

Approved: 2/1/95
Date

MINUTES OF THE SENATE COMMITTEE ON GOVERNMENTAL ORGANIZATION

The meeting was called to order by Chairperson Al Ramirez at 1:30 p.m. on January 24, 1995 in Room 531-N of the Capitol.

All members were present except: Senator Feleciano - Excused

Committee staff present: Julian Efird, Legislative Research Department
Fred Carman, Revisor of Statutes
Jacqueline Breymeyer, Committee Secretary

Conferees appearing before the committee: Senator Carolyn Tillotson
Jeff Wagaman, Deputy Secretary of Administration

Others attending: See attached list

Chairman Ramirez called the meeting to order at 1:35 p.m., and recognized Jean Duncan, Executive Director, Kansas Real Estate Commission, who was present for bill introduction. She described the bill which amends four sections of the real estate license act. Senator Harris moved the bill introduction. Senator Steffes gave a second to the motion. The motion carried.

The Chairman welcomed Senator Carolyn Tillotson, who was present to give testimony on **SB 18**--concerning the state capitol; relating to art work, displays, and special events.

Senator Tillotson, a former member of the Joint Committee on Arts and Cultural Resources, distributed copies of her testimony. (Attachment 1) The bill calls for the establishment of a statehouse art and history committee, consisting of five members who would be able to choose art and/or historical displays and presentations which would be appropriate to the statehouse, which is on the register of National Historic Places. The bill is identical to HB 2594, which did not make it through the legislative process in the last session.

Senator Tillotson stated that in the past there has been something of a gentlemen's agreement between Ramon Powers, Executive Director of the Kansas Historical Society; Emil Lutz, Legislative Administrative Services, and Orion Jordan, Director of Facilities Management, Department of Administration, to make judgements on what artworks would be selected for display in the capitol. Legislation dealing with this was drafted during the 1993 interim.

Senator Tillotson answered questions regarding the makeup of the committee and stated that the bill pertained only to what was contained inside the capital, and not infrastructure concerns.

The Chairman asked if there was anyone else present to speak as a proponent on the bill.

Ramon Powers, Executive Director, State Historical Society, addressed the bill. He said the bill does speak to the development of a long-range plan for display in the capitol. The bill broadly outlines the criteria. The question of should any more statuary be placed in the capitol arises; this also applies to the busts that are placed in various areas in the capitol. He also mentioned paintings and things that could be attached permanently. Decisions on whom to and to not represent have to be made.

The Revisor drew the committee's attention to the part of the bill dealing with special events. The noise level associated with some of these events was discussed.

Seeing no other proponents on the bill, the Chairman called on Jeff Wagaman, Deputy Secretary of Administration, who appeared in opposition to the bill.

Mr. Wagaman, distributed copies of his testimony. (Attachment 2) Mr. Wagaman's testimony stated there is currently a process by which the artwork which is displayed in the capitol is evaluated. This process has

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON GOVERNMENTAL ORGANIZATION Statehouse, at 1:30 p.m. on January 24, 1995.

worked well. The Lieutenant Governor and Secretary of Administration Frahm does not feel that an additional layer of bureaucracy is needed when the current system works well; she pledges her support and looks forward to working closely with Mr. Powers and Mr. Lutz, as well as various legislators and the Committee on Arts and Cultural Resources.

Questions and comments were directed to Mr. Wagaman. It was questioned whether the system is working as well as it could be. One of the committee stated that it should be remembered that the people of this state have a big stake in the capitol and what goes on here. They also have a say in November at voting time. Another comment made was that the building also belongs to legislators, as well as others. One of the members stated that this issue has been brought up so many times. It should be dealt with and put on the books. Another member had been to Washington and commented on buildings as monuments.

The Chairman asked if Mr. Lutz, Legislative and Administrative Services, would care to make a few comments. Mr. Lutz said that some adopted guidelines would be helpful. It might be helpful not to be quite as liberal as at present.

The comment was made that monuments are beautiful buildings, but as a working building, it should not be used as much for museum-type displays.

The question of security arose. When events occur there is not anyone who is directly responsible for what is going on. It would improve procedures to have definite guidelines to follow.

After a few other brief comments, the Chairman closed the hearing on **SB 18**.

The Chairman called on Tom Slattery, Associated Builders of Kansas, who was present for bill introduction. Mr. Slattery explained the bill, which relates to bids and procedures for correction of mistakes, ran into some trouble last year. It has been worked on and requested for introduction.

Senator Vidricksen moved the bill be introduced. Vice Chairperson Reynolds gave a second to the motion. The motion carried.

The meeting was adjourned.

The next meeting is scheduled for January 25, 1995.

