



KANSAS STATE FIREFIGHTERS ASSOCIATION

MEMORANDUM

To: Interested Parties

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

Date: February 4, 2022

Re: Weekly Update - Week of January 31, 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.

SESSION ACTIVITY PICKS UP – PLEASE CHECK THE WEEKLY SCHEDULE & YOUR UPDATED BILL TRACKER

As we enter the fifth 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 your Bill Tracker 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](#).

WINTER STORM LANDON INTERRUPTS LEGISLATURE

A winter storm which spread from the Rocky Mountains to the Great Plains, Midwest and Northeast interrupted the Kansas Legislative Schedule this week. Winter Storm [Landon](#) brought ice, snow and freezing temperatures to the state and caused House and Senate leadership to call-off most committee meetings on Wednesday and Thursday. As a result, many have been rescheduled for next week.

GOVERNOR VETOES REDISTRICTING MAP

Governor Laura Kelly [announced](#) late Thursday that she has vetoed a plan to redraw Congressional districts that was sent to her desk. The map – [dubbed Ad Astra 2](#) – was passed by the [House](#) and [Senate](#) along party lines. In statements issued Thursday, both [House](#) and [Senate](#) leadership noted they would work to override the Governor’s actions.

IT PROJECTS OVERSIGHT BILL HEARD IN COMMITTEE

After almost a year of discussion, the [House Appropriations Committee](#) heard a bill that proponents hope will help provide more oversight over the state's IT projects. [HB2548](#) would change reporting requirements to be based on a risk-based model rather than a monetary threshold. As outlined in the bill, security, cost, and other key risk indicators will be used to determine whether a project is reportable, which proponents hope will provide a more holistic review of particular projects.

The bill also allows the [Joint Committee on Information Technology](#) (JCIT) to advise and consult on projects that pose a significant business risk as determined by [Information Technology Executive Council](#) (ITEC) policies. As part of that process, project presentations can be provided to the full committee if requested by two or more members of JCIT. The bill also provides updates and clarifies provisions to the [Kansas Cybersecurity Act](#).

The bill is being supported by Rep. [Kyle Hoffman](#) (R-Coldwater) who is currently the Chair of JCIT (another principal sponsor of the bill) and Vice Chair of the powerful House Appropriations Committee. No word yet on when the bill will be worked.

BUDGET HEARINGS BEGIN

Budget subcommittees in both the House and Senate began to hear various budgets this week before reporting out before their respective full appropriations committees. State agencies, stakeholders and others presented to several budget panels this week.

As a reminder, the Legislature has the ability to accept, modify, reject or totally rebuild the state's budget, regardless of the Governor's recommendations. Similar to previous years, Republican leadership in both the House and Senate are expected to make changes to the Democratic Governor's plan.

RESTRICTIONS ON WIND TURBINES TO BE CONSIDERED

Lawmakers will address an issue next week that could impact wind turbines that are being deployed across the state. [SB353](#) would require wind turbine developers to submit construction applications to the local board of county commissioners and would outline certain setback and other construction requirements. The bill would also call for county commissioners to publish notice and hold hearings if a turbine wants to be constructed. Turbine acoustic noise measurement tests would be required to be performed by the developer and requirements for insurance that needs to be held by the developer are also outlined in the bill.

The bill is one of several measures that imposes more restrictions on wind and solar energy developments that has been introduced this year. It is expected to have two days of hearings next week in the [Utilities Committee](#). The measure was requested for introduction by the committee's Chairman, Sen. [Mike Thompson](#) (R-Shawnee). Kansas is one of the [top states](#) that generates its electricity from wind.

BILL REQUIRING OTHER TYPES OF COVID-19 TREATMENTS TO BE WORKED; POSSIBLE VOTE TO OCCUR

The Senate [Public Health & Welfare Committee](#) will work a [bill](#) that would allow for doctors to prescribe and dispense certain medications to prevent and treat COVID-19. SB381 would require pharmacists to dispense the medications, which would include, but are not limited to, hydroxychloroquine sulfate and ivermectin. The bill would also contain provisions that would prevent civil suits from being brought against pharmacists and healthcare providers dispensing the medication and would prohibit the Board of Pharmacy from sanctioning any provider from providing the drugs. The liability provisions would be retroactive to the beginning of the COVID-19 pandemic: March 12, 2020.

