



KANSAS STATE FIREFIGHTERS ASSOCIATION

MEMORANDUM

To: Interested Parties

From: John J. Federico, JD
Stephen P. Duerst, JD

Date: February 12, 2022

Re: Weekly Update – Week of February 7, 2022

Please see our Weekly Update on Kansas Legislative activities:

A SPECIAL NOTE ON FINDING BILL LANGUAGE & BILL TRACKERS

If you need to find specific language of a bill, type the number in the box under “Bill number:” on the right-hand side of [this](#) webpage. Once you find the bill listed, click that specific bill. You will find the PDF logo under the “Documents” label - click the logo...this will lead you to the text of the bill.

If there are bills that you would like *removed* from or *added* to your bill tracker, please contact Stephen Duerst (Stephen@FedericoDuerst.com).

As always, our office is more than happy to send you specific language as well.

FLURRY OF BILLS INTRODUCED & SCHEDULE ADDITIONS – PLEASE CHECK BILL TRACKER

As we end another week of the Legislative Session, there have been a flurry of bills that will be heard and worked in the coming weeks. ***We are asking all clients to please check the WEEKLY SCHEDULE (below) as well as the far-right column of your Bill Tracker (which shows upcoming hearing dates) to help stay informed on what is happening on Legislation of interest in Topeka.*** Official state calendars are posted daily and can be found [here](#).

LEGISLATURE OVERRIDES GOVERNOR’S VETO IN REDISTRICTING BATTLE

The House and Senate voted this week to override Governor Laura Kelly’s [veto](#) of the Legislature’s Congressional redistricting [plan](#). Supermajorities in both the House and Senate were able to secure [85](#) and [27](#) votes, respectfully (out of 125 members in the House and 40 in the Senate).

However, it did not come easily.

The Senate spent several hours on Monday trying to shore up support before having to [abandon the vote](#) and make procedural moves to take up the measure the next day. The House also had issues gaining votes, with many members arguing there were better maps that could be considered.

Next for the Legislature – redrawing state legislative district maps. No word yet on when those plans will be introduced or when hearings take place.

MAJOR SHAKEUP IN SENATE AS PRESIDENT REMOVES THREE MEMBERS FROM KEY COMMITTEES & LEADERSHIP ROLES

Three members of the Senate were stripped of key committee positions yesterday. Senate President [Ty Masterson](#) (R-Andover) announced the changes after all three of the Republican legislators initially refused to vote with the rest of the caucus to override Governor Kelly’s veto of the Congressional redistricting plan. The following changes were made effective Thursday:

- [Sen. Alicia Straub](#) (R-Ellinwood): Removed from Senate Local Government Committee and Senate Transparency and Ethics Committee. Removed as Vice Chair of Senate Agriculture & Natural Resources Committee (but remains on the Committee).
- [Sen. Dennis Pyle](#) (R-Hiawatha): Removed from Senate Transportation Committee and Senate Utilities Committee.
- [Sen. Mark Steffen](#) (R-Hutchinson): Removed from Senate Taxation Committee. Removed as Vice Chair of Senate Commerce Committee (but remains on the Committee).

SEVERAL TAX BILLS – INCLUDING FOOD SALES TAX REDUCTION BILL – PASS OUT OF COMMITTEE

The Senate Tax Committee passed out several bills from its committee this week. Of note, the committee took action on the following measures:

- [SB 339](#) – Reduces the state sales tax on food and food ingredients to 0%. The measure still includes the local sales and compensating use tax option.
- [SB 359](#) – Expands eligible uses for the 0% state rate for sales tax for certain utilities and the levying of sales tax on such sales by cities and counties and authorizing cities and counties to exempt such sales from such city or county taxes.
- [SB 327](#) - Excludes separately stated delivery charges from the sales or selling price for sales tax purposes.
- [SB 228](#) - Allows retailer to retain the state rate of sales and compensating use tax from movie ticket sales and concession sales.

All these measures were amended into the new base bill – SB 339 – and are all set to become effective on January 1, 2024.

APEX BILL PASSES LEGISLATURE, SIGNED BY GOVERNOR

House and Senate leadership finally came to agreement on a bill that would provide nearly \$1 billion in economic incentives for a company who is eyeing Kansas for a massive project. The company, who is still to be announced, has said Kansas is one of two states who could receive the large manufacturing operation and that it would generate over \$4 billion in investment. The bill was signed the day it was finalized by the [House](#) and [Senate](#).

While there were many components included in the [final bill](#), some of the more noteworthy provisions include:

- A refundable tax credit of up to 15% to be paid back over 10 years.
- Up to 7.5% of payroll reimbursement.
- A relocation incentive fund.
- Potentially a 4% cut in corporate income tax by .5% once per project.

