

HOUSE BILL No. 2344

By Committee on Commerce, Labor and Economic Development

2-7

1 AN ACT concerning economic development; relating to tourism;
2 expanding the membership of the council on travel and tourism and
3 updating the house committee assignment required for house members;
4 modifying the department of commerce's matching grant program for
5 the promotion of tourism by reducing the required allocation of funds
6 to public and nonprofit entities and removing the restriction on the
7 percentage of funds granted to a single entity; replacing related
8 references to wildlife, parks and tourism with references to the
9 secretary or the department of commerce; amending K.S.A. 32-1410
10 and 32-1420 and repealing the existing sections.

11

12 *Be it enacted by the Legislature of the State of Kansas:*

13 Section 1. K.S.A. 32-1410 is hereby amended to read as follows: 32-
14 1410. (a) (1) There is hereby established the council on travel and tourism.
15 The council shall consist of ~~17~~ 20 voting members as follows:

16 ~~(1)(A)~~ (A) The chairperson of the ~~standing~~ senate committee on
17 commerce ~~of the senate~~, or a member of the senate appointed by the
18 president of the senate;

19 ~~(2)(B)~~ (B) the ~~vice chairperson~~ vice chairperson of the ~~standing~~ senate
20 committee on commerce ~~of the senate~~; or a member of the senate
21 appointed by the president of the senate;

22 ~~(3)(C)~~ (C) the ranking minority member of the ~~standing~~ senate committee
23 on commerce ~~of the senate~~; or a member of the senate appointed by the
24 minority leader of the senate;

25 ~~(4)(D)~~ (D) the chairperson of the ~~standing~~ house of representatives
26 committee on ~~tourism and parks of the house of representatives~~ commerce,
27 labor and economic development, or its successor committee, or a member
28 of the house of representatives appointed by the speaker of the house of
29 representatives;

30 ~~(5)(E)~~ (E) the ~~vice chairperson~~ vice chairperson of the ~~standing~~ house of
31 representatives committee on ~~tourism and parks of the house of~~
32 ~~representatives~~ commerce, labor and economic development, or its
33 successor committee, or a member of the house of representatives
34 appointed by the speaker of the house of representatives;

35 ~~(6)(F)~~ (F) the ranking minority member of the ~~standing~~ house of
36 representatives committee on ~~tourism and parks of the house of~~

1 ~~representatives~~ *commerce, labor and economic development*, or its
 2 successor committee, or a member of the house of representatives
 3 appointed by the minority leader of the house of representatives; and

4 ~~(F)(G)~~ *elevenfourteen* members appointed by the governor. Of the ~~11~~
 5 *14* members appointed by the governor, ~~one shall six shall be appointed to~~
 6 *represent the general public and eight shall be appointed to represent the*
 7 *organizations specified in this subparagraph, respectively. The*
 8 *appointment of a representative for an organization shall be made from a*
 9 *list of three nominations made submitted by the organization, as follows:*

10 *(i) The travel industry association of Kansas, one shall be an*
 11 *individual engaged in the lodging industry and appointed from a list of*
 12 *three nominations made by;*

13 *(ii) the Kansas restaurant and hospitality association, one shall be an*
 14 *individual engaged in the restaurant industry and appointed from a list of*
 15 *three nominations made by for a representative whose nominees shall be*
 16 *individuals engaged in the lodging industry;*

17 *(iii) the Kansas restaurant and hospitality association, one shall be*
 18 *appointed from a list of three nominations made by for a second*
 19 *representative whose nominees shall be individuals engaged in the*
 20 *restaurant industry;*

21 *(iv) the petroleum marketers and convenience store association of*
 22 *Kansas, one shall be appointed from a list of three nominations by;*

23 *(v) the Kansas sport hunting association and six shall be appointed to*
 24 *represent the general public;*

25 *(vi) the national independent venue association, whose nominees*
 26 *shall be Kansas residents;*

