

MINUTES OF THE HOUSE COMMERCE, LABOR AND ECONOMIC DEVELOPMENT
COMMITTEE

The meeting was called to order by Chairperson Mark Hutton at 1:30 pm on Wednesday, March 11, 2015, 346-S of the Capitol.

All members were present except:

Representative Louis Ruiz – Excused

Representative Pam Curtis, appointed substitute member to the committee

Committee staff present:

Reed Holwegner, Legislative Research Department

Linda Herrick, Kansas Legislative Committee Assistant

Jason Thompson, Office of Revisor of Statutes

Chuck Reimer, Office of Revisor of Statutes

Conferees appearing before the Committee:

Erik Wisner, Kansas Real Estate Commission

Bryon Schlosser, Member of the Commission

Luke Bell, Kansas Association of Realtors

Others in attendance:

[See Attached List](#)

Hearing on: SB106 — Real estate brokers and salespersons; licensing requirements; sale transaction requirements.

Chairperson Hutton opened the hearing which included both **SB106** and **SB108** since the bills are closely related. Chuck Reimer explained **SB106** ([Attachment 1](#)). He noted **SB108** deals with license fees for salespersons and brokers.

Erik Wisner, Kansas Real Estate Commission, testified ([Attachment 2](#)) in support of **SB106**. He explained over the last five years, the Commission has reviewed the statutes, and this bill updates the Kansas Real Estate Brokers' and Salespersons' Act and the Brokerage Relationships in Real Estate Transaction Act.

Bryon Schlosser, member of the Commission, provided testimony ([Attachment 3](#)) in support of **SB108**. This bill would increase the limit placed on license fees. For salespersons and brokers, the fee limit for original and renewal licenses would increase by \$50 (\$25 per year for a two-year period). He explained the Commission has not had a statutory fee increase since 1993 and the agency has not increased its license fees by regulations since 1998. There has been a 22% decline in licensees since 2007.

Luke Bell, Kansas Association of Realtors, provided proponent testimony ([Attachment 4](#)). He noted **SB106** is a technical amendment, and noted "unless" was left out on line 41, Page 17.

The fiscal note on this bill states the associated administrative costs would be negligible and could be absorbed within existing resources. The Commission indicates the Board of Regents previously

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approved education providers that offer continuing education courses in real estate but will no longer provide this service. The Commission estimates based on fees previously charged by the Board of Regents, the lost fee revenue would amount to approximately \$10,000 per fiscal year.

Luke Bell provided testimony ([Attachment 5](#)) in support of **SB108**. This bill would allow the Commission to slightly increase the fees paid by the real estate licensees to stabilize the real estate fee fund.

The fiscal note for **SB108** indicates the Commission intends to raise the fees by \$25. With 6,125 original and renewal salesperson licenses and 2,007 original and renewal broker licenses, the additional estimated revenue would be \$154,028 in FY2017. The fee increase would allow the agency to maintain an adequate fee fund balance.

There being no opponents or neutrals to either bill, the hearing was closed.

Hearing on: SB108 — Increasing real estate broker's and salesperson's license fees.
See the discussion above for the combined hearing on **SB106** and **SB108**.

Final action on: HB2381-Kansas department for children and families; eligibility requirements for public assistance.
Discussion and action continued from yesterday on this bill.

Representative Claeys moved to amend the bill ([Attachment 6](#)).

Representative Claeys withdrew his motion.

Representative Claeys moved, seconded by Representative Couture-Lovelady to amend the bill ([Attachment 6](#)) plus to include language to restrict cash withdrawals from an ATM.

Representative Brunk moved a substitute motion, seconded by Representative Mason to amend the bill with language previously offered, and on page 9, lines 14-18, that in addition to the 24 and 36 month lifetime limits for TANF, add one year for the hardship provision. The motion passed.

Representative Couture-Lovelady moved to amend the bill ([Attachment 7](#)).

After discussion, Representative Lovelady withdrew his motion.

Representative Whipple moved, seconded by Representative Frownfelter, that the amendment previously adopted from yesterday be amended by striking the three boxes regarding photo ID's on page 12 of the attachment. The motion failed.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

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Representative Couture-Lovelady moved, seconded by Representative Brunk, that the amendment previously adopted from yesterday be amended by striking on page 12 of the attachment the photo ID opt-out provision. The motion passed.

Representative Brunk moved, Representative Frownfelter seconded to amend the bill (Attachment 8). The motion passed.

Representative Claeys moved, seconded by Representative Couture-Lovelady that **HB2381** be passed as amended. The motion passed.

Final action on: HB2395 - State building projects; negotiating committees; alternative procurement.

Representative Frownfelter moved, seconded by Representative Patton, to pass this bill.

Representative Hutton made a substitute motion, seconded by Representative Frownfelter, to amend the bill by striking section 2 of the bill. The amendment passed.

Representative Frownfelter moved, seconded by Representative Patton, to pass this bill as amended. The motion passed.

Adjournment

The meeting adjourned at 2:45 p.m.