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MEMORANDUM

To: Chairman Masterson and members of the Senate Ways and Means  
Committee

From: Jill Wolters, First Assistant Revisor of Statutes

Date: May 7, 2013

Subject: HB 2216; as am. HCW, abolishing certain joint committees

House bill 2216 repeals the following statutes, thereby abolishing the joint committee that was created by such statute:

1. K.S.A. 2012 Supp. 39-7,160, joint committee on home and community based services oversight; (also K.S.A. 2012 Supp. 39-7,161, home and community based services savings fund administered by the department of Social and Rehabilitation Services, and transfers of savings resulting from transferring individuals from the state or private institutions to home and community based services. This function is covered under K.S.A. 2012 Supp. 39-7,162, Kansas Department for Aging and Disability Services);
2. K.S.A. 46-1604, joint committee on economic development;
3. K.S.A. 2012 Supp. 46-1801, joint committee on the arts and cultural resources;
4. K.S.A. 46-2201, 74-49,132 and 74-49,133, joint committee on pensions, investments and benefits;
5. K.S.A. 2012 Supp. 46-3001, joint committee on children's issues;
6. K.S.A. 2012 Supp. 46-3501. and 75-7425, joint committee on health policy oversight;
7. K.S.A. 2012 Supp. 46-3701, joint committee on energy and environmental policy.

The amendatory sections of the bill either delete the provisions relating to the abolished joint committee or transfer the function to a standing committee of the Legislature.

Further, the bill amends the membership of the joint committee on special claims against the state, K.S.A. 46-912 (sec. 5). Currently, the committee has 13 members, five Senators, and eight Representatives; shall include members of the minority party; and a quorum is seven members. Under the bill, the committee would have seven members, three Senators, and four Representatives; the House would have three members from the majority party, and one member from the minority party; the Senate would have two members from the majority party, and one member from the minority

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party; and a quorum would be four members. Also, under current law, not less than two members from the House and not less than two members from the Senate shall be licensed attorneys. The bill amends this provision to not less than one licensed attorney from each chamber.

The majority of the House General Government Budget Committee amendments were technical. The only amendment that was not technical was the amendment concerning attorneys on the Claims Committee. The House Committee of the Whole floor amendment removed from the bill the joint committee on corrections and juvenile justice oversight which was to sunset on July 1, 2015. (K.S.A. 2012 Supp. 46-2801, Sec. 6) Currently, the joint committee has no sunset date.

If enacted, this bill will take effect upon publication in the statute book.

HB 2025, which was signed by the Governor, and becomes law July 1, conflicts with this bill as currently drafted. HB 2025 renames the joint committee on home and community based services oversight as the Robert G. (Bob) Bethell joint committee on home and community based services and Kancare oversight. The bill further increases membership and provides for additional duties of the Committee. HB 2025 also repeals K.S.A. 2012 Supp. 39-7,161 and 46-3501.