



KANSASBIO
KANSAS BIOSCIENCE ORGANIZATION

Legislative BIO BUZZ

Week of March 2 – 6, 2009

Fresh in from Washington DC where the KBA held a board meeting and approved \$40.1 million in bioscience industry investments... We learned that April 7 is the first NBAF Bid Day in Manhattan at the Kansas State University Union for the construction of facilities. Registration is expected to be in the morning. Save the date; more details to come.

During the last two days in Washington DC, board members Greg Krissek and Wayne Carter and Angela Kreps participated with legislative leaders, at both the state and federal level. Governor Sebelius attended many meetings on Monday and Tuesday, continuing to show her strong support for the bioscience initiative in Kansas. Also showing unwavering support for our industry were US Senators Roberts and Brownback, as well as US Congress members Moran, Moore and Jenkins. (Tiahart was unable to attend our meetings.) We urged support for funding the NBAF, NIH, NCI, NSF, as well as for continuation of the SBIR/STTR programs.

Senate President Morris, Speaker O'Neal, Minority Leaders Hensley and Davis attended the DC meetings with us, as did the KBA Directors, including Governor Carlin, Ray Smilor, Dan Glickman, Bill Sanford, Ed McKechnie and Board Chairwoman Sandra Lawrence. We met with our congressional delegation, as well as with NIH, NCI, DHS, DOE, USDA Secretary, Senate Appropriations Committee, PhaRMA, and others. The Kansas delegation also included other stakeholders from our academic institutions and other community leaders.

Following is a Kansas legislative update from our lobbyist, Ron Seeber.

Week in Review

With Governor Sebelius being nominated by the President to serve as the Secretary of Health and Human Services, there is much speculation on the timing of the nomination, whether she will be sworn in prior to the end of the legislative session and the possible political implications of Lt. Governor Mark assuming the governorship. With controversial issues such as the budget shortfall and the energy bill hanging out there, many wonder whether a new governor will change the demeanor and tone of current statehouse political rancor.

Concerning the budget, this week, House Appropriations Chair, Kevin Yoder, stated that the Governor's 2010 budget cannot be passed as is because it assumes that the state will receive revenue from such things as gaming casinos and tax cuts savings based on bills that have not passed. The budget should go to the House floor for debate during the week of March 23rd. Yoder also explained that while the federal stimulus money that Kansas has received is a good

thing, the problem is that most of this money requires matching state funds and during these tight times it remains a challenge to find these funds

Legislation to Abolish KTEC

The Governor requested the introduction of SB 303 abolishing the Kansas Technology Enterprise Corporation and Kansas Inc. and transferring its powers and duties to the Department of Commerce. The Governor recommended this action in her proposed budget and had the legislation introduced to emphasize her desire. No hearing has been scheduled at this time and we will closely monitor the situation.

Ethanol Blend Petition

The Kansas Association of Ethanol Processors met with current Lt. Governor (and possibly soon to be Governor) Mark Parkinson, Kansas Department of Agriculture Adrian Polansky, and other key policy makers urging support of an industry petition urging the EPA to authorize the use of higher blends of ethanol in non-flex fuel vehicles. The request was well received and the ethanol industry was assured support from key lawmakers in Kansas to assist with the initiative.

Energy Bill

The Senate debated, amended and approved Senate Substitute for House Bill 2014 by vote of 31 -9 (more than the 27 votes needed to override a Governor's veto). This bill clarifies the air permitting process and ensures that all Kansas businesses be treated equally by the state government. The bill requires 20% of Kansas energy to be generated by Kansas Utilities to be from renewable resources by 2020. A renewable resource is defined by including biomass, solar, wind, photovoltaic, hydropower, geothermal, and landfill gases. The bill establishes state policy that the regulation of air quality is in accordance with the federal Clean Air Act. Support for the bill stems from the Governor's denial last year of the of an air quality permit for the Holcomb coal fire power plant expansion last year and subsequent vetoes of legislation to rectify her decision

Coming this week

The Committees continue to hold hearings on bills approved by the opposite chamber and budget committees will continue to review agency cuts and make recommendations for the 2010 fiscal year. The KTEC budget is being reviewed by the Senate Ways and Means Subcommittee on March 11 and 12 at noon in room 545-N, the statehouse.