A committee hearing was held on the bill on January 25, 2022 and had to be extended into the next day due to the number of conferees. Opponents of the measure include the state's largest medical providers, such as the [University of Kansas Health System and Ascension Via Christi Health](#). Proponents included physicians, including Sen. Dr. [Mark Steffen](#) (R-Hutchison) who is a primary [supporter](#) of the bill, and private citizens.

If the bill is worked and successfully passed out of committee, it will be sent to the full Senate Committee.

ECONOMIC INCENTIVE BILL STALLS IN HOUSE COMMITTEE; DEBATE TO CONTINUE NEXT WEEK

A [measure](#) that would help Kansas stay in the running for a massive investment project by a yet-to-be announced company was stalled this week in House Committee. The bill passed the Senate late last week by a vote of [37-2](#), although it was amended with some provisions that could negatively impact the state's ability to successfully win the mysterious project, including taking away the refundable element of the Investment Tax Credit.

House leadership, led by Speaker Pro Tem [Blaine Finch](#) (R-Ottawa) unveiled some new ideas on Thursday, including: new provisions on corporate income tax, refundability of the investment tax credit, payroll tax refund caps, reimbursement for training costs for suppliers, and provisions for local governments to allow how much property tax abatement the project would receive. That plan is expected to be fully vetted Monday.

The bill is being pushed hard by the Governor's office, and by some members of House and Senate leadership, who are trying to win a massive manufacturing project that is expected to bring in \$4 billion in investment to the state. It is also supposed to generate an annual investment of \$2.5 billion in economic activity and create 8,000 jobs, making it one of the biggest deals in Kansas history.

SEVERAL HOUSING DEVELOPMENT AND INVESTMENT BILLS INTRODUCED

Following several years of record high housing prices, and record low housing inventory, a number of bills have been introduced this Session in the [Senate Federal & State Affairs Committee](#) that are designed to help solve these ongoing problems. These bills include the following:

- [SB369](#) – This proposal would allow for a tax credit for qualifying low-income housing projects. The projects would be determined by the Kansas Housing Resource Corporation. The bill will have a hearing February 9.
- [SB375](#) – This measure would provide for tax credits for investment in residential housing projects in underserved rural and urban communities to accommodate for new employees. Qualified housing projects that fit the criteria established by the bill would need to apply for such a designation, which would then be decided by the Secretary of Commerce. The bill will have a hearing February 7.
- [SB376](#) – SB376 would generally expand current Kansas housing programs, such as the Kansas Rural Housing Incentive District, to allow use of bond proceeds for construction of residential homes to include the city of Topeka, increasing availability of loans or grants to rural communities for moderate income housing, establishing a program for urban communities for moderate income housing and permit housing developments to include manufactured or modular housing. The bill will also have a hearing February 7.

