

Approved: 2/15/2011

Date

MINUTES OF THE HOUSE GOVERNMENT EFFICIENCY COMMITTEE

The meeting was called to order by Representative Mike Burgess, Chair, at 3:35 p.m. on January 27, 2011, in Room 546-S of the Capitol.

All members were present.

Committee staff present:

Julian Efird, Legislative Research
Iraida Orr, Legislative Research
Katherine McBride, Revisor of Statutes
Renae Jefferies, Revisor of Statutes
Linda Herrick, Committee Assistant

Conferees appearing before the Committee:

Dennis Taylor, Secretary of Administration

Others attending:

(see attached list)

Chair Burgess called for any introductions of bills. He noted there has been a request from the State Treasurer's office concerning a bill drafted in 2010 by the Revisor's office that the Treasurer does not have access to unclaimed property records from the Department of Revenue and are paying a third party to get the information. Chair Burgess made a motion for a policy change to grant the Treasurer's office access to the Department of Revenue's unclaimed property records. The motion was seconded by Representative DeGraaf, and the committee voted unanimously to approve the motion.

Chair Burgess welcomed Secretary of Administration, Dennis Taylor. His topic was the development of the Office of Repealer. Mr. Taylor began by noting that Governor Brownback issued Executive Order 11-01 which establishes the Office of the Repealer (Attachment 1). The Department of Administration is in the process of developing a framework and methodology for the Office of the Repealer to carry out the mission set forth in the Executive Order. The Executive Order calls for the office to investigate laws, regulations, and other governing instruments that are unreasonable or in conflict; to receive public comment; to recommend repeal or modification to the originating body of such law; and to keep a tracking system to follow the action taken by any originating body and to prepare regular reports to the Governor.

Secretary Taylor responded to a variety of members' questions:

- He is not aware of other states having similar offices. Representative Grange will provide him contact names for the State of Texas. Minnesota has established a Sunset Commission which is similar.
- The Office of Repealer could be involved with some excess property activities. Some high level discussion has been held about criteria to begin the prioritization process to get to the 10% of property to be sold.
- Secretary Taylor noted he is open for suggestions. He welcomes e-mails and phone calls.
- Communications will be developed to inform the public of the newly created Office of Repealer.
- Last year, some legislation was passed related to transparency, and some transparency has already been initiated.
- An incentive plan for state employee suggestions on efficiencies and savings is being discussed (similar to Kansas Quality Management).

Chair Burgess thanked Secretary Taylor for his presentation.

Chair Burgess asked if there was any other business for the committee, and there was none.

Chair Burgess noted that staff has been asked to keep the Legislators updated on implementing KLISS. Progress is being made and it will be a great product once it is live.

Representative Howell indicated his working group is getting a draft bill prepared on the rainy day stabilization fund. The Revisor of Statutes staff has drafted such a bill. The bill has not yet been submitted to the House Chief Clerk for a number.

The Chair asked if there were any other requests for introduction of bills. There were none.

The next meeting is scheduled for Monday, January 31, 2011.

The meeting was adjourned at 4:08 p.m.

[illegible]

Thank you for the opportunity to meet with the Committee to discuss the development of the process for the review of laws or regulations that are considered to be unreasonable, unduly burdensome, duplicative, onerous, and/or in conflict with other laws and regulations.

The Department of Administration is in the process of developing a framework and methodology for the development and implementation of the Office of the Repealer to carry out the mission set forth in the Executive Order 11-01 that is attached.

The Department's overall approach will be generally guided by the following process:

1. Listening (inviting and receiving input and proposals)
2. Developing (establishing criteria for the prioritization of proposals received)
3. Learning (investigating, researching, and analyzing proposals)
4. Recommending (preparing a list of proposed laws and regulations for repeal and revision)

We are presently on the very front end of the first step of the process noted above. We look forward to hearing from all Kansans, developing appropriate proposals for consideration, and making recommendations. We also look forward to suggestions concerning how we can effectively and expeditiously receive input and feedback, including the suggestions of members of this Committee.



