

Approved: 4-29-06
Date

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Pete Brungardt at 10:30 a.m. on March 8, 2006 in Room 231-N of the Capitol.

All members were present.

Committee staff present:

Athena Andaya, Kansas Legislative Research Department
Dennis Hodgins, Kansas Legislative Research Department
Mary Ann Torrence, Revisor of Statutes Office
Connie Burns, Committee Secretary

Conferees appearing before the committee:

Sherry Diel, Kansas Real Estate Commission
Bill Yanek, Kansas Association of Realtors
Whitney Damron, City of Topeka

Others attending:

See attached list.

HB 2788 – Concerning expiration, suspensions or revocation of real estate brokers and salespersons licenses

Chairman Brungardt opened the hearing on **HB 2788**.

Sherry Diel, Kansas Real Estate Commission, appeared in support on the bill. (Attachment 1) The proposed bill would provide the Commission with the authority to revoke the license of any licensee who voluntarily surrenders their license during a pending investigation of misconduct or while charges of misconduct against the licensee are pending or anticipated. Any fines received by the Commission are transferred to the State General Fund.

Senator Vratil had concerns about the provision in Sec. 3 and on page 4, as needing some technical work. It was stated that this legislation was modeled after an Iowa bill.

Bill Yanek, Kansas Association of Realtors, spoke in favor of the bill. (Attachment 2) The bill by mandates language in all residential real estate contracts by directing contracting parties to the KBI Registered Offender Website, the public will be better informed about this threat to public safety. KAR supports the addition of this mandate, but ask that the committee consider an effective date of January 1, 2007, in order to give KAR and other real estate industry stakeholders more time to adjust their contractual language.

Chairman Brungardt closed the hearing on **HB 2788**.

SB 580 – Repeal of Topeka/Shawnee County consolidation law

Chairman Brungardt opened the hearing on **SB 580**.

Whitney Damron, representing the City of Topeka, appeared in support of the bill. (Attachment 3) The bill would remove KSA 25-2113(b) which would require elected officials of the City of Topeka (Mayor and City Council members) to run in partisan elections, and since the consolidation plan failed most of the statutes adopted in conjunction with **HB 2083** are no longer considered in force or applicable to the City of Topeka and Shawnee County.

Brendon Long, spoke in favor of the bill. (No written testimony provided)

Chairman Brungardt closed the hearing on **SB 580**.

Final Action:

SB 549 – State library of Kansas board created; state library and advisory commission and Kansas library network board abolished

A balloon was provided by the revisor. (Attachment 4) The balloon would lower the number of members to 12 and designates the make up of the membership; adds a new section 4 on page 2 and re-lettering subsections, clarifies “Board” in new section (a) on Page 9, Sec. 11.

Senator Brownlee moved the balloon language. Senator Vratil seconded the motion. The motion carried.

Senator Brownlee moved to pass the bill favorably as amended. Senator Reitz seconded the motion. The motion carried.

The meeting was adjourned at 11:35 am. The next scheduled meeting is March 9, 2006.