GOVERNMENTAL ORGANIZATION COMMITTEE GUEST LIST

DATE: JANUARY 24, 1995

NAME	REPRESENTING
Sean Duncan	KREC
Sen. Carolyn Tillotson	
Alanya Pugh	Sen. Gooch
Jeff Wagaman	D of A
Barry Greis	D of A
Marta Hanna	Hanna's Capitol Repair

CAROLYN TILLOTSON

SENATOR, 3RD DISTRICT
LEAVENWORTH & JEFFERSON COUNTIES

TOPEKA

SENATE CHAMBER

COMMITTEE ASSIGNMENTS
 CHAIRMAN: JOINT COMMITTEE ON ARTS &
 CULTURAL RESOURCES
 MEMBER: AGRICULTURE
 ENERGY & NATURAL RESOURCES
 FEDERAL & STATE AFFAIRS
 LOCAL GOVERNMENT

LEGISLATIVE HOTLINE
 1-800-432-3924

SENATE GOVERNMENTAL ORGANIZATION COMMITTEE
 PRESENTED BY SENATOR CAROLYN TILLOTSON
 RE: SB 18
 JANUARY 23, 1995

Chairman Ramirez and Members of the Committee:

Thank you for this hearing on SB 18. This bill is identical to HB 2594 which was introduced in the 1994 session, amended slightly, and recommended favorably for passage by the House Committee on Governmental Organization and Elections.

SB 18 principally would put in place a method of selecting artworks for the capital. For years there has been an informal policy of asking Ramon Powers, Executive Director of the Kansas Historical Society; Emil Lutz, in charge of Legislative Administrative Services, and Orion Jordan, Director of Facilities Maintenance, department of Administration, to make these judgments.

Because this policy is something of a gentlemen's agreement, and not in statute, it has meant pressure on whomever is serving as governor to yield to demands of particular interest groups for permanent statehouse placement of works of art.

The Joint Committee on Arts and Cultural Resources during the interim of 1993 drafted this bill in the interest of being more sensitive to multicultural diversity of our state. The committee has added two persons to the original three now making the decisions. These two new persons would be required to have museum curator experience.

*Senate Governmental Organization
 Attachment 1
 1-24-95*

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Our Joint Committee was unanimous in this proposal in votes during both the 1993 interim and 1994 interim.

According to a fiscal note prepared for the HB 2594 introduced last session, the cost would depend upon the number of meetings. If the meetings were limited to six or less annually, the cost would be less than \$2,000. I anticipate no need even for six meetings a year. So the fiscal note is really minimal.

We believe this commission will be able to choose art and or historical displays and presentations which are appropriate to our statehouse, which is on the register of National Historic Places.

Thank you and I will stand for questions.

STATE OF KANSAS



DEPARTMENT OF ADMINISTRATION

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SHEILA FRAHM, Lt. Governor/Secretary
JEFF WAGAMAN, Deputy Secretary

BILL GRAVES, Governor

SENATE GOVERNMENTAL ORGANIZATION COMMITTEE
PRESENTED BY JEFF WAGAMAN, DEPUTY SECRETARY OF ADMINISTRATION
RE: SB 18
JANUARY 24, 1995

Chairman Ramirez and Members of the Committee:

Thank you for allowing me to take a moment to discuss SB 18. I appreciate your allowing me to attend the hearing at the late date. I am here as a representative of the Department of Administration and will be happy to stand for questions or comments.

The Department of Administration shares your concern for maintaining the architectural integrity and artistry within the Statehouse. The Department of Administration, through the Division of Facilities Management, has the responsibility of maintenance and preservation of the Statehouse. Part of the responsibility includes working closely with the Historical Society, and the Director of Legislative Services to evaluate requests for displays of art that may be placed in the Capitol.

*Senate Governmental Organization
Attachment 2
1-24-95*

There is currently a process by which displays of artwork is evaluated. Raymond Powers, Executive Director of the Kansas Historical Society, and Emil Lutz, Director of Legislative and Administrative Services and the Secretary of Administration or the designee, meet as needed to discuss requests to place artwork within the Capitol. Over the years, this process has worked well. Communication and cooperation between these public officials has been outstanding. During past years, this Committee and the Secretary has worked closely with interested groups or individuals.

The Secretary of Administration is confident that the existing arrangement will continue to work well. Lt. Governor and Secretary of Administration Frahm looks forward to working with various artists and groups to discuss their concerns and requests. Secretary Frahm looks forward to working with not only Mr. Lutz and Mr. Powers, but seeking the advice and input of various persons, including Legislators and the Committee on Arts and Cultural Resources.

The Department of Administration is appreciative of the concern expressed by the Joint Committee on Arts and Cultural Resources and commends them for their work on SB 18. The Secretary commits to being fair and pledges to work closely with the Committee, interested individuals and artists, and Mr. Lutz and Mr. Powers. At this time, the Secretary does not feel that an additional layer of bureaucracy is needed when the current system can work well. The Administration supports the current process.

The Secretary supports the Arts and Cultural Resources Committee and believes that the Capitol should be maintained to the greatest degree and historical displays and presentations which are appropriate to the Statehouse will be carefully evaluated on a case by case basis.

Thank you and I will be happy to stand for questions.