

KANSAS SOCIETY OF PROFESSIONAL ENGINEERS
LEGISLATIVE REPORT

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Note: the opinions expressed herein are those of the author and do not necessarily reflect the positions of KSPE unless noted.

Parkinson Fills FY 2010 Budget Shortfall

Governor Parkinson acted last Friday to fill the \$105 million revenue shortfall in the current year budget without any further spending reduction to education or social services. Unfortunately, KDOT maintenance budget was slashed an additional \$28 million as part of the Governor's spending cuts. This is in addition to the \$80 million cut in the State Highway Plan in the Budget Rescission Bill sent to the Governor just a few days ago. In total, the State Highway Plan has been cut \$257 million in the past year. The Governor's plan also anticipates receiving \$11.2 million federal dollars following Kansas adoption of a primary seat belt law, a proposal that never passed the House of Representatives.

Transportation Hearings Start this Week

Hearings on new comprehensive transportation plans (SB 498 and SB 515) will begin this week in the Senate Transportation Committee on Wednesday and continue into the following week. First up are conferees from KDOT and Economic Lifelines, with a long list of proponents scheduled to follow them. KSPE will submit written comments in support of both transportation bills: their principal difference is the source of funding.

Call your Senator this week at their Senate office number and urge their support for a new Comprehensive Transportation Plan. Don't know your Senator or how to contact them? Go to <http://www.ipssr.ku.edu/ksdata/vote/> and input your home address and the software will identify your state senator, representative and member of Congress. Then go to <http://www.kslegislature.org/legsrv-senate/searchSenate.do> and click on your Senator's name for contact information.

Senate GOP Leadership Endorses Tax Increases

Senate Republican Leadership has endorsed approximately \$300 million in additional taxes. Senate President Steve Morris said Friday that he will assemble a package of revenue enhancements that includes increased taxes on tobacco and alcoholic beverages, a sales tax increase and elimination of some sales tax exemptions. In related news, the House is expected to debate this week a bill that would eliminate the current sales tax exemption for residential utilities (commercial and industrial consumers already pay sales tax on their utilities purchases), churches and the sale of lottery tickets.

Texting Ban Waits for Conference Committee

No immediate action is expected in the House on the texting while driving ban that was passed earlier this session by the Senate. The most likely scenario is that House leadership does not want a texting bill to come to the floor of the House where it could be a vehicle for a Primary Seat Belt amendment. More likely is the House and Senate will eventually form a conference committee to address the issue. A conference committee report is not amendable by the full House or Senate, thereby dodging the Primary Seat Belt issue for a bit longer in the House.

Need a Copy of a Bill? Click on the “blue” bill number on the bill status list below for a copy of the current bill and supplement (if available). For copies or status of other bills, go to www.kslegislature.org and use the “Quick Search” tools on the right hand side of the page. You can **Find Your Legislator** by using the link under Hot Items at the bottom of the www.kslegislature.org home page.

2010 Bill Deadlines -

January 11th – last day for individual bill requests
February 1st – last day for committee bill requests, except Exempt Committees
February 3rd – last day for individuals to introduce bills
February 5th – last day for Committees, except Exempt Committees, to introduce bills
February 21st – last day to consider bills in House of Origin, except “Exempt bills”
March 24th – last day for consideration of bills in second house, except “Exempt bills”
April 6th – anticipated end of Regular Session
April 28th – anticipated start of Veto Session

Kansas Legislature Website - Additional resources, including copies of other bills, roster of legislators, committee rosters, a link to identify your legislator and much more can be found at ... <http://www.kslegislature.org>

Bill Updates - Following is a list of bills of interest to KSPE members. Click on the bill number for an electronic copy of the bill. Please contact me via email at ron@gachesbraden.com or phone at 785-233-2121 if you have questions or to add a bill to our tracking list. NOTE: This is the second year of the biennial session and most of the bills below are carried over from the 2009 Session.

NOTE: To reduce the size of this report we are listing the Last Action only for each bill. For a more complete history of a bill go to www.kslegislature.org.

