

Approved: Carl Dean Holmes
Date 1-15-96

MINUTES OF THE HOUSE COMMITTEE ON ENERGY AND NATURAL RESOURCES.

The meeting was called to order by Chairperson Carl Holmes at 3:30 p.m. on January 11, 1996, in Room 526-S of the Capitol.

All members were present except: Representative Terry Presta - Excused

Committee staff present: Raney Gilliland, Legislative Research Department
Dennis Hodgins, Legislative Research Department
Mary Torrence, Revisor of Statutes
Marcia Ayres, Committee Secretary

Conferees appearing before the committee:

Others attending: See attached list

Chairperson Holmes announced the postponement of the presentation on Retail Wheeling and committee action on **HB 2613** and **HB 2614**. The bills will be worked next Tuesday, January 16, 1996.

The Chair acknowledged Representative McClure who had a Wichita Eagle newspaper article titled, *Nebraskan says Kansas couldn't win water suit..* The article quotes Nebraska Attorney General Don Stenberg as saying, "Just like their football teams, their water lawyers will lose. They do not have a case." Discussion followed.

Action on HB 2158: Legislative approval required for state-federal contracts future appropriations

The Chair reviewed the bill from last year and staff distributed copies of the balloon to **HB 2158**. (Attachment #1) Discussion followed with some questions for Darrell Monte of the Kansas Department of Wildlife and Parks.

Representative Steve Lloyd moved the adoption of the balloon. Representative Tom Sloan seconded the motion. The motion carried.

Representative Doug Lawrence moved to amend Line 21 to allow the legislature to approve the contract by an appropriation proviso. Representative Joann Freeborn seconded the motion. The motion carried.

Representative Tom Sloan moved to amend Line 14 of the balloon by inserting "for the acquisition or lease of real estate" after the word "contract." Representative Joann Freeborn seconded the motion. The motion carried.

Representative Tom Sloan moved to recommend the bill be passed as amended. Representative Joann Freeborn seconded the motion. The motion carried.

Representative Doug Lawrence will carry the bill.

Chairperson Holmes asked for any committee bill requests. Seeing none, the meeting was adjourned at 4:20 p.m.

The next meeting is scheduled for January 16, 1996.

ENERGY AND NATURAL RESOURCES COMMITTEE
COMMITTEE GUEST LIST

DATE: January 11, 1996

NAME	REPRESENTING
Marla Devereaux	Kansas Pipeline
Michelle Peterson	Peterson Public Affairs Group
Joe Duck	KCK BPU
Law Bruno	Allent Assoc.
BRUCE GRAHAM	KEPCO
LES MURPHY	KEC
Jon Miles	KEC
Ron K. Hester	Seymour Electric Power Corp.
Dale Lambley	K.T.A.
BILL SALOME	Utili Corp United, Inc.
Mary Ellen Conlee	Via Christi Health System
J.C. Long	UtiliCorp United, Inc.
Darrell Monteii	KDWP
Mike Beam	Ks. CUST. ASSN.
Jule Hein	Hein, Ebert & Weir
Gerald Schuch	KCDHR
Alan STEPPAT	PETE McGill & Assoc.
ED SCHAUB	WESTERN RESOURCES

HOUSE BILL No. 2158

By Committee on Energy and Natural Resources

1-24

*Kansas ENR
1-11-96
Attachment 1*

9 AN ACT concerning certain contracts with the federal government; re-
10 quiring legislative approval.

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

12 Section 1. (a) ~~No agency, officer or employee of the state~~ shall enter
13 into any contract with any agency, officer or employee of the federal
14 government which will require ~~appropriation of moneys from the state~~
15 ~~treasury for any fiscal year commencing more than one year after the date~~
16 ~~the contract is entered into unless~~ first approved by the legislature as
17 provided by subsection (b).

18 (b) A contract subject to the provisions of subsection (a) shall be
19 approved by the legislature by:

20 (1) Adoption by the legislature of a concurrent resolution approving
21 the contract; or

22 (2) approval of the contract by the legislative coordinating council.

23 (c) Any contract entered into without approval of the legislature when
24 required by this section is null and void.

25 Sec. 2. This act shall take effect and be in force from and after its
26 publication in the statute book.
27

Neither the department of Wildlife and Parks, nor any officer or employee of the state on behalf of the department,

any future appropriation unless the contract is

(d) The provisions of this section shall not apply to contracts requiring future appropriations of only: (1) Moneys that are received from the federal government or from a private source; or (2) moneys to be expended in response to a major disaster declared by the president of the United States.

(e) As used in this section, "future appropriation" means an appropriation for a fiscal year commencing more than one year after the date the contract is entered.

*ENR
Attach. #1
1-11-96*