No word yet on when a decision will be made by the company. It is all but confirmed that the site will be somewhere in the Johnson County area.

AUTONOMOUS VEHICLE BILL HEARD

A bill introduced by representatives from Walmart was heard on Tuesday and Wednesday in the Senate Transportation Committee. [SB379](#) would permit autonomous motor vehicles, including commercial vehicles, to operate in the “middle mile” or the “intrastate commercial movement of goods, in a business-to-business capacity, between two or more fixed point on fix, repeatable routes” regardless of whether a human operate is physically present in the vehicle. The bill would also preempt cities and counties from enacting ordinance or resolutions regulating or prohibiting the use of an autonomous vehicle (AV).

Proponents, including Walmart, noted this legislation was needed to establish a standard unfirmed code of conduct for rapidly emerging autonomous vehicle technology. Opponents generally took issue with advancing long-term policy in the infancy of AV adoption, with pushback coming from other AV producers, arguing the bill was written in a manner that limits operation of the technology to a single segment of innovators and consumers. Local Government groups also raised concerns related to preemption of local traffic laws.

No word yet on whether the bill will be worked.

WEEKLY SCHEDULE: FEBRUARY 14 – FEBRUARY 18, 2022

Schedule subject to change. Daily Session calendars may be found [here](#).

MONDAY, FEBRUARY 14

| Time | Committee | Room | Notes |
|-------------|---------------------------|-------------|---|
| 8:30 PM | S Agriculture | 144-S | Action: SB345- Animal Health Commissioner duties, SB417- fees for waste disposal areas |
| 8:30 AM | S Public Health & Welfare | 142-S | N/A |
| 8:30 AM | S Transportation | 546-S | N/A |
| 9:00 AM | H Appropriations | 112-N | N/A |
| 9:00 AM | H Fed & State | 346-S | N/A |
| 9:00 AM | H Water | 152-S | Hearing: HB2686: Establishing the Kansas Department of Water |
| 9:00 AM | H Financial Inst. & Rural | 218-N | Hearings: HB2569- Tax Credit buildings 50+ years, HB2622- motor vehicle financial protection products act, HB2623-Rural remote Worker Act |
| 9:00 AM | H Local Government | 281-N | N/A |
| 9:30 AM | S Tax | 548-S | |
| 9:30 AM | S Financial Inst. | 546-S | N/A |
| 9:30 AM | S Transparency & Ethics | 142-S | Hearings: SB386- Limiting KORA Fees, SB427-Ethic Hearings Timeframe, SB428-Federal ethics investigation, SB429- Filing campaign reports |
| 10:30 AM | S Commerce | 546-S | N/A |

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| 10:30 AM | S Fed & State | 144-S | Bill Intros; Hearing: SB351- Electronic Poll records, SB390-Req. affidavit from election workers; Possible Action |
| 10:30 AM | S Judiciary | 346-S | Hearing: SB152- Joint Liability for third-party funded litigation |
| 10:30 AM | S Ways & Means | 548-S | N/A |
| 10:30 AM | SWAM Higher Ed | 212-BN | Budget Hearing & Action: Post-Secondary Education System |
| 11:00 AM | HOUSE FLOOR | | |
| 1:30 PM | S Education | 144-S | Budget Hearing; KSDE |
| 1:30 PM | S Utilities | 548-S | Possible Action on Bills Previously Heard |
| 1:30 PM | H Ag. Budget | 118-N | Action: KCC Budget |
| 1:30 PM | H Children & Seniors | 152-S | N/A |
| 1:30 PM | H Commerce | 346-S | Final Action on Bills Previously Heard |
| 1:30 PM | H Corrections & JJ | 546-S | Briefing: Juvenile Fines; Hearing: HB2634— Requiring a waiver of extradition proceedings |
| 1:30 PM | H Education | 218-N | N/A |
| 1:30 PM | H Health & Human Ser. | 112-N | Hearings: HB2386- Reimbursement of services under dental plan, HB2545- Dental health coverage, HB2617-Sharing vital statistics |
| 1:30 PM | H Higher Ed. Budget | 281-N | Budget Hearings: KU & KU Med |
| 1:30 PM | H Transportation | 582-N | Hearings: HB2609- DL permit, HB2628- Reckless Driving >100 MPH, HB2633- City district. Plates; Action: SB101-Electric Bikes |
| 2:30 PM | SENATE FLOOR | | |
| 3:30 PM | H Agriculture | 112-N | Hearing: HB2531- Right of Way on County Road to install pipes for ag activities |
| 3:30 PM | Gen. Gov Budget | 281-N | Budget Hearing: Dental Board; Budget Action: SOS, Gov |
| 3:30 PM | H Judiciary | 582-N | Hearing: HB2652- Extending State Conditions for COVID until 2023, HB2647- Parental history of child abuse |
| 3:30 PM | H K-12 Budget | 546-S | Hearings: HB2602- Alt. Calculations virtual school grad rate, HB2615- Outside Class Credits, HB2649- Prohib. Incentives for virtual school |
| 3:30 PM | H Social Services Budget | 152-S | Budget Hearings: State Hospitals, DCF |
| 3:30 PM | H Tax | 346-S | Bill Intros; Hearing: HB2440- Property Tax exemption for retired & disabled veterans |
| 3:30 PM | H Transportation Budget | 118-N | Budget Hearings: KHP, BIDS |
| 3:30 PM | H Insurance | 218-N | Hearings: HB2612- KPERS Calc adjustment, HB2593- KPERS wait period, HB2639- Reducing KPERS wait period; Possible Action |

