

## MINUTES OF THE HOUSE TAXATION COMMITTEE

The meeting was called to order by Chairman Richard Carlson at 3:36 p.m. on January 12, 2011, in Room 783 of the Docking State Office Building.

All members were present except:

Representative Jack—excused

Representative Kasha Kelley—excused

Committee staff present:

Gordon Self, Office of the Revisor of Statutes

Scott Wells, Office of the Revisor of Statutes

Chris Courtwright, Kansas Legislative Research Department

Michael Wales, Kansas Legislative Research Department

Marla Morris, Committee Assistant

Allen Jeffus, Office Assistant

Others attending:

See attached list.

Chairman Carlson welcomed Vice-chairman KleeB, Ranking Minority Member Nile Dillmore and members of the Committee to the 2011 House Taxation Committee. Office staff Allen Jeffus and Marla Morris were introduced.

Chairman Carlson welcomed staff from the Kansas Legislative Research Department and the Office of the Revisor. Chris Courtwright, Kansas Legislative Research Department (KLRD) introduced Michael Wales from KLRD and provided a brief overview of the resources offered through their department.

Responsibilities include the writing of Supplemental Notes and assisting the Department of Revenue in the preparation of Fiscal Notes as they pertain to Bills that come out of the Taxation Committee. Mr. Courtwright invited members of the Committee to contact their office for guidance.

Gordon Self, Office of the Revisor of Statutes introduced Scott Wells, also from the Office of the Revisor. Their office provides legal advice and drafting of any legal documents needed for deliberation by Committee members, as well as assistance in the drafting of Bills and Bill Amendments pertaining to the House Taxation Committee.

Chairman Carlson encouraged the Committee to call upon these staff members for assistance, emphasizing that both offices serve in a non-partisan manner.

The Chairman referenced the Committee Packets containing copies of the House Taxation Committee Rules and Conferee Notice (Attachment 1), and a Taxation Committee Member directory (Attachment 2). Committee members were reminded that cell phones should be turned off or silenced during the meetings.

Bill Introductions:

Representative Nile Dillmore moved for introduction of a House Bill concerning tax credits for college tuition. The motion was seconded by Representative Melody McCray-Miller. The motion carried.

John Peterson, on behalf of Hills Pet Nutrition and other companies, requested introduction of a bill that would make three amendments to the High Performance Incentive Program (HPIP). Representative Marvin KleeB moved introduction of requested bill and Representative Nile Dillmore seconded the motion. The motion carried.

Members of the Taxation Committee were invited by the Chairman to introduce themselves and identify their home districts.

The next meeting is scheduled for January 18, 2011, in Room 783 of the Docking State Office Building.

The meeting adjourned at 3:51 p.m.

# HOUSE TAXATION COMMITTEE

DATE: January 12, 2011

NAME	REPRESENTING
Dina Fisk	VERIZON
Larry R Baer	LKM
Derek Hen	HEN LAW FIRM
Gessy Shalboard	Shalboard Consulting
Mandy Hill	SCOTTS
Kelly Wenzel	Kearney & Assoc.
Scott Paradise	Hartman Oil Co.
Michelle Porter	Cap Strategies
Jane Carter	KOZE
TERRY FORSYTH	KWER
<del>Brian Weber</del>	
Alicia Weber	w/ Brian Weber
Heather Oentrich	KAAA
Leslie Kaufman	Ks Coop Council
Surray Braden	GBA

2011  
**HOUSE TAXATION COMMITTEE RULES**

1. In any case where committee rules do not apply, House Rules shall govern. All powers, duties and responsibilities not addressed herein are reserved to the chair.
2. Cellular phones and other electronic devices with audible tones are prohibited in the Taxation Committee Room, unless audible tones or ringers are disabled.
3. The chair shall determine the committee agenda, including scheduling and the order of business.
4. The chair reserves the right to limit testimony that is cumulative in nature and may limit testimony, when necessary, to a specific number of minutes.
5. Committee members shall not address conferees until and unless permission is granted by the chair.
6. The chair reserves the right to limit questioning of conferees by committee members in the interest of time and in the interest of fairness to conferees and other committee members.
7. No conferee shall be interrupted during the presentation of their testimony, except with the permission of the chair.
8. Questioning of a conferee shall be limited to the subject matter on the agenda for the day, except as may otherwise be allowed by the chair.
9. Committee members shall not be approached during a committee hearing or deliberations by anyone other than fellow legislative members or legislative staff.
10. No bill or resolution shall be taken up for a committee vote unless announced by the chair.
11. A motion requires a second to be in order.
12. After the main motion to pass out favorable or not favorable is seconded, the committee shall take amendments to the main motion. Amendments to the main motion may be limited by the chair in the interest of time.
13. A substitute motion is in order, but no additional substitute motion shall be in order until the prior substitute motion is disposed of.
14. Amendments to motions are not in order except upon consent of the member making the motion and his or her second.
15. A motion to table or take from the table shall be in order only when such item is on the agenda or is taken up by the chair. The motion requires a simple majority of those present and is, unless otherwise determined by the chair, non-debatable.
16. There shall be no recording, audibly, photographically or otherwise, of committee voting except by the committee secretary.
17. A request from any member that their vote be recorded shall be granted.
18. Granting excused absences is reserved to the chair.
19. The chair reserves the right to take such action as may be necessary to prevent disruptive behavior in the committee room during hearings and deliberations.
20. Adjournment is reserved to the chair.