EXECUTIVE ORDER 11-01

WHEREAS, the economic well-being of the great State of Kansas and the growth of liberty and economic opportunities for the citizens of Kansas and for Kansas businesses are major priorities of this Administration; and

WHEREAS, the citizens of Kansas and all persons doing business in the State of Kansas have a mutual interest in a system of government, laws, regulations, and other governing instruments that are reasonable, comprehensible, consistent, predictable, and minimally burdensome; and

WHEREAS, in furtherance of this Administration's constitutional duty to supervise and direct the executive departments and agencies of state government for the purpose of carrying out the laws, regulations, and other governing instruments of the State of Kansas, I have established a new common sense approach to the task of governing; and

WHEREAS, unreasonable, unduly burdensome, duplicative, onerous, and conflicting laws, regulations, and other governing instruments are detrimental to the economic well-being of Kansas; hinder the growth of liberty and opportunities for Kansans and Kansas businesses; and defy a common sense approach to governance; and

WHEREAS, there currently exists in Kansas certain laws, regulations, and other governing instruments that meet these criteria and should therefore be immediately repealed;

NOW, THEREFORE, pursuant to the authority vested in me as Governor of the State of Kansas, I hereby create within the Kansas Department of Administration a new office to be called the Office of the Repealer. The Office of the Repealer shall be directed by an executive officer to be named the State Repealer. The State Repealer shall be appointed by the Governor and shall serve at the pleasure of the Governor. The Secretary of Administration shall commit and make available to the Office of the Repealer such resources and personnel as may be required to carry out this Order at the discretion of the State Repealer.

The Office of the Repealer shall undertake as its sole task and charge the following duties:

1. The Office of the Repealer shall investigate the system of governance of the State of Kansas including its laws, regulations, and other governing instruments to determine instances in which those laws, regulations, or other governing instruments are unreasonable, unduly burdensome, duplicative, onerous, or in conflict.
2. The Office of the Repealer shall cause to be created at the earliest possible date a system for receiving public comment suggesting various laws, regulations, and other governing instruments to be considered for possible repeal by the Office of the Repealer. This system shall include an online portal for the receipt of such public comment.


3. When the Office of the Repealer shall determine that any such law, regulation, or other governing instrument meets the standard set forth in paragraph 1 above, the State Repealer shall cause a recommendation for either outright repeal or for modification to be delivered to the originating body of such law, regulation, or other governing instrument; for example, to the Legislature for laws and to the promulgating state agency for regulations. The recommendation shall set forth with specificity the justification for the requested repeal or modification. Any recommendation made by the State Repealer shall carry the full weight and force of this Administration.
4. The Office of the Repealer shall implement a tracking system to follow the action taken by any originating body on any recommendation made by the State Repealer in order to prepare regular reports to the Office of the Governor regarding the progress of repeal or modification.

The Office of the Repealer shall have the authority to determine and implement such internal policies, standards, and procedures as may be necessary for the orderly and efficient carrying out of its mission as set forth in this Order.

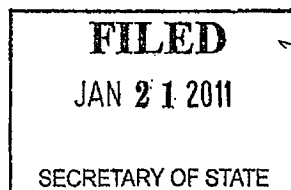
This document shall be filed with the Secretary of State as Executive Order No. 11-01 and shall become effective immediately.

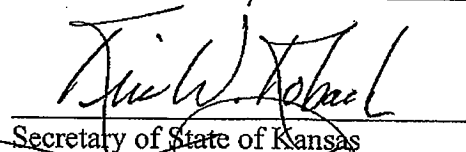
IT IS SO ORDERED.

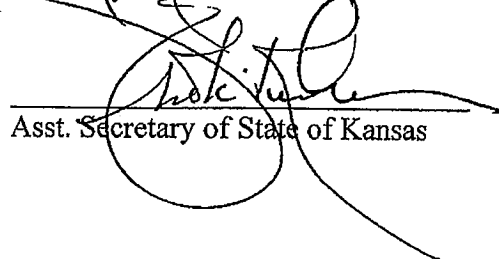
BY THE GOVERNOR:



Dated: 1/21/11




Secretary of State of Kansas


Asst. Secretary of State of Kansas