Bill Number and Sponsor	Bill Subject	Current Status	Last Action
SB 52 Senate Federal and State Affairs	Cities and counties; relating to special benefit districts therein; relating to costs of improvements	In Senate Federal and State Affairs	01/22/2009 - Senate Referred to Federal and State Affairs

Committee			
SB 59 Senate Transportation Committee	Motor vehicles; concerning the use of safety belts	In House Transportation	02/24/2009 - House Referred to Transportation
SB 144 Senate Federal and State Affairs Committee	Planning and zoning; dealing with certain easements	In Senate Local Government	02/11/2009 - Senate Scheduled Hearing: Tuesday, 2/17/2009, 9:30 AM, Rm 446-N
SB 165 Senate Ways and Means Committee	State water plan fund; relating to increasing fees that contribute to the fund	In Senate Ways and Means	02/18/2009 - Senate Scheduled Hearing: Tuesday, 2/24/2009, 10:30 AM, Rm 545-N
SB 185 Senate Agriculture Committee	Water rights; relating to abandonment and termination; due and sufficient cause for nonuse	In Senate Agriculture	02/19/2009 - Senate Withdrawn from Ways and Means; rereferred to Agriculture
SB 192 Dennis Pyle, R-1st	Income taxation; relating to credits; motor-fuel taxes paid by certain persons	In Senate Assessment and Taxation	02/04/2009 - Senate Referred to Assessment and Taxation
SB 271 Senate Federal and State Affairs Committee	Counties; relating to bidding requirements on certain contracts	In Senate Local Government	02/25/2009 - Senate Scheduled Hearing: Tuesday, 3/3/2009, 9:30 AM, Rm 446-N
SB 295 Senate Ways and Means Committee	Blind and visually impaired persons; establishing the Motor Vehicle and Safe Mobility Committee; powers and duties thereof	In Senate Transportation	01/14/2010 - Senate Scheduled Hearing: Tuesday, 1/19/2010, 8:30 AM, Rm 152-S
Sub for SB 301 Senate Ways and Means Committee	Land surveys; relating to monumentation of corners and recording of surveys	In Senate Federal and State Affairs	03/02/2010 - Senate Withdrawn from Calendar; rereferred to Federal and State Affairs
SB 302 Senate Ways and Means Committee	Transportation; relating to intermodal transportation projects, and providing for the financing thereof	In House Transportation	03/24/2009 - House Referred to Transportation
SB 315	Water; relating to tax exemptions;	In Senate Natural	03/17/2009 - Senate

Senate Ways and Means Committee	notification to water rights holders; review of water development projects	Resources	Referred to Natural Resources
SB 323 Senate Ways and Means Committee	Transportation; providing for a transportation program; concerning the financing thereof; creating the Joint Committee on Multimodal Transportation	In Senate Transportation	03/18/2009 - Senate Referred to Transportation
SB 351 Senate Ways and Means Committee	Regulating traffic; prohibiting text messaging while operating a moving motor vehicle	In House Transportation	02/24/2010 - House Referred to Transportation
SB 409 Senate Ways and Means Committee	Establishing the passenger rail service program; providing for powers and duties of the Secretary of Transportation; establishing the passenger rail service revolving fund	On General Orders in House	03/05/2010 - House Committee Report: Be passed by Transportation
SB 476 Senate Assessment and Taxation Committee	Sales taxation; relating to imposition of tax on certain services; exemptions, repealed; fund-raising sales	In Senate Assessment and Taxation	02/18/2010 - Senate Withdrawn from Ways and Means; rereferred to Assessment and Taxation
SB 498 Senate Ways and Means Committee	Transportation; providing for a transportation works for Kansas program; relating to the financing thereof	In Senate Transportation	03/03/2010 - Senate Scheduled Hearings: Wednesday, 3/10/2010, 8:30 AM, Rm 152-S; Thursday, 3/11/2010, 8:30 AM, Rm 152-S; Friday, 3/12/2010, 8:30 AM, Rm 152-S
SB 510 Senate Agriculture Committee	Water; relating to the beneficial use of water	In Senate Natural Resources	02/15/2010 - Senate Withdrawn from Ways and Means; rereferred to Natural Resources
Sub for SB 513 Senate Ways and Means Committee	Alternative project delivery building construction	In House Commerce and Labor	03/03/2010 - House Scheduled Hearing: Wednesday, 3/10/2010, 9:00 AM, Rm 784 DSOB
Sub for SB 514 Senate Ways and Means Committee	Alcoholic beverages; relating to eligibility for license for club and drinking establishments	In House Federal and State Affairs	02/23/2010 - House Referred to Federal and State Affairs
SB 515	Transportation; providing for a	In Senate	03/03/2010 - Senate

