

Approved Ivan Sand 3/25/86
Date

MINUTES OF THE HOUSE COMMITTEE ON LOCAL GOVERNMENT

The meeting was called to order by REPRESENTATIVE IVAN SAND at
Chairperson

1:30 ~~XXX~~ a.m./p.m. on March 20, 1986 in room 521-S of the Capitol.

All members were present except: Rep. Martha Jenkins, excused
Rep. Kenneth Francisco, excused

Committee staff present: Mike Heim, Legislative Research Department
Mary Hack, Revisor of Statutes Office
Gloria Leonhard, Committee Secretary

Conferees appearing before the committee:

Sen. Norma Daniels, SB 493
Rep. Harold Dyck, SB 493
Rep. Richard Harper, SB 489
Ms. Willie Martin, SB 505
Ms. Beverly Bradley, SB 505

Chairman Sand called for hearings on the following bills:

SB 493, concerning recreation commissions; relating to tax levies thereby;

Sen. Norma Daniels explained background and intent of SB 493. Sen. Daniels, sponsor of the bill, pointed out that the bill is localized to Sedgwick County and Harvey County.

A committee member suggested that a summer study about what recreation commissions are doing around the state might be conducted to try to achieve uniformity.

Rep. Harold Dyck was present and stated that he is in favor of SB 493.

Rep. Elizabeth Baker made a motion that SB 493 be passed. Rep. Mary Jane Johnson seconded the motion. The motion carried.

SB 489, concerning cities; relating to the sale of certain real estate;

Rep. Richard Harper explained background and intent of SB 489. (See Attachment I.)

Mr. Mike Heim, Staff, said the bill applies statewide; but the situation addressed is unique to Ft. Scott.

The hearing on SB 489 was closed.

SB 505, concerning counties; relating to insurance for county officials and employees;

Mr. Mike Heim, Staff, explained background and intent of SB 505. (See copy of Supplemental Note -- Attachment II.)

Ms. Willie Martin, representing Sedgwick County, appeared in support of SB 505. (See Attachment III.)

Ms. Beverly Bradley, representing Kansas Association of Counties, said that the Association sees no problem with SB 505. (See Attachment IV.)

The hearing on SB 505 was closed.

Rep. George Dean made a motion that SB 505 be passed. Rep. Gayle Mollenkamp seconded the motion. The motion carried.

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.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON LOCAL GOVERNMENT,
room 521-S, Statehouse, at 1:30 ~~am~~/p.m. on MARCH 20, 1986

Chairman Sand called for action on the following bills:

SB 461, concerning cities; relating to limitations on bonded indebtedness;

Rep. Elizabeth Baker made a motion that SB 461 be passed and placed on the consent calendar. Rep. Mary Jane Johnson seconded the motion.

A committee member said he sees a problem with letting a city go higher than its debt ceiling. Another committee member noted that the "cap" appears to be insignificant.

The motion carried.

HB 3099, relating to fish and game; concerning fees charged by county clerks for sale or issuance of licenses and permits;

Rep. L. V. Roper made a motion that HB 3099 be passed. Rep. Clinton Acheson seconded the motion. The motion carried with Rep. George Dean being recorded as voting "no."

SB 489, concerning cities; relating to the sale of certain real estate;

Rep. George Dean made a motion that SB 489 be passed. Rep. Robert D. Miller seconded the motion. The motion carried.

Chairman Sand explained an amendment prepared by Staff for HB 3012 which will be offered in the Senate Local Government Committee and which will require the State Treasurer to distribute certain monies to counties within five days from receipt and will require counties to distribute monies to cities within five days from receipt.

A committee member said that in some cases a county receives a check but must wait several days for a letter from the State Treasurer giving a breakdown.

Ms. Beverly Bradley, representing Kansas Association of Counties, affirmed that the lag time between the receipt of money and confirmation creates a problem.

