

Approved: 3-31-95  
Date

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS.

The meeting was called to order by Senator Lana Oleen at 11:05 a.m. on February 23 , 1995 in Room 254-E of the Capitol.

All members were present.

Committee staff present: Mary Galligan, Legislative Research Department  
Mary Ann Torrence, Revisor of Statutes  
Kim Perkins, Committee Secretary

Conferees appearing before the committee: Sheila Fraham, Secretary of Administration  
Senator Lana Oleen

Others attending: See attached list

Sen. Oleen explained a bill introduction request, by Sen. Moran, which related to taxation and provides for a fee in lieu of LP-gas tax for certain vehicles (Attachment 1). Sen. Ramirez made a motion to introduce the bill and the motion was seconded by Sen. Tillotson. The motion passed.

Sen. Oleen announced that the committee would begin confirmation hearing for Sheila Fraham as the Secretary of Administration and welcomed Lt. Governor Fraham to the committee. Sheila Fraham stated that she had provided the committee with a copy of the Department of Administration Organizational Chart (Attachment 2). Sheila Fraham briefly discussed the responsibilities of each department and asked if there were questions from the committee.

Sen. Parkinson asked Sheila Fraham to comment on the reorganization of state agencies in order to comply with the many budget cutting requests by the Governor. Sheila Fraham stated that staff has brought to her several organization plans. In order to be able to provide the specific services requested and required by the legislature, the agency needs personnel but attempts are being made to keep the costs and personnel at a responsible level. She stated that the Governor's budget is indeed frugal, but adequate.

Sen. Hensley stated that he serves on the Senate Commerce Committee and they were discussing SB 292, a bill which was requested from the Department of Administration. Sen. Hensley stated that he believes the bill emasculates the public employment relations act, particularly as it relates to state employees. Sen. Hensley asked Sheila Fraham to explain the philosophy of the relationship that the department of administration has with the classified state employees. Sheila Fraham answered that the relationship is a very important one and the department will negotiate in good faith, but simply cannot go beyond the budget.

Sen. Hensley asked what the role of the Secretary of Administration is in the negotiation process and Sheila Fraham answered that the Secretary of Administration is responsible for negotiation. Sen. Hensley stated that he has some serious reservations about employer / employee relations when this type of legislation comes from the department of administration. He believes that if the bill becomes law, we will have some serious labor problems with our state employees. Sen. Vidricksen stated that the purpose of SB 292 is to clarify collective bargaining and to recognize that the legislature decides the wages through the appropriations process.

Sen. Oleen announced that the committee would later be having hearings on SB 346, regarding the confirmation process, and asked Sheila Fraham to comment. Sheila Fraham stated that as a former member of the Senate, she is aware that the legislature and the executive branch have worked very hard on the confirmation process. Her offices are willing to continue to work with the committee as the bill moves through the process.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS, Room 254-E  
Statehouse, at 11:00 a.m. on February 23, 1995.

Sen. Oleen called for further questions, and seeing none, announced that the committee would begin hearing on **SB 346**. Theresa Kiernan, Revisor of Statutes, gave an overview of the bill. Sen. Walker reference that fact that there are three boards which the bill removes from the confirmation process and stated that there may be other boards which could also be removed from the process. Sen. Vidricksen stated that in 1981, the legislature worked on the confirmations process and boards which had no policy-making abilities were removed from the process and that some boards which have high social concerns were added to the process.

Sen. Oleen stated that the bill was double referred to the Committee on Organization, Calendar, And Rules and asked the committee to look over the bill and prepare any proposed changes. Sen. Oleen called for further discussion on the bill, and seeing none, closed the hearing.

Sen. Praeger and Sen. Parkinson stated that they would like more information regarding **SB 124**, and the legislative history of the appointing authority of the position of the executive director of the Racing Commission. Sen. Oleen stated that she would work with research in order to supply a history of that position. Sen. Praeger made a motion to return **SB 124** to committee in order to further discuss and the motion was seconded by Sen. Parkinson. The motion passed.

