

## MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT COMMITTEE

The meeting was called to order by Chairperson Barbara Allen at 1:30 p.m. on March 18, 2004 in Room 423-S of the Capitol.

All members were present.

Committee staff present:

Mike Heim, Legislative Research  
Martha Dorsey, Legislative Research  
Ken Wilke, Revisor of Statutes  
Nancy Kirkwood, Committee Secretary

Conferees appearing before the committee:

Others attending:

See Attached List.

### **Action on HB 2793 - Drainage districts; tax levies for general fund**

Chairperson Allen informed the committee it had copies of e-mails sent regarding the drainage districts. Those received regarding the Steinger amendment were opposing from: The Kaw Valley Drainage District, Wyandotte County (Attachment 1); Steve Dailey, general manager of the Fairfax Drainage District (Attachment 2); Robert Chaney, VP, Regulatory Affairs, Harcros Chemicals, Inc. (Attachment 3); Receiving in favor of the amendment were from : Margaret Thomas, Chair, Prairie Village Environmental Committee (Attachment 4); and Dale Crawford, Johnson County Bicycle Club, Advocacy Chair (Attachment 5).

The Chair stated it was proposed by Representative Loyd that a technical amendment be made. Line 40-41, delete the language *subject to the provision of K.S.A. 2003 Supp. 79-5040, and amendments thereto*. Senator Clark made a motion to move the amendment, seconded by Senator O'Connor. The motion carried. On HB 2793 as amended, Senator Clark move to adopt the Steinger amendment. Senator Buhler seconded the motion. The motion failed. Senator Schmidt asked for his Aye vote on the Steinger amendment be noted. HB 2793 as amended by the technical amendment, was moved to pass out favorably by Senator Clark. Senator Buhler seconded the motion and the motion carried. Senator Schmidt asked for his NO vote be recorded.

### **Action on HB 2712 - Fire district property tax levies**

Senator Jackson moved on page 2, line 26, strike the *two in front of acres and insert ten*. The motion to second was made by Senator Buhler. The motion carried. On HB 2712 as amended the motion to pass out favorably by Senator Buhler. Senator Jackson seconded the motion. The motion carried.

### **Action on HB 2605 - Topeka and Shawnee county public library; detachment of certain territory**

Ken Wilke, Revisor of Statues, handed out an amendment, technical in nature (Attachment 6). In **HB 2605** where the term *property* is used be replaced by the term *territory*. Appropriate to change all the places in the sense of land within a specified boundary. Second amendment on page 2 line 28 *board of trustees* and line 31 it is *board of directors*. The change to be made to be consistent with *board of trustees* or should be just *board*. Senator O'Connor moved to adopt the balloon, seconded by Senator Betts. The motion carried. Senator Huelskamp made a conceptual motion to make any resolution to detach territory, subject to a protest petition vote of 10% of people who voted in the last general election. K.S.A. 12-137 establishes a procedure for a city to exercise home rule power and impose a tax. Senator O'Connor seconded the motion and the motion carried. On HB 2605 as amended Senator Huelskamp moved to pass out favorably, seconded by Senator O'Connor. The motion carried.

CONTINUATION SHEET

MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT COMMITTEE at 1:30 p.m. on March 18, 2004 in Room 423-S of the Capitol.

**Action on HB 2641 - Drainage districts: Definition of taxpayer**

A fax from Jody Boeding, Assistant Counsel; Unified Government of Wyandotte County, Kansas City, Kansas was distributed to committee. It was follow-up to questions that arose at the committee hearing (Attachment 7).

Chairperson Allen stated that when **HB 2641** went to the House, it struck section 2 of the bill. Senator Clark moved to reinstate section 2 and pass **HB 2641** out of committee favorably as amended. Senator Buhler seconded the motion and the motion carried.

**Action on HB 2805 - Law enforcement consolidation; Lincoln and Cloud counties**

The Chair planned taking action on **HB 2805**, however learning there would be an amendment to the bill; is not ready at this time, therefore will be considered next Tuesday, March 23, 2004. Also, the Chair informed the committee it would be hearing the provisions of **HB 2654**.

The meeting adjourned at 2:15 p.m.