WEEKLY SCHEDULE: FEBRUARY 7 – FEBRUARY 11, 2022

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

MONDAY, JANUARY 7

Time	Committee	Room	Notes
8:30 PM	S Agriculture	144-S	Bill Intros; Budget Action: Wildlife & Parks
8:30 AM	S Public Health & Welfare	142-S	Bill Intros; Hearing: SB348- Exempting threading from Cosmetology; Action: SB343- Hearing Impaired, SB129- Dental Therapists
8:30 AM	S Transportation	546-S	N/A
9:00 AM	H Appropriations	112-N	Budget Presentations: Higher Ed, SSB, Transportation; Possible Action
9:00 AM	H Fed & State	346-S	N/A
9:00 AM	H Water	152-S	N/A
9:00 AM	H Financial Inst. & Rural	218-N	Bill Intros; Hearing: HB2554- TEFFI Charter, SB337- TEFFI Charter; Review on HB2268- Rural Home Loan Guarantee Act; Briefing: Rural Devo
9:00 AM	H Local Government	281-N	N/A
9:30 AM	S Tax	548-S	N/A
9:30 AM	S Financial Inst.	546-S	Action: SB331, SB335- Exempting certain health insurance providers from annual premium tax, SB336, SB377-TEFFI Act, SB392
9:30 AM	S Transparency & Ethics	142-S	Budget Action: Department of Credit Unions, Board of Accountancy
10:30 AM	SWAM Human Services	548-S	Action: HC Stabilization Fund, KDHE-Health
10:30 AM	S Commerce	546-S	N/A
10:30 AM	S Fed & State	144-S	Bill Intros; Hearings: SB375- Enacting the Kansas housing investor tax credit act, SB376- Rural incentive district
10:30 AM	S Judiciary	346-S	Bill Intros; Hearings: SB368- Sex Offender Registry Provisions, HB2366- Req. prosecutors to disclose testimony to KBI; Possible Action
10:30 AM	S Ways & Means	548-S	N/A
11:00 AM	HOUSE FLOOR		
1:30 PM	S Education	144-S	Bill Intros; Confirmation Hearing: Carl Ice for KBOR
1:30 PM	S Utilities	548-S	Briefing: Wind Turbines and Health Risks
1:30 PM	H Ag. Budget	118-N	Bill Intros; Budget Hearings: State Fair, Department of Commerce
1:30 PM	H Children & Seniors	152-S	Briefing: Child Death Review Board
1:30 PM	H Commerce	346-S	Bill Intros; Action: SB347- APEX Bill; Possible Action
1:30 PM	H Corrections & JJ	546-S	N/A

1:30 PM	H Education	218-N	N/A
1:30 PM	H Health & Human Ser.	112-N	Bill Intros
1:30 PM	H Higher Ed. Budget	281-N	Bill Intros; Budget Hearing: PSU
1:30 PM	H Transportation	582-N	Hearing: HB2503: Req. Bill of Sale for antique vehicle certificate of title application; Action on Distinctive plates and renaming
2:30 PM	SENATE FLOOR		
3:30 PM	H Agriculture	112-N	Briefing: KS Food systems
3:30 PM	Gen. Gov. Budget	281-N	Bill Intros; Budget Hearing: KPERS; Action: KS Lottery
3:30 PM	H Judiciary	582-N	Bill Intros; Hearings: HB2556- prohibit denial petition due to inability to pay; HB2557- denial due to pay, HB2575- Auto expungement
3:30 PM	H K-12 Budget	546-S	Bill Intros; Budget Hearing: KS School for Blind; Possible Action
3:30 PM	H Social Services Budget	152-S	Bill Intros; Budget Hearing: KDHE
3:30 PM	H Tax	346-S	Bill Intros; Hearings: HB2461- Sales tax exemption hygiene products, HB2558- Income tax subtraction for K-TRACS
3:30 PM	H Transportation Budget	118-N	Bill Intros; KS Adjutant General, KS Sentencing Commission
3:30 PM	H Insurance	218-N	PANS/PANDAS Report; Hearings: SB199- Short-term limited duration Health Plans, HB2586- KS Work & Save; Possible Action

TUESDAY, FEBRUARY 8

Time	Committee	Room	Notes
8:30 PM	S Agriculture	144-S	Budget Hearing; KS Dep. of Ag
8:30 AM	S Public Health & Welfare	142-S	Budget Hearings: Guardianship Program; Action: SB381- Allowing off-label prescription for COVID, SB348- Threading and Cosmetology
8:30 AM	S Transportation	546-S	Cont. Hearing: SB379- regulation of autonomous motor vehicles.
9:00 AM	H Appropriations	112-N	Bill Intros; Hearing: HB2591- Repealing funds for abandoned oil & gas; Budget Pres: Gen. Gov Budget; Possible Action
9:00 AM	H Fed & State	346-S	Bill Intros; Hearing: HB2528: Inflatable Rides related to Amusement Ride Act
9:00 AM	H Water	152-S	N/A
9:00 AM	H Utilities & Telecom	582-N	Briefings: Advanced Energy Solutions
9:00 AM	H Veterans	281-N	Briefing: KS Lottery; Possible Action