Sen. Oleen called for further discussion, and seeing none, the meeting was adjourned at 11:45 a.m.

The next meeting is scheduled for February 27, 1995.



## SENATE BILL NO. \_\_\_\_\_

AN ACT relating to taxation; providing for a fee in lieu of LP-gas tax for certain vehicles; also repealing K.S.A. 79-3492a, 79-3492c, 79-3492d and 79-3492e and K.S.A. 1994 Supp. 79-3492b.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) In lieu of any tax imposed under the provisions of K.S.A. 79-3490 et seq., and amendments thereto, there is hereby levied a flat fee of \$100 on each motor vehicle with a gross weight of 12,000 pounds or less, using liquefied petroleum gas or compressed natural gas as fuel, except that no such fee shall be levied on any motor vehicle which is exempt under K.S.A. 79-3490 et seq., and amendments thereto. If such motor vehicle was acquired or should the liquefied petroleum gas or compressed natural gas system be installed on or after July 1, of any year, the flat fee shall be \$50 for the remainder of the calendar year, except as hereinafter provided.

(b) In lieu of any tax imposed under the provisions of K.S.A. 79-3490 et seq., and amendments thereto, there is hereby levied a flat fee of \$150 on each motor vehicle with a gross weight of more than 12,000 pounds, using liquefied petroleum gas or compressed natural gas, except that no such fee shall be levied on any motor vehicle which is exempt under K.S.A. 79-3490 et seq., and amendments thereto. If such motor vehicle was acquired or the liquefied petroleum gas or compressed natural gas system was installed on or after July 1, of any year, the flat fee shall be \$75 for the remainder of the calendar year, except as hereinafter provided.

(c) Any person operating a motor vehicle on the public highways of this state using liquefied petroleum gas or compressed natural gas as fuel and meeting the requirements of this section, may make application on forms prescribed and

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Attachment ①

furnished by the director for a decal to be issued on a yearly basis by the director. Upon making such application, the fees provided for in subsections (a) or (b), shall be remitted to the director.

(d) Each decal issued by the director under this section, shall expire on December 31 of each year. The decals shall be displayed in the lower right-hand corner of the front windshield of the motor vehicle. Upon receipt of satisfactory proof by the director that it has become necessary to replace the windshield of the motor vehicle for which the decal was issued, another decal shall be issued by the director of a fee of \$1.

(e) When any motor vehicle, using liquefied petroleum gas or compressed natural gas as fuel and displaying a current decal as provided in this section, is sold, such decal shall remain with such motor vehicle, unless the equipment installed to enable the motor vehicle to use liquefied petroleum gas or compressed natural gas has been removed from the motor vehicle before the sale. When such equipment has been removed before the sale, the seller of the motor vehicle shall also remove the decal required of motor vehicles using liquefied petroleum gas or compressed natural gas. The removed decal, a receipt from the director showing that the fee required has been paid for the current year and the payment of a \$1 fee for a duplicate decal shall entitle the seller to make application for and obtain a new decal to be used for the remainder of the year on any motor vehicle using liquefied petroleum gas or compressed natural gas in accordance with the provisions of this section.