TUESDAY, FEBRUARY 15

| Time | Committee | Room | Notes |
|-------------|-------------------------------|-------------|---|
| 8:30 PM | S Agriculture | 144-S | Budget Hearing: Water Office |
| 8:30 AM | S Public Health & Welfare | 142-S | Hearing: SB425- DCF Sharing info with law enforcement, SB453- Req. unlicensed employees of LTC to prove competency; Possible Action |
| 8:30 AM | S Transportation | 546-S | TBA |
| 8:30 AM | SWAM Executive | 548-S | Budget Action: OITS, KDOL, Department of Admin |
| 9:00 AM | H Appropriations | 112-N | Bill Intros; Subcommittee report Gen Gov Budget; Possible Action |
| 9:00 AM | H Fed & State | 346-S | Bill Intros; Hearing: HB2677- Req. private armed guards to be identified; Possible Action |
| 9:00 AM | H Water | 152-S | Hearing: HB2686: Establishing the Kansas Department of Water |
| 9:00 AM | H Utilities & Telecom | 582-N | Briefing: Utilities regulation; Briefing: Evergy & KS Gas Service |
| 9:00 AM | H Veterans | 281-N | Briefing: VFW speakers |
| 9:30 AM | S Tax | 548-S | TBA |
| 9:30 AM | S Financial Inst. & Insurance | 546-S | Briefing: Disposition of State real property |
| 9:30 AM | S Local Government | 142-S | N/A |
| 10:30 AM | S Commerce | 546-S | Budget Action: Department of Commerce; Possible Action |
| 10:30 AM | S Fed & State | 144-S | Bill Intros; Hearings: SB418- LCC approval for election laws, SB394- Ballots returned by election day; Possible Action |
| 10:30 AM | S Judiciary | 346-S | Possible Action |
| 10:30 AM | S Ways & Means | 548-S | Budget Reports: Human Service Sub.; Hearing: SB443- Appropriations to Department of Admin for bonding options; Possible Action |
| 11:00 AM | HOUSE FLOOR | | |
| 12:00 PM | SWAM Corrections | 548-S | Budget Hearing & Action: EMS Board, Fire Marshal, KDOC |
| 1:30 PM | S Education | 144-S | Budget Hearing: School for deaf & Blind |
| 1:30 PM | S Utilities | 548-S | Hearing: SB349- Limiting increases on electric retail rates |
| 1:30 PM | H Ag. Budget | 118-N | Budget Action: Wildlife & Parks |
| 1:30 PM | H Children & Seniors | 152-S | Action: HB2271- Jurisdiction over children in need of care until age 21; Possible Action |
| 1:30 PM | H Commerce | 346-S | Briefing: BuildUp KS Workforce; Final Action on Bills previously heard |
| 1:30 PM | H Corrections & JJ | 546-S | TBA |
| 1:30 PM | H Education | 218-N | Hearing: HB2659- Sudden Cardiac Arrest Prevention Act; Final Action |
| 1:30 PM | H Health & Human Ser. | 112-N | Action: HB2281- Establishing & implementing 988 suicide prevention hotline |
| 1:30 PM | H Higher Ed. Budget | 281-N | Budget Hearing: K-State |
| 1:30 PM | H Transportation | 582-N | TBA |