9:30 AM	S Tax	548-S	Bill Intros; Hearings: HB2316- Eliminating prohibition of credit card surcharge, SB359- 0% sales tax for certain utilities
9:30 AM	S Financial Inst. & Insurance	546-S	Hearing: SB400- Updating the Kansas Uniform Trust Code
9:30 AM	S Local Government	142-S	N/A
10:30 AM	S Commerce	546-S	Budget Hearing: Department of Commerce
10:30 AM	S Fed & State	144-S	Budget Hearing: Lottery, Racing & Gaming; Hearing: Authorizing land to Shawnee Tribe; Possible Action
10:30 AM	S Judiciary	346-S	Hearing: SB385- Requiring registration for certain crimes, SB408- Penalties for mail theft; Action: HB2361- Specialty Courts
10:30 AM	S Ways & Means	548-S	Subcommittee Report on Budgets: Legislative Budgets
11:00 AM	HOUSE FLOOR		
12:00 PM	KDHE Human Services	548-S	State Hospitals for I/DD
1:30 PM	S Education	144-S	Bill Intros; Confirmation Hearing: Cynthia Lane for KBOR
1:30 PM	S Utilities	548-S	Briefing: Wind Turbines and Health Risks
1:30 PM	H Ag. Budget	118-N	Budget Hearing: KCC; Budget Action: Department of Commerce
1:30 PM	H Children & Seniors	152-S	Action: HB2271- Jurisdiction over children in need of care; Possible Action
1:30 PM	H Commerce	346-S	Briefing: Kansas Labor Economy; Possible Action
1:30 PM	H Corrections & JJ	546-S	Action: HB2516- Offender status, HB2517- Oversight Drug Abuse Programs, HB2471- Prohibiting Restraints, HB2515- KS offender act
1:30 PM	H Education	218-N	Hearing: HB2505- Exemptions for readiness assessments under data privacy act; Possible Action
1:30 PM	H Health & Human Ser.	112-N	Briefing: K-TRACS Report; Hearing: HB2386- Dental Benefit Plan, HB2545- Non-Covered dental procedures under insurance
1:30 PM	H Higher Ed. Budget	281-N	Budget Hearing: KBOR
1:30 PM	H Transportation	582-N	Hearing; HB2567- Inc. Fees to account for County Treasurers changing admin costs
2:30 PM	SENATE FLOOR		
3:30 PM	H Agriculture	112-N	Briefing: KS Healthy Food Initiative
	Gen. Gov. Budget	281-N	Briefing: Human Rights Commission, Office Admin Hearings; Budget Action: KPERS
3:30 PM	H Judiciary	582-N	Hearing: HB2536- Rights for Sex Assault Victims. HB2507- Adding crime of Denial of civil rights based on disability
3:30 PM	H K-12 Budget	546-S	Budget Action: School for Blind; Briefing: Tax Credit Incentive Scholarship Program

3:30 PM	H Social Services Budget	152-S	Budget Hearing: KDHE
3:30 PM	H Tax	346-S	Bill Intros; Hearings: HB2148- Sales Tax exemption Gage Park, HB2186- Allowing single sale apportionment of business income
3:30 PM	H Transportation Budget	118-N	Budget Hearings; KBI, Peace Officers; Budget Action: KS Sentencing Commission
3:30 PM	H Elections	218-N	Briefing: SOS Election Overview

