

MINUTES OF MEETING  
STATE AFFAIRS COMMITTEE  
March 17, 1961

The meeting was called to order and the Chairman presented Mr. Harold B. Claybrooks of Kansas, who asked to speak in opposition to Senate Bill 251. He stated that he is in the private ambulance service in Kansas City, Kansas, and was opposing the proposal that fire districts be permitted to operate an ambulance except in specific instances. He states that he feels that the county or districts should not be in a position of competing with private ambulance service. Mr. Jim Larson, also of Kansas City, and S. P. Purdue of Topeka, also appeared in support of Mr. Claybrooks' feelings. Upon questions by the Committee it was established that fees for such service, while they vary, run between \$15 and \$25 per person, depending on what is done for the individual. He stated that the Chiefs of Police in the townships had come to him and asked him to establish this service; that since he has done so he opposes tax operated service competing with him. The Chairman stated that the absence of a definition of "emergency" in the bill seems to be what the question is about and Mr. Kuppinger stated that it means just what it says--emergency! He states that the purpose of this bill is to remove the district from liability in the transfer of a patient or an accident victim.

Mr. Gardner discussed S.B. 126, a measure seeking to unify two or more fire districts in the proper circumstance. He states that it is similar to legislation passed recently for the Wichita area; that this measure will solve their problems in this respect.

Senate Bill 118 was then discussed. Mr. Gardner stated that this bill will solve one of the many sewer district problems. He asks to submit an amendment changing the population matter to conform with the sewer laws. He moved that the amendment be adopted. The motion was seconded by Mr. Fribley and unanimously carried.

Senate Bill 246 was discussed by Mr. Gardner who stated that this is another sewer bill. He proposed an amendment to this measure which would eliminate the right of petitioners to indicate front lot lines and permit the Board to determine if they have not already been established by one of two other alternatives. The amendment mentioned by Mr. Gardner is not an amendment to 246, but simply an amendment to the present statutes.

Senate Bill 247, proposing an amendment allowing the Board of County Commissioners to straighten boundary lines of the sewer districts was explained by Mr. Gardner. It was moved by Mr. Fribley, seconded by Mr. Milesic and carried unanimously that the measure be recommended for passage.

Mr. Fribley discussed S.B. 140 and the proposed Wichita aid bill. He stated that 140 needs an amendment to essentially conform with the Wichita aid bill permitting an additional member of their Boards of Regents, said member to come from the Kansas Board of Regents. Mr. Fribley moved that the Committee introduce the Wichita bill. Motion was seconded by Mr. Doyen and carried by a majority vote. Mr. Fribley then moved that 140 be amended as discussed. Motion was seconded and carried by majority vote. Mr. Fribley then moved the recommendation of 140 as amended. Motion was seconded by Mr. Marshall and carried by majority vote.

Mr. Gardner continued by discussing S.B. 248, providing for a maintenance tax on sewers, allowing them to go to 10 mill levy upon petition. He proposed an amendment to provide for effectiveness after publication in the state paper. Mr. Fribley moved that the amendment be adopted. Motion was seconded by Mr. Johnson and carried unanimously.

S.B. 294 was discussed, which proposal relates to sewer districts. It would allow the Board upon notice, publication and hearing to incorporate the private sewers into a public sewer districts.

Mr. Gardner further discussed S.B. 250, stating that this seeks to reduce taxes rather than increase them; with regard to sewer districts. He proposes an amendment to provide for force and effect upon publication. Mr. Johnson moved the adoption of the amendment, which motion was seconded by Mr. Behee, and carried unanimously.

Mr. Underwood asked that action on S.B. 251 be postponed until Monday, and Mr. Taylor asked him to have his thinking ready to present at that time.

Mr. Gardner moved, seconded by Mr. Mikesic that SB 126 be reported favorably. Motion carried unanimously.

Mr. Gardner moved, seconded by Mr. Fribley that SB 118 as amended, be recommended favorably. Motion carried unanimously.

It was moved by Mr. Gardner, seconded by Mr. Fribley and unanimously passed, that SB 246 be recommended favorably.

It was moved by Mr. Gardner that SB 247, as amended, be recommended favorably. Motion was seconded by Mr. Mikesic and carried unanimously.

It was moved by Mr. Gardner, seconded by Mr. Behee, and passed unanimously that SB 248 as amended be passed out favorably.

Mr. Gardner moved that 249 be passed out favorably. Motion was seconded by Mr. Kissick and passed unanimously.

Mr. Gardner then moved the favorable recommendation of SB 250 as amended. Motion was seconded by Mr. Johnson and passed unanimously.

Meeting was adjourned.

REPORTS OF STANDING COMMITTEES

(Make out four copies)

MR. SPEAKER: YOUR

Committee on State Affairs

Recommends that ~~House Bill No.~~  
Senate Bill No. 247, by Senator Kuppinger

"AN ACT relating to sewer districts in certain counties, providing for the enlargement of boundaries, amending section 19-2715b of the General Statutes Supplement of 1959, and repealing said original section."