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| 2:30 PM | SENATE FLOOR | | |
| 3:30 PM | H Agriculture | 112-N | Hearing: HB2530- Clarifying Meat Packaging laws |
| 3:30 PM | H Judiciary | 582-N | Hearing: HB2608- Removing provisions authorizing criminal restitution; HB2694-Third party litigation financing consumer protection act |
| 3:30 PM | H K-12 Budget | 546-S | Briefing: Achievement - Third Grade Literacy and High-Density At-Risk Weighting; Possible Action |
| 3:30 PM | H Social Services Budget | 152-S | Budget Hearing: DCF |
| 3:30 PM | H Tax | 346-S | Bill Intros; Action: HB2467- Income Tax Subtraction for armed forces, SB318- Exemption for materials used to repair damaged fencing |
| 3:30 PM | H Transportation Budget | 118-N | Budget Action: KHP, BIDS |
| 3:30 PM | H Elections | 218-N | Hearings: HB2576- Ethics Hearings, HB2577- Federal officials in ethics investigation, HB2579- Filing e-reports, HB2585- Advanced ballots |

WEDNESDAY, FEBRUARY 16

| Time | Committee | Room | Notes |
|----------|-------------------------------|-------|---|
| 8:30 PM | S Agriculture | 144-S | Budget Action: Water Office |
| 8:30 AM | S Public Health & Welfare | 142-S | Hearing: SB373- COVID trails at the Midwest stem cell therapy center; SB441-Bio Lab Accident Transparency Act |
| 8:30 AM | S Transportation | 546-S | TBA |
| 9:00 AM | H. Approps | 112-N | Update on State Hospitals; Budget report: Ag Budget |
| 9:00 AM | H Fed & State | 346-S | Bill Intros; Hearing: HB2611- Authorizing home delivery of alcoholic drinks; Possible Action |
| 9:00 AM | H Water | 152-S | Hearing: HB2686: Establishing the Kansas Department of Water |
| 9:00 AM | H Financial Inst. & Rural | 218-N | Action: HB2268- Enacting the Kansas rural home loan guarantee act |
| 9:00 AM | H Local Government | 281-N | Hearing: HB2619- Public posting of elected officials' compensation |
| 9:30 AM | S Tax | 548-S | TBA |
| 9:30 AM | S Financial Inst. & Insurance | 546-S | Budget Action: KPERS |
| 9:30 AM | S Transparency & Ethics | 142-S | Budget Action: Board of Healing Arts |
| 10:30 AM | S Commerce | 546-S | Hearing: HB2219- KS Targeted Employment Act; Briefings: Community Block Grants, Housing Resources Corp, Moderate Income Housing |
| 10:30 AM | S Fed & State | 144-S | Bill Intros; Hearing: SB404- Parimutuel Gaming License, SB391-SOS develop incumbent information; Possible Action |
| 10:30 AM | S Judiciary | 346-S | Possible Action |

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| 10:30 AM | S Ways & Means | 548-S | Hearings: SB422- Appropriations for FY23, FY24, & FY25; SB444- Supplemental appropriations for FY22-FY25; Possible Action |
| 11:00 AM | HOUSE FLOOR | | |
| 12:00 PM | SWAM Gen. Gov | 548-S | Budget Hearing & Action: Judicial Branch & Judicial Council |
| 1:30 PM | S Education | 144-S | Briefing: Parental Bill of Rights; Possible Action |
| 1:30 PM | S Utilities | 548-S | Possible Action |
| 1:30 PM | H Ag. Budget | 118-N | Budget Hearing: KDHE- Environment |
| 1:30 PM | H Children & Seniors | 152-S | Briefing: Child in need of care adoption process, Forensic eval. Of abuse of child; Possible Action |
| 1:30 PM | H Commerce | 346-S | Final Action on Bills previously heard |
| 1:30 PM | H Corrections & JJ | 546-S | TBA |
| 1:30 PM | H Education | 218-N | Hearing: HB2621- Prohibiting School of Deaf from dismissing students who gains access to hearing; Possible Action |
| 1:30 PM | H Health & Human Ser. | 112-N | Action: HB2281- 988 Suicide Hotline; Possible Action |
| 1:30 PM | H Higher Ed. Budget | 281-N | Budget Hearings: Private & Technical Colleges |
| 1:30 PM | H Transportation | 582-N | Action: HB2609- DL permit, HB2628- Reckless Driving to include speeds >100 MPH, HB2633- City distinctive Plates |
| 2:30 PM | SENATE FLOOR | | |
| 3:30 PM | H Agriculture | 112-N | Final Action on Bills previously heard |
| 3:30 PM | H General Gov. Budget | 281-N | Budget Hearing: OITS, Department of Admin; Budget Action: BOTA |
| 3:30 PM | H Judiciary | 582-N | Hearings: HB2648- criminal conviction for asset forfeiture, HB2640- Forfeiture of property <\$100k |
| 3:30 PM | H K-12 Budget | 546-S | Possible Action |
| 3:30 PM | H Social Services Budget | 152-S | Budget Hearing: DCF, KDADS |
| 3:30 PM | H Tax | 346-S | Bill Intros; Hearing: HB2394- R&D tax credit increase; Briefing: State Sale Tax Exemptions |
| 3:30 PM | H Transportation Budget | 118-N | Budget Action: KDOT |