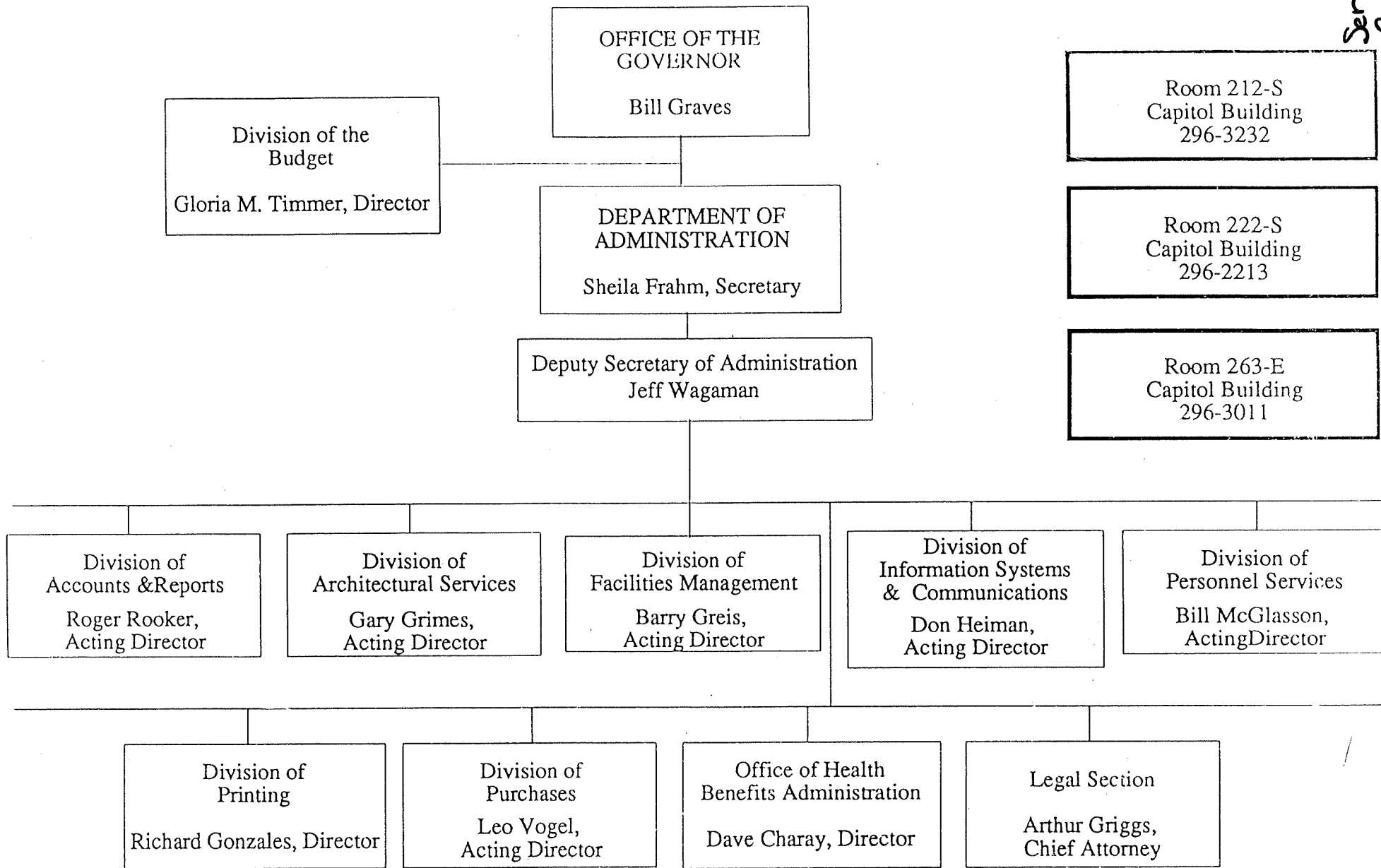
(f) This section shall be part of and supplemental to the liquefied petroleum motor fuel tax law, K.S.A. 79-3490 et seq., and amendments thereto.

Sec. 2. On and after January 1, 1996, K.S.A. 79-3492a, 79-3492c, 79-3492d and 79-3492e and K.S.A. 1994 Supp. 79-03492b are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.

# DEPARTMENT OF ADMINISTRATION ORGANIZATIONAL CHART

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Attachment 2



Room 212-S  
Capitol Building  
296-3232

Room 222-S  
Capitol Building  
296-2213

Room 263-E  
Capitol Building  
296-3011