Senate Ways and Means Committee	transportation works for Kansas program; relating to the financing thereof	Transportation	Scheduled Hearing: Wednesday, 3/10/2010, 8:30 AM, Rm 152-S; Thursday, 3/11/2010, 8:30 AM, Rm 152-S; Friday, 3/12/2010, 8:30 AM, Rm 152-S
SB 526 Senate Ways and Means Committee	Department of Administration; concerning competitive bids; preferring bids from within the state	In Senate Ways and Means	02/04/2010 - Senate Referred to Ways and Means
SB 531 Senate Federal and State Affairs Committee	Enacting the radon certification law	In House Commerce and Labor	02/24/2010 - House Referred to Commerce and Labor
SB 544 Senate Ways and Means Committee	Metropolitan Transit Authority Act; definitions	In House Transportation	03/05/2010 - House Referred to Transportation
Sub for HB 2029 Special Committee on Eminent Domain in Condemnation of Water Rights	Cities; relating to annexation	In Senate Local Government	03/03/2010 - Senate Scheduled Hearing: Monday, 3/8/2010, 9:30 AM, Rm 144-S; Possible Cont'd Hearing, Discussion and Action: Tuesday, 3/9/2010, 9:30 AM, Rm 144-S
HB 2083 House Local Government Committee	Historic preservation; pertaining to environs review	In House Local Government	02/24/2009 - House Withdrawn from Appropriations; rereferred to Local Government
HB 2124 House Local Government Committee	Planning and zoning; dealing with certain easements	In House Local Government	02/17/2009 - House Withdrawn from Federal and State Affairs; referred to Local Government
HB 2177 House Appropriations Committee	State water plan fund; relating to increasing fees that contribute to the fund	In House Energy and Utilities	02/02/2009 - House Referred to Energy and Utilities
HB 2178 House Appropriations	Abolishing the Kansas Turnpike Authority; transferring powers, duties and functions to the Kansas Department of	In House Transportation	02/04/2009 - House Scheduled Hearing: Thursday, 2/12/2009, 1:30 PM, Rm 783

Committee	Transportation		DSOB
S Sub for HB 2222 House Government Efficiency and Fiscal Oversight Committee	Making and concerning appropriations for the fiscal years ending June 30, 2010, and June 30, 2011, for state agencies; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing	Pending Governor's action	02/26/2010 - House Enrolled and presented to the Governor
Sub for HB 2238 House Commerce and Labor Committee	Construction contracts; relating to retention in public and private construction contracts	In Senate Judiciary	02/25/2010 - Senate Referred to Judiciary
HB 2272 House Appropriations Committee	Intensive groundwater use control areas	On General Orders in House	03/24/2009 - House Committee of the Whole: Be amended; motion to recommend for passage, failed
HB 2277 House Appropriations Committee	Public works projects for state agencies; prescribing payment of minimum wages for work thereon and preferences for certain employees to work thereon	In House Commerce and Labor	02/06/2009 - House Referred to Commerce and Labor
HB 2282 House Energy and Utilities Committee	Water districts; relating to lands annexed by cities	In House Local Government	02/18/2009 - House Withdrawn from Appropriations; rereferred to Local Government
HB 2283 House Energy and Utilities Committee	Water	Pending adoption of CCR in House	03/03/2010 - Senate Adopted Conference Committee Report; Yeas 39, Nays 1
HB 2309 House Federal and State Affairs Committee	Appropriation of water	In House Agriculture and Natural Resources	02/09/2009 - House Referred to Agriculture and Natural Resources
HB 2326 House Taxation Committee	Transportation Development District Act; relating to creation of district; requirements	In House Taxation	02/12/2009 - House Referred to Taxation
HB 2348 House Taxation	Sales taxation; relating to the imposition of tax on rendering or furnishing of services; rate of tax	In House Taxation	02/18/2009 - House Referred to Taxation

