

MINUTES OF THE SENATE COMMERCE COMMITTEE

The meeting was called to order by Chairperson Karin Brownlee at 8:30 a.m. on March 9, 2004 in Room 123-S of the Capitol.

All members were present.

Committee staff present:

Kathie Sparks, Legislative Research
Susan Kannarr, Legislative Research
Helen Pedigo, Revisor of Statutes
Nikki Kraus, Committee Secretary

Conferees appearing before the committee:

L.J. Leatherman, KTLA
Martha Neu Smith, Kansas Manufactured Housing Association
Joan Wagon, Secretary, Department of Revenue

Others attending:

See Attached List.

The committee continued the public hearing on:

SB 445–Fairness in private construction contracts

Mr. Leatherman testified in opposition to the bill. ([Attachment 1](#))

Ms. Neu Smith testified in opposition to the bill. ([Attachment 2](#))

Chairperson Brownlee stated that the committee would leave the hearing open so that the conferee from the AIA would be able to testify the following day.

Chairperson Brownlee opened the public hearing on:

HB 2719–An act concerning the Kansas manufactured housing act

Ms. Smith testified in favor of the bill. ([Attachment 3](#))

Written testimony in favor of the bill was provided by:

Rod Cellmer, General Manager, Schult Homes, Plainville, KS ([Attachment 4](#))
Richard Krell, Division Manager, Liberty Homes, Inc. ([Attachment 5](#))
Garrett L. Wright, Vice President, D & H Homes ([Attachment 6](#))
Danny Burtzloff, LMH Homes ([Attachment 7](#))
Dayne Rinehart, President, Village Homes ([Attachment 8](#))
Tom Byrne, Royal Supply, Inc. ([Attachment 9](#))

Secretary Wagon testified in opposition to the bill and provided the committee with proposed amendments. ([Attachment 10](#))

Senator Wagle asked if the state would incur some type of liability if it inspected the homes, and Secretary Wagon stated that without the inspections, there would be some kind of liability. The Secretary stated that the Department of Revenue could not be in charge of the inspections. Senator Barone asked who should be in charge of them, and the Secretary replied that although Revenue would prefer it not be them, if it was going to be her department, they would prefer to do a good job. Senator Jordan asked what would happen if the state was not in compliance, and Secretary Wagon replied that the Feds would come in and take over administration, which would be fine with her.

Chairperson Brownlee closed the hearing on **HB 2719** and adjourned the meeting. The next meeting will be at 8:30 a.m. on March 10, 2004 in Room 123-S of the Capitol.