| Bill Number and Sponsor | Bill Subject | Current Status | Last Action |
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| SB 13 Anthony Hensley, D- | Kansas Bioscience authority; regarding membership on the board | In Senate Federal and | 01/13/2009 - Senate Referred to Federal and State |

| 19th | | State Affairs | Affairs |
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| SB 16 | Pharmacy Act of the State of Kansas; declaring certain acts not to be in violation of said act | In House Health and Human Services | 02/12/2009 - House Referred to Health and Human Services |
| Joint Committee on Administrative Rules and Regulations | | | |
| H Sub for Sub for SB 23 | Appropriations for the fiscal years ending June 30, 2009, June 30, 2010 and June 30, 2011, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing | Approved by Governor | 03/05/2009 - Senate No motion to reconsider; veto sustained |
| Senate Ways and Means Committee | | | |
| SB 120 | Kansas Investments in Major Projects and Comprehensive Training; relating to the Secretary of Commerce; authorizing the funding of certain economic development projects | In House Economic Development and Tourism | 02/25/2009 - House Scheduled Hearing: Monday, 3/2/2009, 3:30 PM, Rm 711 DSOB |
| Senate Commerce Committee | | | |
| SB 121 | Health care; relating to reform in funding and structure of the federal and state programs | In Senate Public Health and Welfare | 02/11/2009 - Senate Scheduled Hearing: Tuesday, 2/17/2009, 1:30 PM, Rm 136-N |
| Senate Public Health and Welfare Committee | | | |
| SB 202 | Abortion | In Senate Federal and State Affairs | 02/05/2009 - Senate Referred to Federal and State Affairs |
| Mark Taddiken, R-21st | | | |
| SB 223 | Emergency medical services board; | On General | 03/04/2009 - Senate Committee Report: Be passed |

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| Senate Ways and Means Committee | subpoena authority | Orders in Senate | by Federal and State Affairs |
| H Sub for SB 238 Senate Judiciary Committee | Abortion; regarding the Woman's Right-to-Know Act | Pending motion to concur or nonconcur | 03/04/2009 - House Final Action: Passed; Yeas 85, Nays 37 |
| SB 248 Senate Ways and Means Committee | Controlled substances; creating a statewide electronic logging system for sale of methamphetamine precursor | In Senate Public Health and Welfare | 02/18/2009 - Senate Scheduled Hearing (cont): Wednesday, 2/25/2009, 1:30 PM, Rm 136-N |
| SB 249 Senate Ways and Means Committee | Pharmacists; relating to substitution of drug product | In House Health and Human Services | 02/20/2009 - House Referred to Health and Human Services |
| SB 250 Senate Ways and Means Committee | Workers compensation; relating to benefits | In Senate Commerce | 02/10/2009 - Senate Referred to Commerce |
| SB 295 Senate Ways and Means Committee | Blind and visually impaired persons; establishing the Motor Vehicle and Safe Mobility Committee; powers and duties thereof | In Senate Transportation | 03/03/2009 - Senate Referred to Transportation |
| SB 296 Senate Ways and Means Committee | State finance; establishing a process to evaluate and implement federal funding available for state agencies under the federal American Economic Recovery and Reinvestment Act of 2009 | In Senate Ways and Means | 03/06/2009 - Senate Scheduled Hearing: Wednesday, 3/11/2009, 10:30 AM, Rm 545-N |

