

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Pete Brungardt at 11:05 a.m. on March 26, 2007 at the rail on the thrid floor of the Capitol.

All members were present except:

Senator James Barnett- excused
Senator Ralph Ostmeyer- excused
Senator John Vratil- excused

Committee staff present:

Kathie Sparks, Kansas Legislative Research Department
Dennis Hodgins, Kansas Legislative Research Department
Ken Wilke, Revisor of Statutes Office
Connie Burns, Committee Assistant

Conferees appearing before the committee:

Others attending:

SB 389 - Legislative appointments subject to confirmation by the senate; procedure

Chairman Brungardt opened the hearing on **SB 389**

The Revisor provided the committee with an amendment to add language on page 1 line 15 by inserting after legislature," or any entity other than the Governor," to the bill. (Attachment 1)

Senator Brownlee moved to adopt the amendment and to pass **SB 389** out favorably as amended. Senator Reitz seconded the motion. The motion carried.

The meeting was adjourned at 11:15 am.

SENATE BILL No. 389

By Committee on Federal and State Affairs

3-22

9 AN ACT concerning legislative appointments to certain offices.

10

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

12 Section 1. (a) As used in this section:

13 (1) "Office" means a board, commission, council, committee, au-
14 thority or other governmental body the members of which are required
15 by law to be appointed by a member of the legislature and which ap-
16 pointment is subject to confirmation by the senate as provided in K.S.A.
17 75-4315b, and amendments thereto.

18 (2) "Chairperson" means the chairperson of the confirmation over-
19 sight committee.

20 (3) "Committee" means the confirmation oversight committee estab-
21 lished by K.S.A. 46-2601, and amendments thereto.

22 (4) "Director" means the director of the Kansas legislative research
23 department.

24 (b) No person may be appointed to an office unless such person has
25 completed and submitted a nomination form as required by the rules of
26 the committee. No person may be appointed to an office unless such
27 person has filed a statement of substantial interest as required by K.S.A.
28 46-247, and amendments thereto. A copy of the nomination form and the
29 statement of substantial interest shall be kept on file in the office of the
30 director and shall be subject to disclosure under the Kansas open records
31 act.

32 (c) No person may be appointed to an office unless such person has
33 consented to a background investigation conducted by the Kansas bureau
34 of investigation. No person may be appointed to an office unless such
35 person consents to the release of tax information by the Kansas depart-
36 ment of revenue and the federal internal revenue service to determine if
37 such person is current in the payment of taxes.

38 (d) Any legislator who desires to appoint a person to an office shall
39 forward to the chairperson a completed copy of the nomination form, the
40 statement of substantial interest, the consent to the release of tax infor-
41 mation and a written request that a background investigation be con-
42 ducted on the person nominated for appointment to an office. Upon
43 receipt of such information, the chairperson shall forward such infor-

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or any entity
other than the
governor,
BPA