WEDNESDAY, FEBRUARY 9

Time	Committee	Room	Notes
8:30 PM	S Agriculture	144-S	Budget Hearing: KDHE
8:30 AM	S Public Health & Welfare	142-S	Hearing: SB387- Reinstating social worker applicant option for board-approved postgraduate supervised experience
8:30 AM	S Transportation	546-S	Budget Hearing: Senate Transportation
9:00 AM	H. Approps	112-N	Bill Intros; Hearing: HB2541- Docket fees to SGF; Budget Presentation: Ag Budget
9:00 AM	H Fed & State	346-S	Briefing: KS Lottery; Hearing: SB2- Allowing consumption of beer on State Fairgrounds; Possible Action
9:00 AM	H Water	152-S	N/A
9:00 AM	H Financial Inst. & Rural	218-N	Action: SB337- Charter for TEFFI, HB2489-Amending TEFFI Act, HB2568- Amending Kansas Mortgage Business Act
9:00 AM	H Local Government	281-N	Hearing: HB2518- Amending General Improvement of Improvement Districts, HB2549- Zoning related to group home locations
9:30 AM	S Tax	548-S	Bill Intros; Budget Hearings: BOTA, Department of Revenue; Possible Action
9:30 AM	S Financial Inst. & Insurance	546-S	Hearing: Adopting the national association of insurance commissioner's amendments to the unfair trade practices act
9:30 AM	S Transparency & Ethics	142-S	Action on Agency Budgets previously heard
10:30 AM	S Commerce	546-S	Briefing: BASE Program; Budget Action: Department of Commerce
10:30 AM	S Fed & State	144-S	Bill Intros; Hearing: SB369- Kansas affordable housing tax credit act; Possible Action
10:30 AM	S Judiciary	346-S	Hearings: SB343- KORA restrictions for Plate Reader Devices, SB435- Expanding officer jurisdiction; Possible Action
10:30 AM	S Ways & Means	548-S	Subcommittee Report on Budgets: KDHE-Health, HC Stabilization Fund; Hearing: SB241- Transfer from SGF to KPERS
11:00 AM	HOUSE FLOOR		

1:30 PM	S Education	144-S	Bill Intros; Confirmation Hearing: Winton Winter for KBOR
1:30 PM	S Utilities	548-S	Hearing (Proponents): SB353- Establishing requirements for wind energy facilities
1:30 PM	H Ag. Budget	118-N	Budget Hearing: CURB; Budget Action: State Fair, KCC
1:30 PM	H Children & Seniors	152-S	Briefing: Child Abuse Investigations, Grandparents as Caregivers; Hearing: HB2582- DCF share info with law enforcement; Possible Action
1:30 PM	H Commerce	346-S	N/A
1:30 PM	H Corrections & JJ	546-S	TBA
1:30 PM	H Education	218-N	Briefing: K-12 IT Security Issues, Higher Education Issues; Possible Action
1:30 PM	H Health & Human Ser.	112-N	Briefing: Foster Care Overview
1:30 PM	H Higher Ed. Budget	281-N	Budget Hearing: FHSU
1:30 PM	H Transportation	582-N	TBA
2:30 PM	SENATE FLOOR		
3:30 PM	H Agriculture	112-N	Hearing: HB2531- Allowing certain use of right-of-way for purpose of pipelines for ag purposes
3:30 PM	H General Gov. Budget	281-N	Budget Hearings: State Treasurer, AG; Budget Action: Human Rights Commission, Office of Admin. Hearings
3:30 PM	H Judiciary	582-N	Hearings: HB2574- Compensation related to mental health counseling, HB2542- Crime of abuse of sports official; Final Action
3:30 PM	H K-12 Budget	546-S	Briefing: Special Education; Possible Action
3:30 PM	H Social Services Budget	152-S	Budget Hearings: KDHE, Parsons, KNI
3:30 PM	H Tax	346-S	Bill Intros; Hearing: HB2571- Deduction from sales tax when buying vehicle within 180 days
3:30 PM	H Transportation Budget	118-N	Budget Action: KBI, Peace Officers
3:30 PM	H Insurance	218-N	Hearings: HB2509- Expanding DROP to KP&F Members, Transferring \$1 bil from SGF to KPERS; Final Action

THURSDAY, FEBRUARY 10

Time	Committee	Room	Notes
8:30 PM	S Agriculture	144-S	Budget Action: Department of Ag, KDHE
8:30 AM	S Public Health & Welfare	142-S	Budget Action: KGP & KCAVO; Hearing: SB168- Updating K-TRACS
8:30 AM	S Transportation	546-S	N/A
8:30 AM	SWAM Executive	548-S	Budget hearing: OITS
9:00 AM	H Appropriations	112-N	Bill Intros; Budget Presentation: Higher Ed. Budget, Gen. Gov Budget, Legislative Budget