Rep. Sand said that the State Treasurer would be contacted in an attempt to work out the "confirmation issue."

The meeting was adjourned.

SB 489 was introduced to enable the City of Fort Scott to convey clear title to lake lots for residential development purposes.

Lake Fort Scott is a municipal lake acquired by the city many years ago through eminent domain proceedings. The city platted lake front lots and, through special legislation authorizing "camp sites", leased them to individuals for camp sites, summer cottages and homes. Through the years the city began giving deeds to lot owners who had erected permanent structures on their property, and many people have been permanent residents at the lake for a number of years. Since the property was acquired through the right of eminent domain, however, the city has been unable to give clear title.

SB 489 simply adds "municipal water supply structures or reservoirs and land adjacent thereto" to the real estate that a city may sell when it is no longer needed for public purposes.

HS. LOCAL GOV.
ATTACHMENT I
3/20/86

SESSION OF 1986

SUPPLEMENTAL NOTE ON SENATE BILL NO. 505

**As Recommended by Senate Committee on
Local Government**

Brief of Bill*

S.B. 505 permits counties to provide group life, health, accident, and hospital insurance for officials and employees of fire and sewer districts.

Background

The bill was supported by the Sedgwick County Commission. A representative noted this bill was intended as a clarification of county powers regarding fire and sewer districts since the board of county commissioners most often serve as the governing body of these entities.

* Bill briefs are prepared by the Legislative Research Department and do not express legislative intent.

*Hs. Local Govern/
ATTACHMENT II
3/20/86*



SEDGWICK COUNTY, KANSAS

BOARD OF COUNTY COMMISSIONERS

BUD HENTZEN
CHAIRMAN
THIRD DISTRICT

DONALD E. GRAGG
CHAIRMAN PRO-TEM
FIRST DISTRICT

TOM SCOTT
COMMISSIONER
SECOND DISTRICT

COUNTY COURTHOUSE • SUITE 320 • WICHITA, KANSAS 67203-3759 • TELEPHONE (316) 268-7411

House Local Government Committee
March 20, 1986
S.B. 505

Testimony of Willie Martin
Sedgwick County, Kansas

K.S.A. 19-212d authorizes the board of county commissioners of any county to provide for group health and life insurance for "its officials and employees or any class or classes thereof." The Board of County Commissioners sit as Governing Board of fire and sewer districts but there is no clear statutory provision defining the fire and sewer district employees as employees of the county. It is apparent that officials and employees of the County Fire District and County Sewer District are officials and employees of the Board of County Commissioners. K.S.A. 19-3601, providing for the organization of county fire districts, states: "The board of county commissioners shall be and constitute the governing body of each fire district within the county". K.S.A. 19-27a02 states, "The board of county commissioners shall be the governing body of any sewer district it creates..." Obviously, no other governing body or jurisdiction can provide for compensation and benefits for fire and sewer district personnel.

The change proposed in S.B.505 would clarify the authority of the Board of County Commissioners to provide compensation and benefits for fire and sewer district employees.

HS. LOCAL GOV.
ATTACHMENT III
3/20/86

Kansas Association of Counties

Serving Kansas Counties

Suite D, 112 West Seventh Street, Topeka, Kansas 66603

Phone 913 233-2271

March 20, 1986

To: Representative Ivan Sand, Chairman
Members of the House Local Government Committee

From: Beverly Bradley, Legislative Coordinator
Kansas Association of Counties

Re: SB-505

Good afternoon. My name is Bev Bradley and I represent the Kansas Association of Kansas.

As I understand SB-505, it is permissive legislation and may be applicable to any county. As long as boards of Commissioners have some control of these officials and any part of their salary is paid by the county it seems appropriate to allow them to be included in insurance coverage. The Kansas Association of Counties sees no problem with this bill.

This legislation is for clarification. Thank you for allowing me to testify.

*HS. LOCAL GOV.
ATTACHMENT IV
3/20/86*