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LEAGUE NEWS



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1) Last Chance to Register for City Hall Day!

Today is one of the last opportunities to register for City Hall Day, which will be held in Topeka on Wednesday, February 4. The event will be a great opportunity to discuss with your legislators the important issues facing your community. Contact your House and Senate members in advance to schedule meetings. Visit [here](#) or [here](#) for their contact information and room number. City Hall Day will be free of charge to all city officials and legislators, but please register so that we can get an accurate headcount. Click [here](#) for registration and an overview of the schedule.

2) Annexation Bill Passes Out of Committee as Amended

Earlier this week, the House Local Government Committee worked on [HB 2003](#) making several changes to it.

In its original form, [HB 2003](#) would have required a county commission to unanimously approve all annexations of land that did not adjoin the city, including city-owned property. The original bill also required the county commission to make a finding that the annexation would not cause manifest injury to the owners of the land surrounding the property to be

annexed. League staff worked with the proponent of the bill. The amended version passed out of committee now requires only a 2/3 vote of the county commission instead of a unanimous vote. In addition, the bill no longer requires the county commission to make a finding that the annexation would not cause manifest injury to the owners of the land surrounding the property to be annexed.

As amended, [HB 2003](#) would change the annexation process only for city-owned property that does not adjoin the city. If [HB 2003](#) becomes law, the annexation procedure for city-owned property that does not adjoin the city will be the same as any consent annexation of property that does not adjoin the city.

3) Upcoming Activity in Tax Committees

Land Banks

On Tuesday, the Senate Assessment and Taxation Committee will hold a hearing on [SB 63](#). This bill would allow cities and counties to defer or reamortize part or all of special assessments on properties subject to special assessments and acquired by a land bank. Current law provides that land bank properties are subject to the special taxes that have been assessed against them, which means the city must abate the accrued specials or the sale/transfer is subject to the accrued special taxes. [SB 63](#) would give the city and the land bank another option when dealing with properties subject to the special assessments. Under this bill, cities can defer the collection of the tax accrual during the time the property is held by the land bank and, upon its transfer, reamortize the special taxes over an agreed upon period. The League will testify in support of [SB 63](#).

Sales Tax Holiday

The House Tax Committee scheduled a hearing for [HB 2076](#) on Thursday. [HB 2076](#) establishes a statewide sales tax holiday that would temporarily suspend the collection of state and local sales taxes levied upon specific goods. The League will testify against [HB 2076](#), because it represents an erosion of the sales tax base.

The League will monitor these bills and keep you updated. If you have questions, please contact [Larry R. Baer](#), 785-354-9565.

4) Vacancies in Governing Body Bill Hearing Set

The Senate Ethics and Elections Committee scheduled a hearing on Wednesday for [SB 10](#). [SB 10](#) requires a municipality to fill a governing body vacancy within 30 days. Under the bill, the governing body would appoint someone to fill the vacancy by a majority vote. If the governing body does not appoint a replacement to fill the vacancy within the 30-day requirement, it must pass a resolution calling for a special election to fill the vacancy. The League opposes [SB 10](#) because it changes the process for filling a governing body vacancy and because of the costs associated with calling a special election.

5) Police Body Camera Bill Hearing Continues

The hearing for [SB 18](#), which would enact the police and citizen protection act, began on

January 29, in the Senate Corrections and Juvenile Justice Committee. Due to time constraints and the number of conferees, the hearing was continued to Monday, February 2, at 9:30 a.m., in room 118-N. [SB 18](#) has several requirements concerning the use of body cameras by law enforcement officers. As written, the bill requires most police officers to use body cameras when interacting with the public. The bill also creates certain notice requirements as well as mandatory data storage and liability issues for failure to meet the requirements. Many cities across the state already use body cameras. The League does not object to their use, however, the League opposes the unfunded mandate that [SB 18](#) would create.

6) Conceal Carry Bill Has No Effect on Cities

The House Federal and State Affairs Committee held a hearing on [HB 2074](#) this week. Last session, the Legislature amended the conceal carry statutes so that any person with a conceal carry license who carries a concealed handgun into a properly posted public building prohibiting conceal carry would not be subject to any criminal penalty. [HB 2074](#) simply resolves some conflicts in the law and clarifies that there is no criminal penalty associated with carrying a concealed handgun into a public building for an individual with a conceal carry license.

7) Other Bills & Hearings

Public Funds for Lobbying - On Thursday, the Senate Ethics and Elections Committee will hold a hearing on [SB 42](#). This bill requires lobbyists to report the amount of public funds they receive from governmental entities. The League is submitting written neutral testimony on this bill.

Massage Therapy License - On Tuesday, the Senate Public Health and Welfare Committee will hold a hearing on [SB 40](#). This bill establishes a state licensure process for massage therapists. Currently, only cities regulate massage therapists. The League does not have a position on whether the state should license massage therapists. We are testifying in opposition to section 12 of the bill, however, because it preempts a city's ability to maintain professional licensing requirements for massage therapists.

Seat Belt Safety Fund - The Senate Transportation Committee scheduled a hearing on [SB 82](#) for Tuesday, February 3, at 8:30 a.m., in room 546-S. [SB 82](#) creates the seat belt safety fund to be administered by the secretary of transportation. The fund will be used for education and promotion of the use of safety restraints in vehicles. Under this bill, seat belt fines will increase from \$10 to \$60. Municipal courts will still not be able to charge court costs. \$40 of the fine would be submitted to the state for distribution under K.S.A. 74-7336. In the end, if [SB 82](#) becomes law, a seat belt violation will result in \$20 of fine revenue for cities instead of \$10 under current law. The League will continue to monitor and support this bill.