THURSDAY, FEBRUARY 17

| Time | Committee | Room | Notes |
|---------|---------------------------|-------|--|
| 8:30 PM | S Agriculture | 144-S | TBA |
| 8:30 AM | S Public Health & Welfare | 142-S | Hearings: SB407- Eligibility for State Children's Health Insurance Program, SB440- Occupational therapist practice; Possible Action |
| 8:30 AM | S Transportation | 546-S | TBA |
| 9:00 AM | H Appropriations | 112-N | Budget Reports: Gen. Gov Budget, SSB; Possible Action |
| 9:00 AM | H Fed & State | 346-S | Bill Intros; Hearings: HB2113- Advisory Comm. on AAPI Affairs, HB2565- Req. County election officials to present read out within 30 days |

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| 9:00 AM | H Water | 152-S | Hearing: HB2686: Establishing the Kansas Department of Water |
| 9:00 AM | H Utilities & Telecom | 582-N | Briefing: Integrated Resource Planning |
| 9:00 AM | H Veterans | 281-N | Briefing: KS National Guard |
| 9:30 AM | S Tax | 548-S | TBA |
| 9:30 AM | S Financial Inst. & Insurance | 546-S | Budget Action: KPERS; Possible Action |
| 9:30 AM | S Local Government | 142-S | N/A |
| 10:30 AM | SWAM Human Services | 548-S | Budget Hearing: DCF |
| 10:30 AM | S Commerce | 546-S | Briefing: Office of Broadband Development; Possible Action |
| 10:30 AM | S Fed & State | 144-S | Bill Intros; Hearing: SB445- Prohibiting additional ballot boxes for return of ballots; Possible Action |
| 10:30 AM | S Judiciary | 346-S | Possible Action |
| 10:30 AM | S Ways & Means | 548-S | N/A |
| 11:00 AM | HOUSE FLOOR | | |
| 1:30 PM | S Education | 144-S | Hearings: SB363- Publicize ed. materials, SB393- Penalties for failure to publish materials |
| 1:30 PM | S Utilities | 548-S | Possible Action |
| 1:30 PM | H Ag. Budget | 118-N | Budget Hearing: Department of Ag |
| 1:30 PM | H Children & Seniors | 152-S | Briefing: Senior Nutrition; Possible Action |
| 1:30 PM | H Commerce | 346-S | Final Action on Bills previously heard |
| 1:30 PM | H Corrections & JJ | 546-S | TBA |
| 1:30 PM | H Education | 218-N | N/A |
| 1:30 PM | H Health & Human Ser. | 112-N | Action: HB2463- Extending & Prohibiting changes to the medical assistance program |
| 1:30 PM | H Higher Ed. Budget | 281-N | Budget Hearings: Community Colleges, Washburn U |
| 1:30 PM | H Transportation | 582-N | N/A |
| 2:30 PM | SENATE FLOOR | | |
| 3:30 PM | H Agriculture | 112-N | Hearings: HB2605- Pop. Limits for vet program, HB2532- State board of vets |
| | H Gen. Gov. Budget | 281-N | Budget Action: OITS, Department of Admin |
| 3:30 PM | H Judiciary | 582-N | TBA |
| 3:30 PM | H K-12 Budget | 546-S | Final Action on Bills previously heard |
| 3:30 PM | H Social Services Budget | 152-S | Budget Hearing (Cont.): KDADS- Public Testimony |
| 3:30 PM | H Tax | 346-S | N/A |
| 3:30 PM | H Transportation Budget | 118-N | Budget Action: KDOC |
| 3:30 PM | H Elections | 218-N | Final Action on Bills previously heard |
| 8:30 PM | S Agriculture | 144-S | TBA |

FRIDAY, FEBRUARY 18

| Time | Committee | Room | Notes |
|-------------|----------------------|-------------|--|
| 8:30 AM | SWAM Human Services | 548-S | Budget Hearing: KDADS |
| 9:00 AM | House Appropriations | 112-N | Bill Intros; Budget Presentations: Transport Budget; Possible Action |
| 9:00 AM | House Water | 152-S | Action on Bills Previously Heard |
| 10:30 AM | SWAM | 548-S | Executive Branch Budgets; Possible Action |
| 8:30 AM | SWAM Human Services | 548-S | Budget Hearing: KDADS |