



Date: February 12, 2013  
To: House Committee on Local Government  
From: Nicole Proulx Aiken, Legal Counsel  
Re: HB 2072

Thank you for allowing me to appear before you today on behalf of the League of Kansas Municipalities and its member cities.

LKM appears in opposition of HB 2072 for several reasons. First, this bill is a serious infringement upon Constitutional Home Rule. The bill would effectively take away a city's home rule authority, provided by the Kansas Constitution, to provide materials management services outside its incorporated limits.

Second, HB 2072 hurts taxpayers. Providing materials management services has long been the function of local government. Many cities have invested taxpayer money to provide these essential services. By enacting this legislation, the State would be intruding on the investments of local taxpayer money. Moreover, many cities provide these services to supplement declining general revenue streams. By prohibiting cities from providing these services, taxpayers could potentially see their fees increase or will see a further erosion of essential services.

Finally, legislating cities out of the materials management services is not free enterprise. Customers should have the ability to choose their provider, whether government or privately owned, based on the cost and the services they find important.

For these reasons, LKM respectfully requests that this Committee oppose HB 2072.