Amending the Small Multipurpose Lakes Program - On Wednesday, The Senate Natural Resources Committee will hold a hearing on [SB 64](#). [SB 64](#) amends the Small Multipurpose Lakes Program (SMLP), which was created to take drinking water from small lakes that were originally created for flood control or other purposes. The state pays for land acquisition, engineering and construction costs, and recoups those costs by charging water users for the water. Current law requires that the state charge a minimum of 4% interest on

its costs. [SB 64](#) would eliminate that 4% floor. The League will likely submit written testimony in support of this legislation because of its potential cost-savings for cities participating in the SMLP.

Legislative Activities-February 2-6, 2015

Monday, February 2

Time	Committee	Location	Bill No.	Topic	Activ
9:00	H, PB	152-S		Working after retirement: Alan Conroy, Executive Director KPERS	Infor brief
9:30	S, CJJ	118-N	SB 18	Enacting the police and citizen protection act; relating to use of body cameras by law enforcement officers	Hea cont
1:30	H, EI	281-N	HB 2083	Campaign finance; reports; required information	Disc actic
	H, EI	281-N	HB 2082	Lobbyist Defined	Disc actic
	H, EI	281-N	HB 2108	Elections; straight ticket ballots	Disc actic
	H, EI	281-N	HB 2104	Elections; filling vacancies of nominations	Disc actic
3:30	H, Tax	582-N		Starbonds	Infor brief
	S, SCKPERS	118-N		Proposal regarding reamortization plans	Hea
	S, SCKPERS	118-N		Proposal regarding pension obligation bonds	Hea

Tuesday, February 3

Time	Committee	Location	Bill No.	Topic	Activ
8:30	S, Tr	546-S	SB 82	Creating the seat belt safety fund and increasing the fine for adult seat belt violations	Hea
9:00	H, FSA	346-S	HB 2089	Alcoholic beverages; disqualifications of hidden owners from licensure	Hea
	H, FSA	346-S	HB 2088	Alcoholic beverages; issuance of citations by the division of alcoholic beverage control	Hea
	H, VMHS	152-S	HB 2097	State fire marshal; search and rescue teams and hazardous materials response teams; tort claims immunity; emergency response fund	Hea
9:30	S, AT	548-S	SB 63	Cities; land banks; municipalities may defer or reamortize special assessments	Hea
	S, CJJ	118-N	SB 12	Battery of judges, attorneys, court services officers and mental health employees	Hea
	S, CJJ	118-N	SB 53	Relating to principles of criminal liability; liability for the crimes of another	Hea
	S, CJJ	118-N	SB 20	Increasing criminal penalties for residential burglary	Fina
1:30	H, GGB	218-N		Governor's budget recommendation for FY 16/17	Disc
	H, LG	281-N	HB 2164	Certain sewer districts; construction contract bid threshold raised	Hea
	H, Tr	582-N	HB 2044	License, registration and safety requirement for autocycle	Hea
	S, PHW	118-N	SB 40	Massage therapists licensure act	Hea
3:30	H, ANR	346-S	HB 2063	Amending the definition of project in the public water supply project loan program	Hea
	H, Tax	582-N		Overview of sales and use tax - Richard Cram, KDR	Infor brief
	H, Tax	582-N	HB 2071	Property taxation; market study analysis, persons eligible to be appointed appraiser	Hea

Wednesday, February 4

Time	Committee	Location	Bill No.	Topic	Activ
7:00	S, WMANR	159-S		Water Office	Pres

8:30	S, NR	159-S	SB 64	Public water supply storage; interest rate change	Hea
	S, NR	159-S	SB 97	Allowing contact with certain regulated animals	Hea
	S, Tr	546-S	SB 73	Definitions of certain vehicles	Hea
9:00	H, EE	582-N		Clean Power plan - Southwest Power Pool, Carl Monroe, Executive Vice President and Chief Operating Officer, Southwest Power Pool, Mike Ross, Senior Vice President for Governmental Affairs and Public Relations	Pres
	H, FSA	346-S	HB 2088	Alcoholic beverages; issuance of citations by the division of alcoholic beverage control	Hea
	H, FSA	346-S	HB 2089	Alcoholic beverages; disqualifications of hidden owners from licensure	Hea
9:30	S, EE	159-S	SB 10	Cities; filing vacancies in governing body	Hea
	S, EE	159-S	SB 26	Campaign finance; use of campaign contributions for certain expenses of spouses	Hea
1:30	H, CJJ	152-S	HB 2138	Amending provisions relating to municipal appearance bonds	Hea
3:30	H, Ju	112-N	HB 2115	Increasing the penalty for aggravated battery while driving under the influence	Hea

Thursday, February 5

Time	Committee	Location	Bill No.	Topic	Activ
9:00	H, FSA	346-S	HB 2007	Creating a law enforcement mutual aid region for critical incidents	Hea cont
	H, UT	582-N		An overview of Kansas Municipal Utilities Job Training Field Project - Colin Hansen, Executive Director, KMU	Pres
9:30	S, EE	159-S	SB 42	Governmental ethics; public funds used for lobbying	Hea
1:30	H, Tr	582-N	HB 2068	Removing requirement that bicycle use paths	Hea
3:30	H, Tax	582-N	HB 2076	Sales tax holiday	Hea

Friday, February 6

Time	Committee	Location	Bill No.	Topic	Activ
9:00	H, EE	582-N		Clean Power plan -Federal Energy Regulatory commission, commissioner Anthony Clark	Pres

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For subscription changes, address changes, comments or suggestions, contact Nikki Harrison at nharrison@lkm.org

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