Approved:	April 6, 2001
	Date

MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT COMMITTEE.

The meeting was called to order by Chairperson Barbara P. Allen at 1:30 p.m. on March 20, 2001 in Room 245-N of the Capitol.

All members were present except:

Committee staff present:

Mike Heim, Kansas Legislative Research Department

Dennis Hodgins, Kansas Legislative Research Department

Ken Wilke, Office of the Revisor of Statutes Nancy Kirkwood, Committee Secretary

Conferees appearing before the committee:

Others attending:

See attached list.

Discussion on:

HB 2406 - plats, review prior to recordation thereof

Ashley Sherard made available the committee request on plat certification in Johnson County. Ms. Sherard stated the Johnson County public Works Department, Johnson County has provided an average of 300 plat certifications annually for the past several years (Attachment 1).

Senator Schmidt passed out an amendment to <u>HB 2406</u>, section 1 (b) any county having a population of 25,000 or less the survey requirement would not apply (<u>Attachment 2</u>). <u>Senator Schmidt moved to adopt the amendment seconded by Senator Clark.</u> The motion carried.

Senator Schmidt moved to report **HB 2406** favorably as amended, seconded by Senator Huelskamp. The motion carried.

Chairperson Allen handed out a draft of a bill and explainer of possible amendments for an ethics bill. Chairperson Allen explained the differences exhibited regarding current law and the proposed changes (Attachment 3). No action was taken.

The meeting adjourned at 2:10 p.m.

The next meeting is scheduled for March 21, 2001.

SENATE ELECTIONS AND LOCAL GOVERNMENT GUEST LIST

Date March 20	
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Jim Yonally	KSUS
Ashley Shevard	Johnson County
Jera Gannaway	Gar Salos
Vera Gannaway	66C
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To:

The Honorable Barbara Allen, Chair

Members, Senate Elections & Local Government Committee

From:

Ashley Sherard

Intergovernmental Relations Manager

Date:

March 20, 2001

Subject:

Information Related to HB 2406 - Plat Certifications Provided by Counties

During the hearing on HB 2406 held on March 14, 2001, I was asked to provide certain additional information on plat certifications provided by Johnson County.

According to the Johnson County Public Works Department, Johnson County has provided an average of 300 plat certifications annually for the past several years.

The department estimates a \$50 cost for the review, which would total approximately \$15,000 per year in cost to the County.

On behalf of the Johnson County Commission, I would again urge your support for HB 2406, which would allow counties to be compensated for providing this mandated service.

Thank you for your time and consideration.

Senate Elec L Loc. Goo 03-20-01 Attachment 1 10 11

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HOUSE BILL No. 2406

By Representative Osborne

2-7

AN ACT concerning plats; relating to the review thereof; amending K.S.A. 2000 Supp. 58-2005 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas: Section 1. K.S.A. 2000 Supp. 58-2005 is hereby amended to read as follows: 58-2005. Before a subdivision plat or plat of survey may be recorded, it shall be reviewed by the county surveyor. In the absence of the county surveyor, the county engineer may contract with a land surveyor who shall review such subdivision plat or plat of survey and certify the same if in compliance with the requirements of this act. If the county does not have a designated county surveyor, the county engineer shall review the plat if the county engineer also is a registered land surveyor. In the absence of both a county surveyor and a county engineer the plat shall be reviewed by a registered land surveyor designated by the county. All cost for plat review and approval shall be charged back to the applicant for plat approval. The county shall be responsible for the enforcement of this act. The county surveyor or county engineer shall certify that such plat meets all the requirements of this act. If any such plat is required to be submitted to any planning commission for review and approval or disapproval, such review and approval duly certified upon the face of such plat shall not constitute full compliance with the review required in this section unless reviewed by the county surveyor or county engineer.

Sec. 2. K.S.A. 2000 Supp. 58-2005 is hereby repealed.

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

(b) This section shall not apply to any county having a population of 25,000 or less.

PROPOSED ETHICS BILL

Section in Proposed Bill	Current law	Proposed Change
Section 1	One of the definitions of substantial interest is if an individual or individual's spouse has owned within the preceding 12 months a legal or equitable interest exceeding \$5000, the individual has a substantial interest in that business. Therefore, any ownership interest exceeding \$5000 must be listed on a Statement of Substantial Interests filed by any individual required to file the statement.	Raise the threshold for determining when an ownership interest becomes a substantial interest to \$10,000 or more.
Section 2(a)and (b)	Legislators and legislative employees are currently prohibited from accepting or being offered gifts and entertainment in an aggregate amount of \$40 or more in a calendar year.	Reduces the gift limit that can be accepted or offered to \$5 or less. Continues the current \$40 limit that can be accepted or offered for entertainment.
2(e)	Publications published on a regular basis by trade and professional associations, foundations, or tax exempt organizations can be provided to legislators if the cost of the publication is under \$40. Under current law these publications are considered gifts.	Permits the acceptance of these publications regardless of their cost.
2(i)and (j)		Defines "recreation" and "entertainment". These definitions are currently found in rules and regulations.

Section 3(b)	State officers and employees in the Executive Branch are not permitted to solicit or accept any gift because of their official position with a few exceptions.	Permits state officers and employees to accept small gifts \$5 and under.
3(c)	State officers and employees in the Executive Branch are not permitted to accept any meals from anyone outside state government with a few exceptions.	A new exception to the meal prohibition would be added to permit acceptance of meals at events when the state officer or employee is a speaker, presenter, or panelist.
Section 4(c)(2)	Lobbyists are required to itemize all gifts, hospitality in the form of food and beverage, recreation, and entertainment with some exceptions.	Gifts having a value of \$5 or less would not have to be itemized. Added to the exceptions for itemization would be food and beverage having a value of \$15 or less. New language is added to this section to define "event". In addition the dollar threshold for food and beverage will be tied after 7-1-02 to the consumer price index.
Section 5(a)	This section of law was not amended when the statutes were amended to include new prohibitions for gifts, meals, etc. for those in the executive branch.	Technical clean-up to comply with current law.
5(b)	Lobbyists cannot give any official publication published by their organization to a legislator or legislative employee if the cost of the publication in \$40 or more.	Permits lobbyists to provide any official publication published by their organization regardless of the cost.