

HOUSE BILL No. 2462

By Representative Victors

1-3

1 AN ACT concerning the joint committee on state-tribal relations;
2 removing the requirement that members be selected from the
3 membership of certain standing committees; amending K.S.A. 46-2303
4 and repealing the existing section.
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6 *Be it enacted by the Legislature of the State of Kansas:*

7 Section 1. K.S.A. 46-2303 is hereby amended to read as follows: 46-
8 2303. (a) The joint committee on gaming compacts is hereby reconstituted
9 as the joint committee on state-tribal relations. The joint committee shall
10 consist of 12 members as follows: (1) Five members of the senate and five
11 members of the house of representatives; and (2) the governor or the
12 governor's designee and the attorney general or the attorney general's
13 designee. Of the members appointed from the senate, three shall be
14 appointed by the president of the senate and two shall be appointed by the
15 minority leader of the senate. Of the members appointed from the house of
16 representatives, three shall be appointed by the speaker of the house of
17 representatives and two by the minority leader of the house of
18 representatives. ~~Such members shall be selected only from the~~
19 ~~membership of the standing committees on federal and state affairs,~~
20 ~~judiciary, taxation and assessment and taxation.~~ All legislative members of
21 the joint committee shall serve for terms ending on the first day of the
22 regular legislative session in odd-numbered years.

23 (b) At the commencement of each regular session of the legislature,
24 the governor or the governor's designee shall call an organizational
25 meeting of the joint committee. The governor or the governor's designee
26 shall serve as a temporary chairperson at the organizational meeting until a
27 chairperson is elected as provided by this subsection. The members of the
28 joint committee shall organize by electing from its membership a
29 chairperson and a vice-chairperson. During odd-numbered years, the
30 chairperson shall be a member from the senate and the vice-chairperson
31 shall be a member from the house of representatives. During even-
32 numbered years, the chairperson shall be a member from the house of
33 representatives and the vice-chairperson shall be a member from the
34 senate. The vice-chairperson shall exercise all of the powers and duties of
35 the chairperson in the absence of the chairperson. The ranking minority
36 member of the joint committee shall be the ranking minority member of

1 the senate when the chairperson is a member of the senate or the ranking
2 minority member of the house of representatives when the chairperson is a
3 member of the house of representatives.

4 (c) A quorum of the joint committee on state-tribal relations shall be
5 six *members*. Actions of the joint committee recommending that a
6 resolution approving a proposed compact be adopted or not be adopted
7 shall be only on the affirmative vote of eight or more members of the joint
8 committee, at least four of whom shall be senators and at least four of
9 whom shall be members of the house of representatives. Action of the joint
10 committee to report without recommendation a resolution approving a
11 compact may be on the affirmative vote of any five or more legislative
12 members of the committee. The governor or the governor's designee and
13 the attorney general or the attorney general's designee shall not have the
14 power to vote on an action approving or disapproving a compact or an
15 action to report without recommendation a resolution approving a
16 compact. All other actions of the joint committee may be taken by a
17 majority of those present when there is a quorum.

18 (d) The joint committee may meet at any time and at any place within
19 the state on the call of the chairperson. The joint committee may appoint
20 subcommittees as deemed appropriate. Members of the joint committee
21 and subcommittees thereof, shall receive compensation, travel, subsistence
22 allowance and mileage as provided by K.S.A. 75-3212, and amendments
23 thereto, when attending meetings of the joint committee or subcommittee
24 thereof.

25 (e) The provisions of the acts contained in article 12 of chapter 46 of
26 the Kansas Statutes Annotated, and amendments thereto, applicable to
27 special committees shall apply to the joint committee to the extent that the
28 same do not conflict with the specific provisions of this act applicable to
29 the joint committee.

30 (f) In accordance with K.S.A. 46-1204, and amendments thereto, the
31 legislative coordinating council may provide for such professional services
32 as may be requested by the joint committee on state-tribal relations.

33 (g) The joint committee:

34 (1) May establish and transmit to the governor proposed guidelines
35 reflecting the public policies and state interests, as embodied in the
36 constitution, statutes and case law of the state of Kansas, consistent with
37 the Indian gaming regulatory act ~~(, 25 U.S.C. § 2701 et seq.)~~, that the joint
38 committee will consider in reviewing proposed compacts;

39 (2) may recommend to the governor that any gaming compact
40 provide for the imposition and collection of state sales and excise taxes on
41 sales of nongaming goods and services to persons other than tribal
42 members and imposition and collection of state income tax on revenues
43 derived from sales of nongaming goods and services;

1 (3) may hold public hearings on proposed gaming compacts
2 submitted to the joint committee by the governor;

3 (4) shall recommend modification of proposed gaming compacts
4 submitted by the governor and introduce resolutions approving proposed
5 gaming compacts submitted by the governor and recommend that such
6 resolutions be adopted or be not adopted, or report such resolutions
7 without recommendation, and notify the governor, in writing, of the joint
8 committee's action;

9 (5) shall meet, discuss and hold hearings on issues concerning state
10 and tribal relations;

11 (6) may make recommendations on issues concerning state and tribal
12 relations; and

13 (7) may introduce such legislation as deemed necessary in performing
14 its functions.

15 Sec. 2. K.S.A. 46-2303 is hereby repealed.

16 Sec. 3. This act shall take effect and be in force from and after its
17 publication in the statute book.