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MEMORANDUM

To: Jill Wolters, First Assistant Revisor; Daniel Yoza, Assistant Revisor
From: Scott Wells, Assistant Revisor
Date: March 20, 2013
Subject: House Bill 2234

As Introduced

House Bill 2234 concerns the relationship between the Kansas turnpike authority (KTA) and the Kansas Department of Transportation (KDOT). The bill would also have repealed a number of statutes which were either duplicative or no longer necessary as they related to specific turnpike projects which have been completed.

As the bill was originally introduced, the provisions would have named the secretary of transportation as the CEO and chairperson of the KTA. As CEO of the KTA, the secretary would have been responsible for the daily administration of the toll roads, bridges, structures and facilities of the KTA.

Additionally, provisions of the bill would have modified the instances when KDOT and the KTA can contract with each other. Section 2 of the bill would have allowed KDOT and the KTA to contract with each other so that either could provide equipment, personnel and other resources for: "(1) Record-keeping, reporting, administrative, planning, engineer, legal and clerical functions; and (2) construction, operation and maintenance of turnpike projects and highways of the state." Further language in section 2 clarified that the KTA was to retain its separate identity under the management of KDOT and that duplication of efforts between KDOT and the KTA should be minimized. Finally, the secretary and the KTA were given the power to take any actions necessary to implement the provisions of the bills and to transfer property, personnel and equipment from KTA to the secretary to effect contracts described above.

House Committee Amendments

The House transportation committee struck all language which named the secretary and CEO and chairperson of the KTA. Further amendments would have clarified that any transfer of personnel, property and equipment would have been temporary and that such transfers could not only be from the KTA to the secretary, but also from the secretary to the KTA. Finally, the bill was also amended to correct technical errors and to change the publication date from Kansas register to statute book.

Senate Ways and Means Committee
Date: 03-20-2013
Attachment #: 1

House Committee of the Whole Amendments

On the House floor, House Bill 2234 was further amended to strike the words "other resources" from assets which are allowed to be shared between the KTA and KDOT. Finally, language was inserted which would restrict any sharing of resources on state highway projects to only those projects which serve as connections between the turnpike and state highways, not to exceed 10 miles.