Committee worked [HB 2418](#), regarding creation of an on-site state employee health clinic, and [HB 2419](#), regarding parameters for a Budget Stabilization Fund. The Committee passed out both favorably (with amendments on [HB 2418](#)). On Friday, the Committee heard from Secretary Tim Keck, Kansas Department for Aging and Disability Services. Keck provided additional details on the Osawatomie State Hospital and the security costs related to the Conceal Carry Plan of Action. The Committee learned that obtaining recertification brings the loss of federal funds from \$1 million/month to \$600,000 loss/month. The Committee requested that Keck provide an action plan for Conceal Carry that plans for implementation on July 1, not the 10-month timeframe provided by the agency last week.

FEDERAL AND STATE AFFAIRS

On Friday, the House Committee on Federal and State Affairs heard testimony on [SB 201](#), which would amend the Kansas Consumer Protection Act. Under current law, veterans, surviving spouses of veterans and immediate family members of members of the military are included under the definition of "protected consumer"—this bill would add current members of the military to that definition. With only proponents, the rules were suspended to work SB 201. Without objection, the committee added the language from [HB 2273](#), which would essentially prohibit telephone solicitors **from using "robocalls."** HB 2273 had previously passed out of committee and the Committee of the Whole earlier this year, but has yet to be considered in the Senate.

FLOOR ACTION TUESDAY, MAY 2, 2017

HB 2184– Extending the sunset date of the STAR Bond Financing Act and other amendments

This bill would allow STAR (Sales Tax and Revenue) bond project costs to include expenses pertaining to the expansion and renovation of a historic theater. Additionally, the sunset date for the STAR Bond Financing Act would be extended by five years, from July 1, 2017 to July 1, 2022.

Final Action, Wednesday, May 3; ---Yes: 112, No: 11

Bill carried by: Representative JR Claeys

SB 14– Providing for limited lines insurance coverage of self-storage units.

This bill would amend the Insurance Code to create a limited line of insurance for self-service storage unit insurance. In addition, language was added from HB 2067, which would include amendments to the Uniform Insurance Agents Licensing Act. Fingerprinting of resident insurance agent applicants would be required for resident agent licensure, for the purpose of obtaining a state and national criminal history record check.

Conference Committee Report Adopted, Tuesday, May 2; ---Yes: 111, No: 11

SB 112– Requiring electronic recording of certain custodial interrogations; creating the crime of aggravated domestic battery; reducing the penalty for unlawful possession of drug paraphernalia and making burglary of a dwelling a person felony; mandatory expungement of arrest records of a person arrested as a result of mistaken identity or identity theft.

This bill will enact the Law Enforcement Protection Act, in which crimes perpetrated against members of law enforcement, due to their status as officers of the law, will be enhanced. Specifically, felonies levels 2 through 10 would be enhanced by one level, and level 1 felonies would result in a life sentence at the minimum. In addition, SB 112 will create the crime of aggravated domestic battery for specific instances of assault, reduce the severity level of unlawful possession of drug paraphernalia from a class A to a class B nonperson misdemeanor, and amend other statutes. The bill will also amend current law concerning dog fighting and animal cruelty.

Conference Committee Report Adopted, Tuesday, May 2; ---Yes: 115, No: 9

WEDNESDAY, MAY 3, 2017

SB 16– Enacting new insurance holding company regulatory law and corporate governance annual disclosure law.

This bill would enact new law pertaining to internationally active insurance groups and corporate governance practices, amend the Insurance Code, and update statutory language in relating to the National Association of Insurance Commissioners Credit for Reinsurance Moral Code.

Conference Committee Report Adopted, Wednesday, May 3; ---Yes: 123, No: 0

SB 149– Enacting rules for briefs in a criminal matter or postconviction case in the Supreme Court or Court of Appeals; authorizing the Attorney General to establish a system of legal representation charges and collect such charges from state agencies.

This bill would delay the implementation of the Scrap Metal Theft Reduction Act until 2019, whereby the Attorney General must establish a central database for information concerning the sales of scrap metal. In addition, scrap metal dealers must comply with statutory requirements including photograph sold items and merchants, and extensive record keeping by 2019. The bill would also transfer the Office of the Inspector General from KDHE to the Office of the Attorney General.

Conference Committee Report Adopted, Wednesday, May 3; ---Yes: 123, No: 0

HB 2096– Operation of transit buses on certain right shoulders in Wyandotte County.

This bill would allow the operation of transit buses on the right shoulders of state highways in Wyandotte County exclusively. A portion of US-75 highway in Woodson County would be designated as the Eldon K Miller Memorial Highway.

Conference Committee Report Adopted, Wednesday, May 3; ---Yes: 119, No: 5

SB 42– Making updates to the Revised Juvenile Justice Code.

This bill would update and amend the Kansas Juvenile Justice System, and would change some of the revisions made in 2016 via SB 367. The State Board of Education would be required to implement statewide standards to ensure that all public school teachers receive annual training regarding warning signs of child sexual abuse.

Conference Committee Report Adopted, Wednesday, May 3; ---Yes: 120, No: 4

FRIDAY, MAY 5, 2017

HB 2085– Clarifying the subject matter of criminal post-trial motions for correction of sentence; also modifying postrelease supervision for sexually violent offenders. View Testimony and Minutes

This bill would require every person who has an ignition interlock device installed to complete a training program adopted by the Secretary of Revenue. Completion of such training must be submitted to the Division of Motor Vehicles.

Conference Committee Report Adopted, Friday, May 5; ---Yes: 121, No: 0

HB 2301– Creating an exception to the Kansas open records act for juror lists; legislative review of exceptions to disclosure of public records.

This bill would amend the Kansas Open Meetings Act and would require motions to recess for a closed or executive session to include a statement describing the subjects to be discussed and the justification for calling the closed meeting. Additionally, the bill would remove personal information of prospective jurors from the information included in public record.

Conference Committee Report Adopted, Friday, May 5; ---Yes: 118, No: 3

BILLS INTRODUCED

The following bills were introduced during the week of May 1st- 5th, 2017:

[[HB 2421](#)] – Enacting a sales tax exemption for sales of currency, certain coins or bullion.

[[HB 2422](#)] – Providing for a sales tax exemption for the make-a-wish foundation of Kansas.

[[HB 2423](#)] – Prohibiting the collection and sale of personal data by internet service providers.

[[HB 2424](#)] – Property tax lid; exception for certain employee benefits.

To view a complete list and status of all pending legislation for the 2017 session, visit this link:

http://kslegislature.org/li/b2017_18/measures/bills/house/