Committee			
HB 2372 House Appropriations Committee	Contracts with state agencies for certain professional services; relating to competitive bidding procedures	In House Appropriations	03/10/2009 - House Referred to Appropriations
HB 2382 House Taxation Committee	Transportation; providing for a transportation program	On General Orders in House	03/20/2009 - House Committee Report: Be passed as amended by Transportation
HB 2392 House Federal and State Affairs Committee	Contracts; relating to requests for proposals issued by state agencies	In House Judiciary	03/23/2009 - House Referred to Judiciary
Sub for HB 2403 House Appropriations Committee	Creating the council on efficient government	In House Appropriations	02/16/2010 - House Committee of the Whole: Committee Report recommending substitute bill be adopted; be amended; motion to refer to committee, adopted; rereferred to Appropriations
HB 2428 House Vision 2020 Committee	Drinking water supply lakes; imposing certain fees and surcharges	In House Vision 2020	02/26/2010 - House Withdrawn from Federal and State Affairs; rereferred to Vision 2020
HB 2433 Legislative Educational Planning Committee	State agencies; relating to the acquisition and disposal of certain property; relating to the acquisition of certain services	On General Orders in Senate	03/03/2010 - Senate Committee Report: Be passed by Education
HB 2441 House Appropriations Committee	Crimes and punishment; prohibiting text messaging while operating a moving motor vehicle	In House Transportation	01/14/2010 - House Referred to Transportation
HB 2493 House Appropriations Committee	Classifications of dams and water obstructions	In House Agriculture and Natural Resources	02/19/2010 - House Designate Subcommittee: Wednesday, 2/24/2010, 3:30 PM, Rm 783 DSOB
HB 2549	Sales taxation; relating to imposition of tax on certain services; exemptions,	On General Orders in House	03/04/2010 - House Committee Report: Be passed

House Taxation Committee	repealed		as amended by Taxation
HB 2552 Jo Ann Pottorff, R-83rd	Enacting the midwest interstate passenger rail compact	In Senate Transportation	03/03/2010 - Senate Scheduled Hearing and Possible Action: Tuesday, 3/9/2010, 8:30 AM, Rm 152-S
HB 2617 House Transportation Committee	Transportation; providing for a transportation works for Kansas program; relating to the financing thereof	In House Transportation In House Taxation	02/03/2010 - House Referred separately to Transportation and Taxation
HB 2618 House Transportation Committee	Transportation; providing for a transportation works for Kansas program; relating to the financing thereof	In House Transportation In House Taxation	02/03/2010 - House Referred separately to Transportation and Taxation
HB 2680 House Appropriations Committee	Regulating traffic; concerning driving in the right lane; impeding traffic	In House Transportation	02/10/2010 - House Referred to Transportation; Scheduled Hearing: Monday, 2/15/2010, 1:30 PM, Rm 783 DSOB
HB 2681 House Appropriations Committee	Establishing the passenger rail service program; providing for powers and duties of the Secretary of Transportation; establishing the passenger rail service revolving fund	In House Transportation	02/10/2010 - House Referred to Transportation
HB 2690 House Appropriations Committee	Department of Administration; concerning competitive bids; preferring bids from within the state	In House General Government Budget	02/12/2010 - House Referred to General Government Budget
HB 2693 House Appropriations Committee	Statehouse restoration capital improvement project; stopping work on such project and prohibiting certain expenditures therefor; prohibiting the issuance of bonds for such project and the use of public funds for a visitors center in the Statehouse	In House Appropriations	02/12/2010 - House Referred to Appropriations