27 *(vii) the Kansas museums association; and*

28 *(viii) the Kansas sampler foundation.*

29 *(2) In addition to the voting members of the council, four members of*
 30 *the council shall serve ex officio: The secretary of commerce, the secretary*
 31 *of transportation, the secretary of wildlife; and parks and tourism and the*
 32 *executive director of the state historical society. Each ex officio member of*
 33 *the council may designate an officer or employee of the state agency of the*
 34 *ex officio member to serve on the council in place of the ex officio*
 35 *member. The ex officio members of the council, or their designees, shall*
 36 *be nonvoting members of the council and shall provide information and*
 37 *advice to the council.*

38 *(b) Legislator members shall be appointed for terms coinciding with*
 39 *the terms for which such members are elected. Of the 11 members first*
 40 *appointed by the governor, six shall be appointed for terms of three years*
 41 *and five shall be appointed for terms of two years as determined by the*
 42 *governor. Thereafter, All members appointed by the governor shall be*
 43 *appointed for terms of three years. All members appointed to fill vacancies*

1 in the membership of the council and all members appointed to succeed
2 members appointed to membership on the council shall be appointed in
3 like manner as that provided for the original appointment of the member
4 succeeded.

5 (c) On July 1 of each year the council shall elect a chairperson and
6 ~~vice chairperson~~ *vice chairperson* from among its members. The council
7 shall meet at least four times each year at the call of the chairperson of the
8 council. Nine voting members of the council shall constitute a quorum.

9 (d) Members of the council attending meetings of such council, or
10 attending a subcommittee meeting thereof authorized by such council,
11 shall be paid amounts for mileage as provided in ~~subsection (e) of K.S.A.~~
12 ~~75-3223(c)~~, and amendments thereto, or a lesser amount as determined by
13 ~~the Kansas department of wildlife, parks and tourism~~ *secretary of*
14 *commerce*. Amounts paid under this subsection to ex officio members of
15 the council, or their designees, shall be from appropriations to the state
16 agencies of which such members are officers or employees upon warrants
17 of the director of accounts and reports issued pursuant to vouchers
18 approved by the chief administrative officers of such agencies. Amounts
19 paid under this subsection to voting members of the council shall be from
20 moneys available for the payment of such amounts upon warrants of the
21 director of accounts and reports issued pursuant to vouchers approved by
22 the chairperson of the council.

23 Sec. 2. K.S.A. 32-1420 is hereby amended to read as follows: 32-
24 1420. (a) There is hereby established a state matching grant program to
25 provide assistance in the promotion of tourism and development of quality
26 tourist attractions within the state of Kansas. Grants awarded under this
27 program shall be limited to not more than 40% of the cost of any proposed
28 project. Applicants shall not utilize any state moneys to meet the matching
29 requirements under the provisions of this program. Both public and private
30 entities shall be eligible to apply for a grant under the provisions of this
31 act. Not less than ~~75%~~ *50%* of all moneys granted under this program shall
32 be allocated to public entities or entities exempt from taxation under the
33 provisions of 501(c)(3) of the federal internal revenue code of 1986, and
34 amendments thereto. ~~No more than 20% of moneys granted to public or~~
35 ~~nonprofit entities shall be granted to any single such entity. Furthermore,~~
36 ~~no more than 20% of moneys granted to private entities shall be granted to~~
37 ~~any single such entity.~~ The secretary of ~~wildlife, parks and tourism~~
38 *commerce* shall administer the provisions of this act and the secretary may
39 adopt rules and regulations establishing criteria for qualification for a
40 matching grant and such other matters deemed necessary by the secretary
41 for the administration of this act.

42 (b) For the purpose of K.S.A. 32-1420 through 32-1422, and
43 amendments thereto, "tourist attraction" means a site that is of significant

1 interest to tourists as a historic, cultural, scientific, educational,
2 recreational or architecturally unique site, or as a site of natural scenic
3 beauty or an area naturally suited for outdoor recreation, however, under
4 no circumstances shall "tourist attraction" mean a race track facility, as
5 defined in K.S.A. 74-8802, and amendments thereto, or any casino or
6 other establishment ~~which~~ *that* operates class three games, as defined in
7 ~~the 1991 version of~~ 25 U.S.C. § 2703, *as in effect on July 1, 1991.*

8 Sec. 3. K.S.A. 32-1410 and 32-1420 are hereby repealed.

9 Sec. 4. This act shall take effect and be in force from and after its
10 publication in the statute book.