

MINUTES OF THE HOUSE TAXATION COMMITTEE

The meeting was called to order by Chairman Richard Carlson at 9:20 a.m. on January 13, 2010, in Room 783 of the Docking State Office Building.

All members were present except:

Representative Mario Goico- excused
Representative Virgil Peck- excused

Committee staff present:

Gordon Self, Office of the Revisor of Statutes
Scott Wells, Office of the Revisor of Statutes
Chris Courtwright, Kansas Legislative Research Department
Brandon Riffel, Kansas Legislative Research Department
Marla Morris, Committee Assistant
Janet Degginger, Office Assistant

Others attending:

See attached list.

Chairman Carlson introduced and welcomed the new committee members: Representative Bill Light, Representative Dolores Furtado, and Representative Don Svaty. Representative Gene Rardin introduced his intern, McKayla Moore, from Kansas State University.

Introduction of Bills:

Representative Siegfried made a motion requesting the committee sponsor a bill for a legislative committee to study adjustments to the tax code of the state of Kansas. The motion was seconded by Representative Carlson. The motion carried.

Representative Siegfried made a motion requesting the committee sponsor a bill requiring the state pay the same rates of interest when they do not return tax refunds within the dates certain as the people that are late paying are required. The motion was seconded by Representative Carlson. The motion carried.

Staff Chris Courtwright briefly summarized the Kansas Tax Facts as presented in the Kansas Tax Facts 2009 Supplement to the Seventh Edition prepared by the Kansas Legislative Research Department. He stood for questions.

Chairman Carlson referenced the 2010 Committee Rules (Attachment 1), and discussed rule 12, a new addition concerning motions. The rule states that after the main motion to pass out favorable or not favorable is seconded, the committee shall take amendments to the main motion. Amendments to the main motion may be limited by the chair in the interest of time.

The next meeting is scheduled for Wednesday, January 14, 2010, in Rm 783 DOB.

The meeting was adjourned at 10:12 a.m.

HOUSE TAXATION COMMITTEE

DATE: Wed. January 13, 2010

NAME	REPRESENTING
Matt Hickam	KCP+L
LARRY R BAST	CKM
Ken Secher	KGFA
Ken Eckles	KS Chamber of Commerce
Mark Tallman	KASB
Joe Mosiwann	DACA
Melissa Wagemann	KAC
Ray Secher	
Ken Cornish	KAB
Larry Shaw	ICACT
Michelle Butler	Cap. Strategies
John A. Donley	KS Leg. Ass'n
Martha Spruiell	KMHA
Travis Lowe	Little Govt Delegation
Wh. Fryman	YMCA ^s of KS
MIKE TAYLOR	Un. Fin. Gov
Corey Mohr	KDoc
Shannon Bell	LGR
Sandy Braden	Gopher, Braden & Assoc

2010
HOUSE TAXATION COMMITTEE RULES

1. In any case where committee rules do not apply, House Rules shall govern. All powers, duties and responsibilities not addressed herein are reserved to the chair.
2. Cellular phones and other electronic devices with audible tones are prohibited in the Taxation Committee Room, unless audible tones or ringers are disabled.
3. The chair shall determine the committee agenda, including scheduling and the order of business.
4. The chair reserves the right to limit testimony that is cumulative in nature and may limit testimony, when necessary, to a specific number of minutes.
5. Committee members shall not address conferees until and unless permission is granted by the chair.
6. The chair reserves the right to limit questioning of conferees by committee members in the interest of time and in the interest of fairness to conferees and other committee members.
7. No conferee shall be interrupted during the presentation of their testimony, except with the permission of the chair.
8. Questioning of a conferee shall be limited to the subject matter on the agenda for the day, except as may otherwise be allowed by the chair.
9. Committee members shall not be approached during a committee hearing or deliberations by anyone other than fellow legislative members or legislative staff.
10. No bill or resolution shall be taken up for a committee vote unless announced by the chair.
11. A motion requires a second to be in order.
12. After the main motion to pass out favorable or not favorable is seconded, the committee shall take amendments to the main motion. Amendments to the main motion may be limited by the chair in the interest of time.
13. A substitute motion is in order, but no additional substitute motion shall be in order until the prior substitute motion is disposed of.
14. Amendments to motions are not in order except upon consent of the member making the motion and his or her second.
15. A motion to table or take from the table shall be in order only when such item is on the agenda or is taken up by the chair. The motion requires a simple majority of those present and is, unless otherwise determined by the chair, non-debatable.
16. There shall be no recording, audibly, photographically or otherwise, of committee voting except by the committee secretary.
17. A request from any member that their vote be recorded shall be granted.
18. Granting excused absences is reserved to the chair.
19. The chair reserves the right to take such action as may be necessary to prevent disruptive behavior in the committee room during hearings and deliberations.
20. Adjournment is reserved to the chair.

House Taxation
Date: 1-13-10
Attachment: # 1

HOUSE TAXATION NOTICE TO CONFEREES

It is the policy of the House Taxation Committee to ensure and promote free and open discussion of matters coming before the Committee. Because of the importance of issues that are to be discussed, certain rules are necessary. Just as there are rules relating to the conduct of committee business when matters are debated among committee members, the following rules apply to the hearing process itself. Any questions about these rules should be directed to the committee chairman.

By appearing before the Committee each conferee is presumed to have read the rules and therefore has agreed to be bound by these rules.

We thank you for your understanding of and compliance with these rules.

1. The Chair shall determine the committee agenda, including scheduling and the order of business.
2. Individuals wishing to appear and provide verbal testimony before the committee **MUST** notify the committee secretary **24 hours in advance of the hearing**, unless a hearing is scheduled with less than 48 hours notice. In case of the latter, **6 hours prior notice MUST** be given.
3. Testimony **MUST** be in written form and 45 copies made available to staff prior to testifying.
4. Conferees **SHALL NOT** read their testimony. Rather, testimony should be presented in a summary fashion. Conferees shall introduce themselves, identify on whose behalf they are appearing, identify whether they are a proponent, opponent or neutral on the bill and as briefly as possible, state the reason for their position.
5. If suggested amendment(s) are to be offered, a proposed draft of the amendment(s) must be provided to the staff.
6. Conferees shall address their remarks during testimony to committee members and staff only.
7. Where the number of hearings and/or conferees scheduled warrant time limitation, the Chairman may limit testimony to a specific number of minutes. The Chairman reserves the right to limit testimony that is cumulative in nature or testimony that is, in the judgment of the Chairman, not relevant to the matter under consideration.
8. Testimony shall relate to the subject matter of the measure under consideration. Conferees testifying on unrelated subjects will be admonished and if unrelated testimony continues, the Chairman will terminate that conferee's testimony.
9. While the taking of testimony is not preceded with the formality of an oath, by appearing before the committee, every conferee hereby certifies that his or her testimony is truthful, based upon facts that are capable of verification and offered in good faith. Conferees shall promptly bring to the committee's attention any qualifications or corrections in their testimony.
10. The Chairman reserves the right to take such action as maybe necessary to prevent disruptive behavior in the committee room during hearings and deliberations.
11. The Chairman reserves the right to take such action as may be necessary when a violation of these rules is suspected.
12. Cellular phones and pagers with audible tones must be turned off or disabled while in the committee room.
13. Committee members shall not be approached during committee hearings or deliberation by anyone other than fellow legislative members or legislative staff.
14. There shall be no recording, audibly, photographically or otherwise, of committee voting except by the committee secretary.