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| SB 303 | Abolishing the Kansas Technology Enterprise Corporation and Kansas, Inc. and transferring the powers and duties thereof to the Department of Commerce | In Senate Ways and Means | 03/06/2009 - Senate Referred to Ways and Means |
| Senate Ways and Means Committee | | | |
| SCR 1610 | Urging the Environmental Protection Agency to authorize use of higher blends of ethanol in non-flex fuel vehicles | In Senate Natural Resources | 03/05/2009 - Senate Scheduled Hearing: Thursday, 3/12/2009, 8:30 AM, Rm 446-N |
| Mark Taddiken, R-21st | | | |
| SCR 1610 | Urging the Environmental Protection Agency to authorize use of higher blends of ethanol in non-flex fuel vehicles | In Senate Natural Resources | 03/05/2009 - Senate Scheduled Hearing: Thursday, 3/12/2009, 8:30 AM, Rm 446-N |
| Mark Taddiken, R-21st | | | |
| HB 2011 | Abortion | On General Orders in House | 02/27/2009 - House Committee Report: Be passed by Federal and State Affairs |
| Arlen H. Siegfried, R-15th | | | |
| HB 2022 | Making and concerning appropriations for the fiscal years ending June 30, 2009, and June 30, 2010, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing | In House Appropriations | 01/21/2009 - House Scheduled Hearings: Monday, 1/26/2009, 9:00 AM, Rm 143-N; Tuesday, 1/27/2009, 9:00 AM, Rm 143-N; Wednesday, 1/28/2009, 9:00 AM, Rm 143-N; Thursday, 1/29/2009, 9:00 AM, Rm 143-N; Friday, 1/30/2009, 9:00 AM, Rm 143-N |
| House Appropriations Committee | | | |
| HB 2076 | Abortion; regarding the Woman's Right-to-know Act | In Senate Federal and State Affairs | 02/04/2009 - House Scheduled Hearing: Wednesday, 2/11/2009, 1:30 PM, Rm 143-N |
| Lance Kinzer, R-14th | | | |

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| <p>Sub for HB 2081</p> <p>House Agriculture and Natural Resources Committee</p> | <p>Milk and dairy products; relating to certain fees fixed by the Secretary of Agriculture</p> | <p>Stricken from Calendar</p> | <p>02/24/2009 - House Stricken from Calendar, House Rule 1507</p> |
| <p>HB 2093</p> <p>House Appropriations Committee</p> | <p>Making and concerning appropriations for the fiscal years ending June 30, 2009, June 30, 2010 and June 30, 2011, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing</p> | <p>In House Appropriations</p> | <p>01/28/2009 - House Referred to Appropriations</p> |
| <p>HB 2094</p> <p>House Appropriations Committee</p> | <p>Making and concerning appropriations for the fiscal years ending June 30, 2010, June 30, 2011, June 30, 2012, June 30, 2013, and June 30, 2014, for the Department on Aging, the Department of Social and Rehabilitation Services and the Department of Health and Environment – Division of Health; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing</p> | <p>In House Aging and Long-Term Care</p> | <p>02/18/2009 - House Scheduled Hearings: Tuesday, 3/3/2009, 3:30 PM, Rm 711 DSOB; Thursday, 3/5/2009, 3:30 PM, Rm 711 DSOB</p> |
| <p>HB 2166</p> <p>Steve Huebert, R-90th</p> | <p>Abortion; relating to late-term and partial birth abortion</p> | <p>On General Orders in House</p> | <p>02/27/2009 - House Committee Report: Be passed by Federal and State Affairs</p> |
| <p>HB 2236</p> <p>House Corrections and</p> | <p>Crimes, criminal procedure and punishments; concerning drug crimes;</p> | <p>In Senate Judiciary</p> | <p>03/04/2009 - Senate Scheduled Hearing: Friday, 3/13/2009, 9:30 AM, Rm 545-</p> |

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| Juvenile Justice Committee | recodification of certain statutes | | N |
| HB 2295 House Taxation Committee | Milk and dairy products; relating to labels for such products | In House Agriculture and Natural Resources | 02/19/2009 - House Scheduled Hearing: Thursday, 2/26/2009, 3:30 PM, Rm 783 DSOB |
| HB 2317 House Government Efficiency and Fiscal Oversight Committee | State government; requiring certain agencies to submit a budget | In House General Government Budget | 03/04/2009 - House Scheduled Hearing: Tuesday, 3/10/2009, 1:30 PM, Rm 531-N |
| HB 2358 House Taxation Committee | Enacting the Investment in Kansas Employment Act | In House Economic Development and Tourism | 03/04/2009 - House Scheduled Hearing: Monday, 3/9/2009, 3:30 PM, Rm 711 DSOB |
| HB 2360 House Appropriations Committee | State budget; relating to preparation and submission of budget estimates and recommendations by the Governor to the Legislature | In House Appropriations | 03/04/2009 - House Referred to Appropriations |
| HB 2361 House Appropriations Committee | State finance; establishing a process to evaluate and implement federal funding available for state agencies under the federal American Economic Recovery and Reinvestment Act of 2009 | In House Appropriations | 03/04/2009 - House Referred to Appropriations |