9:00 AM	H Fed & State	346-S	Bill Intros; Hearings: HB2570- Audits of elections decided by <1%; HCR5027- Calling for Convention of States
9:00 AM	H Water	152-S	N/A
9:00 AM	H Utilities & Telecom	582-N	Briefing: Connectivity & Broadband Investments in KS, Update on Statewide Broadband Expansion
9:00 AM	H Veterans	281-N	Presentation: State Treasurer on Unclaimed Military Memorabilia
9:30 AM	S Tax	548-S	Bill Intros; Budget Action: BOTA, Department of Revenue; Hearings: SB430- Allowing NOL Carryback, SB431- Levy rate tied to school levy
9:30 AM	S Financial Inst. & Insurance	546-S	Budget Hearing & Action: Office of State Treasurer
9:30 AM	S Local Government	142-S	N/A
10:30 AM	S Commerce	546-S	Hearing: SB382- Provisions for real estate brokers; Briefing: Small Business Development Center; Possible Action
10:30 AM	S Fed & State	144-S	Bill Intros; Hearings: SB388- Req. USPS must deliver advanced ballots, SB389- Req. paper ballots; Budget Action: Lottery, Racing & Gaming
10:30 AM	S Judiciary	346-S	Hearing: SB419- Expanding attendance at Kansas law enforcement training center
10:30 AM	SWAM Human Services	548-S	Budget Action: State Hospitals for I/DD & Mental Health
11:00 AM	HOUSE FLOOR		
12:00 PM	JC on State Building	159-S	Follow-up on KDOT Lease Agreement; Capital Improvement Budgets
1:30 PM	S Education	144-S	Action on KBOR Confirmations; Hearing SB362- Req. school needs assessment for budgeting
1:30 PM	S Utilities	548-S	Hearing (Opponents): SB353- Establishing requirements for wind energy facilities
1:30 PM	H Ag. Budget	118-N	Briefing: Rural Economic Review; Action: CURB Budget
1:30 PM	H Children & Seniors	152-S	Briefing: LTC Ombudsman; Possible Action
1:30 PM	H Commerce	346-S	N/A
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	N/A
1:30 PM	H Higher Ed. Budget	281-N	Budget Hearing: Emporia State University
1:30 PM	H Transportation	582-N	N/A
2:30 PM	SENATE FLOOR		
3:30 PM	H Agriculture	112-N	Hearing: HB2563- Concerning Seed law and the Industrial Hemp Act; Possible Action

3:30 PM	Gen. Gov. Budget	281-N	Budget Hearing: Office of Gov., SOS Budget; Budget Action: State Treasurer, AG
3:30 PM	H Judiciary	582-N	Possible Action
3:30 PM	H K-12 Budget	546-S	N/A
3:30 PM	H Social Services Budget	152-S	Budget hearings: State Hospitals
3:30 PM	H Tax	346-S	Bill Intros; Hearing: HB2499- Providing refund of Sales Tax for Telecomm services
3:30 PM	H Transportation Budget	118-N	Budget Hearing: Department of Corrections
3:30 PM	H Elections	218-N	Hearings: HB2486- Use of Electronic Poll Books, HB2555- Req. County Election officer to send confirmation after four years inactivity

FRIDAY, FEBRUARY 11

Time	Committee	Room	Notes
8:30 AM	Senate Agriculture	144-S	Hearings: SB345- Animal Health Commissioner imposing civil penalties, SB417- Renewal fees for solid waste disposal
9:00 AM	House Approps	112-N	Bill Intros; Budget Presentation: Transportation Budget; Possible Action on Budgets
9:30 AM	Senate Ethics	142-S	Budget Hearings: Board of Nursing, Dental Board
10:30 AM	SWAM	548-S	Subcommittee Reports: Board of Accountancy, KCC, CURB
1:30 PM	House Higher Ed. Budget	281-N	Budget Hearing: WSU