House Taxation  
Date: 1-12-11  
Attachment: 1

## HOUSE TAXATION NOTICE TO CONFEREES

It is the policy of the House Taxation Committee to ensure and promote free and open discussion of matters coming before the Committee. Because of the importance of issues that are to be discussed, certain rules are necessary. Just as there are rules relating to the conduct of committee business when matters are debated among committee members, the following rules apply to the hearing process itself. Any questions about these rules should be directed to the committee chairman.

By appearing before the Committee each conferee is presumed to have read the rules and therefore has agreed to be bound by these rules.

We thank you for your understanding of and compliance with these rules.

1. The Chair shall determine the committee agenda, including scheduling and the order of business.
2. Individuals wishing to appear and provide verbal testimony before the committee **MUST** notify the committee secretary **24 hours in advance of the hearing**, unless a hearing is scheduled with less than 48 hours notice. In case of the latter, **6 hours prior notice MUST** be given.
3. Testimony **MUST** be in written form and 45 copies made available to staff prior to testifying.
4. Conferees **SHALL NOT** read their testimony. Rather, testimony should be presented in a summary fashion. Conferees shall introduce themselves, identify on whose behalf they are appearing, identify whether they are a proponent, opponent or neutral on the bill and as briefly as possible, state the reason for their position.
5. If suggested amendment(s) are to be offered, a proposed draft of the amendment(s) must be provided to the staff.
6. Conferees shall address their remarks during testimony to committee members and staff only.
7. Where the number of hearings and/or conferees scheduled warrant time limitation, the Chairman may limit testimony to a specific number of minutes. The Chairman reserves the right to limit testimony that is cumulative in nature or testimony that is, in the judgment of the Chairman, not relevant to the matter under consideration.
8. Testimony shall relate to the subject matter of the measure under consideration. Conferees testifying on unrelated subjects will be admonished and if unrelated testimony continues, the Chairman will terminate that conferee's testimony.
9. While the taking of testimony is not preceded with the formality of an oath, by appearing before the committee, every conferee hereby certifies that his or her testimony is truthful, based upon facts that are capable of verification and offered in good faith. Conferees shall promptly bring to the committee's attention any qualifications or corrections in their testimony.
10. The Chairman reserves the right to take such action as maybe necessary to prevent disruptive behavior in the committee room during hearings and deliberations.
11. The Chairman reserves the right to take such action as may be necessary when a violation of these rules is suspected.
12. Cellular phones and pagers with audible tones must be turned off or disabled while in the committee room.
13. Committee members shall not be approached during committee hearings or deliberation by anyone other than fellow legislative members or legislative staff.
14. There shall be no recording, audibly, photographically or otherwise, of committee voting except by the committee secretary.

## 2011 HOUSE TAXATION COMMITTEE

Legislator	Office Location	Office Assistant	Telephone Number
Rep. Richard Carlson, Chairman	274-W	Allen Jeffus	6-7660
Rep. Marvin Kleeb, Vice-Chairman	452-S	Carol Bainum	6-7680
Rep. Nile Dillmore, Ranking Minority Member	43B-S	Laura Mankin	6-7698
Rep. Steve Brunk	149-S	Melba Waggoner	6-7645
Rep. Terry Calloway	DSOB	Rita Whightsil	6-7677
Rep. Jim Denning	DSOB	Jackie Zabokrtsky	6-7665
Rep. Owen Donohoe	173-W	Nancy Gilchrist	6-7695
Rep. Stan Frownfelter	DSOB	Phyllis Sisson	6-7648
Rep. Sean Gatewood	DSOB	Phyllis Sisson	6-7648
Rep. Mario Goico	268-W	Ann Deitcher	6-7663
Rep. Gary Hayzlett	274-W	Betty Boaz	6-7640
<b>Rep. Aaron Jack (Will have Replacement)</b>	DSOB	Leota Golden	6-7699
Rep. Kasha Kelley	165-W	Marilyn Sanderson	6-7671
Rep. Melody McCray-Miller	DSOB	Linda Frey	6-7687
Rep. Eber Phelps	276-W	Pam Parker	6-7691
Rep. Larry Powell	149-S	Kay Scarlett	6-7694
Rep. Willie Prescott	DSOB	Phyllis Kinder	6-7644
Rep. Don Schroeder	167-W	Cheryl Coffman	6-7500
Rep. Scott Schwab	561-W	Diane Brian	6-7632
Rep. Sharon Schwartz	149-S	Shirley Jepson	6-7637
Rep. Caryn Tyson	DSOB	LaVerne Engelhardt	6-6838
Rep. Brian Weber	DSOB	Georgana Carson	6-7646
Rep. Kathy Wolfe-Moore	DSOB	Linda Frey	6-7687
<b>Staff</b>			
Chris Courtwright, Legislative Research Dept.			6-7879
Michael Wales, Legislative Research Dept.			1-0513
Gordon Self, Revisor of Statutes			6-3394
Scott Wells, Revisor of Statutes			6-3457
Marla Morris, Committee Assistant			6-4830
Alan Jeffus, Office Assistant			6-7660

House Taxation  
Date: 1-12-11  
Attachment: #2