Recommends that it be amended as follows:

By inserting a new section immediately following the end of section 1 which new section shall be numbered 2 and shall read as follows:

"Sec. 2. (a) As used in this section, the term "sewer district" means a sewer district, joint sewer district or lateral sewer district created and established under the provisions of sections 19-2704 to 19-2715, both sections inclusive, of the General Statutes of 1949 and the 1959 Supplement thereto or acts amendatory thereof. (b) Whenever any lands ~~which~~ have been included in or shall hereafter be included within the territory of a sewer district and, after such inclusion, such lands are platted into lots and blocks and a portion of any such lot is within the boundaries of a sewer district, and a portion thereof is not within the boundaries of such sewer district, and the board of county commissioners of the county in which such sewer district is located is of the opinion that it would be advisable to make the boundary lines of such sewer district coincide with the boundary lines of lots, the said board may detach from the territory of such sewer district any part of a lot so platted when the entire lot is not within the territory of such sewer district in the manner hereinafter provided. The board of county commissioners whenever it desires to so detach part of any such lot from any such sewer district shall cause a notice to be published stating its intention to detach the same. Said notice shall describe the lot, part of which is to be detached, with the name of the recorded owner thereof and shall state that a public hearing on the question of making such detachment will be held at a specified time and place. Such notice shall be published once in the official county paper at least two (2) weeks before the date fixed for the hearing. Upon the completion of the hearing, if the board of county commissioners shall determine that

such part of any such lot shall be detached from any such sewer district, it may detach the same by adopting a resolution so declaring. The detachment of any territory from any such sewer district as herein provided shall not relieve such territory from liability for any bonded indebtedness of the sewer district existing at the time of such detachment.";

and that original sections 2 and 3 be renumbered respectively as sections 3 and 4;

and that the title of the bill be amended in line 2 thereof by inserting after the word "boundaries" the following: "and the detachment of certain territory";

and that the bill be passed as amended.

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Chairman

REPORTS OF STANDING COMMITTEES

(Make out four copies)

MR. SPEAKER: Your

Committee on **STATE AFFAIRS**

Recommends that ~~House Bill No.~~  
Senate Bill No. **246**

**By Senator Kuppinger**  
AN ACT **relating to sewer districts in certain counties; amending section 19-2793**  
**of the General Statutes Supplement of 1959, and repealing said original section.**

to passed

Chairman.

REPORTS OF STANDING COMMITTEES

(Make out four copies)

MR. SPEAKER: Your

Committee on **State Affairs**

Recommends that ~~House Bill No.~~ **Senate Bill No. 118**, by Senators Kuppinger and Taggart

"AN ACT relating to sewer districts in counties having a population of more than twenty-one thousand, amending sections 19-2704 and 19-2704a of the General Statutes Supplement of 1959, and repealing said original sections."

Be amended in section 1, line 9, by striking all of said line after the word "county"; also by striking line 10, down to and including the figures "(21,000)";

in section 2, line 12 by striking all of said line after the word "state"; also in line 11, by striking the syllable "and" and figures "(21,000)";

in line 1 of the title, by striking all after the word "counties"; also by striking all of line 2 down to and including the word "thousand"; and that the bill be passed as amended.

Chairman.

REPORTS OF STANDING COMMITTEES

(Make out four copies)

MR. SPEAKER: Your

Committee on **STATE AFFAIRS**

Recommends that ~~House Bill No.~~ **Senate Bill No. 126** **By Senator Kuppinger**

AN ACT relating to certain fire districts, providing for the detachment of a certain area from a fire district and the dissolution of such fire district and the consolidation of the remaining area of the district with an adjoining fire district, and providing that all the property of the dissolved district shall become the property of the consolidated fire district, prescribing the duties of the board of county commissioners in relation thereto, and providing for the appointment of a governing body of the consolidated fire district.

be passed

Chairman.

REPORTS OF STANDING COMMITTEES

(Make out four copies)

MR. SPEAKER: Your

Committee on **State Affairs**

Recommends that ~~House Bill No.~~ **140**, by Senators Taggart, Hall and Myers  
Senate Bill No.

"AN ACT relating to education, providing for state financial aid to Washburn university of Topeka, a municipal university; creating a municipal university fund; prescribing the method and manner of the payment of said fund, to and for the benefit of Washburn university of Topeka; prescribing certain qualifications for entitlement to payments thereunder; and prescribing the powers and duties of certain Washburn university and state officials in relation thereto."

Be amended in section 1, line 11, by striking the words and figures "seventy-two (72)" and inserting in lieu thereof the words and figures "sixty (60)";

And in section 7, line 2, by striking the word "May" and inserting in lieu thereof the word "September"; and in line 3 by striking the words "an ex officio" and inserting in lieu thereof the word "a";

And recommends that the bill be passed as amended.

Chairman.



REPORTS OF STANDING COMMITTEES

(Make out four copies)

MR. SPEAKER: Your

Committee on **STATE AFFAIRS**

Recommends that ~~House Bill No.~~  
Senate Bill No. **249** By Senator Kuppinger

AN ACT **relating to sewer districts in certain counties, amending section 19-2708  
of the General Statutes of 1949, and repealing said original section.**

be passed

Chairman.