

Approved: March 27, 2000
Date

MINUTES OF THE HOUSE COMMITTEE ON FEDERAL AND STATE AFFAIRS.

The meeting was called to order by Chairperson Representative Tony Powell at 1:30 p.m. on March 8, 2000 in Room 313-S of the Capitol.

All members were present.

Committee staff present: Theresa Kiernan, Revisor of Statutes
Russell Mills, Legislative Research
Mary Galligan, Legislative Research
Winnie Crapson, Secretary

Conferees appearing before the committee:

Representative Mays
Paul Petersen, Minor Considerations, Los Angeles
Jim Yonally, Kansas Film Services Commission

Others attending: See attached list.

The meeting was called to order by the Representative Powell, Chairman.

Representative Edmonds requested that a bill be introduced to prohibit a business from using a fictitious name which includes the name of a city, community or region, unless the business is in fact located in that region. Without objection bill will be introduced as requested. [HB 3030 introduced March 13.]

The hearing was opened on
HB 2838, Disposition of earnings of child actor.

Representative Mays introduced the bill. He explained that in 1938 the Federal Child Labor Act was enacted to reform terrible abuses in this country of exploitation of children in the industrial sector of our economy. It exempted newsboys and children in the entertainment business. All other child labor comes under the Act. This bill specifically deals with children in the movie industry in Kansas.

Representative Sharp introduced Paul Petersen to testify in support of the bill.

Paul Petersen testified in support of the bill. Mr. Petersen is President of Minor Considerations, which he organized to bring about changes in legislation to prevent exploitation of child actors. He was an original member of the Mouseketeers and appeared as Jeff in the Donna Reed Show. He explained that **HB 2838** is patterned after a California bill signed into law last October. He reviewed the reasons this legislation is necessary and outlined its provisions: requirement that a child must be one month of age to be employed, that the earnings are the sole property of the minor child, and that 15% child's gross earnings over \$5,000 must be set aside and preserved for benefit of the child. Mr. Petersen responded to questions from the Committee.

Jim Yonally presented testimony on behalf of the Kansas Film Services Commission (Attachment #1). He explained that the commission is an advisory board responsible for marketing the state as a film location site and facilitating film production in Kansas for economic development. Its staff does not have the expertise to administer the provisions of HB 2838 and recommends its administration be assigned to the Department of Human Resources.

Hearing on **HB 2838** was closed.

CONTINUATION SHEET
MINUTES OF THE HOUSE COMMITTEE ON FEDERAL AND STATE AFFAIRS
March 8, 2000

Representative Mays moved **HB 2838** be amended in Sec. 9, page 8, by striking “Kansas film services commission” and inserting “Department of Human Resources.” Representative Vickrey seconded. Motion passed.

Chairman Powell moved that technical amendments be made to **HB 2838** correcting inadvertent references to sections of the California bill. Representative Klein seconded. Motion passed.

Representative Mays moved that **HB 2838** be reported favorable for passage as amendment. Representative Vining seconded. Motion passed.

Meeting adjourned at 2:15 p.m. Next scheduled meeting is March 9.

Testimony to House Federal & State Affairs Committee

House Bill 2838

March 8, 2000

Good afternoon, Chairman Powell and members of the committee. My name is Jim Yonally, and I am here today representing the Kansas Film Services Commission. The Board was legislatively mandated in 1990 to provide advice and input to the Film Services Program, which is part of the Travel and Tourism Division of the Kansas Department of Commerce and Housing. This board meets quarterly with Travel and Tourism Division staff to discuss marketing strategies. The Board's focus is primarily to serve in an advisory capacity.

Currently, HB 2838 reads that it would be the responsibility of the Kansas Film Services Commission to adopt the rules and regulations regarding setting standards for the employment of minor children on motion picture sets as well as administer the regulatory process once it is established.

The film commission advisory board and the film services program staff do not have the expertise to administer the rules and regulations dealing with child labor nor should they become a regulatory program. The film services program is responsible for marketing the state as a film location site and facilitating film production in Kansas for economic development.

Therefore, the board recommends that the committee consider putting the responsibility for administering and regulating this program in the hands of the Kansas Department of Human Resources, given their expertise with labor laws and regulation.