



KANSASBIO
KANSAS BIOSCIENCE ORGANIZATION

Legislative BIO BUZZ

Week of April 27th – May 1st, 2009

Update from our lobbyist about last week's activities.

Veto Session Update

The Kansas Legislature's veto session started on Wednesday, April 29 with relatively little progress. The House and Senate both budget committees both approved wrap up budgets to fill the \$328 million anticipated budget deficit for fiscal year 2010. The Senate's budget combines a series of budget cuts, suspension of the estate tax and franchise tax phase outs, and to decouples the state from tax breaks provided in the federal stimulus package. The House's budget is based entirely on budget cuts and fee fund sweeps. However, during debate on Friday, the House bill failed to receive the necessary votes to advance it to final passage. The House budget committee will meet early this week to work on a new bill. The Senate will debate their bill early this week as well.

KS Bio Science Authority

House Appropriations Chair introduced HB 2401, a bill that strikes \$581.8 million limit for the amounts paid into the bioscience development and investment fund. No hearing has been scheduled.

KTEC funding

Both the House and Senate budget bills include funding for the KTEC. The House bill (which failed to advance on Friday) included \$11.5 million for the agency. The Senate's budget provided \$8.6 million and will be debated early this week.

Dairy Labeling and KDA Pesticide Bill Vetoed

The full Governor vetoed HB 2121. The report contains the original provisions of HB 2121 as approved by the House and Senate that brings the Department of Agriculture's Pesticide and Fertilizer Program into compliance with federal law and would provide the KDA jurisdiction to enforce certain provisions of federal law rather than referring violations to the Environmental Protection Agency. The bill also lengthens the sunset provisions on certain dairy inspection and dairy-related fees and deals with swine nutrient testing program. **The bill was vetoed due to the provisions requiring dairy producers who claim that their milk products are derived from hormone free cows to provide affidavits to dairy manufacturers verifying the claim.** Should there not be enough votes for a veto override, the milk labeling provisions will be stripped from the bill and the non-controversial provisions will be run through both chambers and sent to the Governor.

Energy Bill Vetoed

As anticipated, the Governor vetoed HB 2014 the comprehensive energy bill that provides for an expansion of the Holcomb power plant and provides regulatory reform within certain state agencies. The House approved the HB 2014 74-48 (10 votes shy of a veto override). The Senate approved the bill 31-7 (4 more votes than needed for a veto override). **House leadership will need to muster 10 votes to override the expected veto and there are behind the scenes deals being negotiated during the break to obtain those votes. The override will more than likely be one of the last acts of the veto session.**

Franchise Tax and Estate Tax Phase Out Suspension

The Senate introduced and the Tax Committee held a hearing on SB 334, a bill that suspends the graduated phase out of the estate tax and franchise tax until 2012. This bill is estimated bring in \$19million in additional revenue into the state coffers that was otherwise slated for franchise and estate reductions. The KS Department of Revenue testified in favor of the bill. Opponents included the Kansas Chamber and other business organizations. No action was taken on the bill and hearings will continue this week.

Coming This Week: Veto Session Continues

The House and Senate will continue to work to find \$328 million to fund the state. With the House failing to approve a budget on its first try, the veto session may continue through the remainder this week and possibly into next week.

Bill Number and Sponsor	Bill Subject	Current Status	Last Action
SB 13 Anthony Hensley, D-19th	Kansas Bioscience authority; regarding membership on the board	In Senate Federal and State Affairs	01/13/2009 - Senate Referred to Federal and State Affairs
SB 16 Joint Committee on Administrative Rules and Regulations	Pharmacy Act of the State of Kansas; declaring certain acts not to be in violation of said act	Approved by Governor	04/06/2009 Approved by Governor Kathleen Sebelius

H Sub for SB 22	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, reducing compensation for state officers and employees, and directing or authorizing certain receipts, disbursements, procedures and acts incidental to the foregoing (Omnibus)	On General Orders in House	05/01/2009 - House Committee Report: Substitute be passed by Appropriations; Committee of the Whole: Committee Report recommending substitute bill be adopted; be amended; motion to recommend for passage, failed; Yeas 53, Nays 62
Senate Ways and Means Committee			
H Sub for Sub for SB 23	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	Approved by Governor	03/05/2009 - Senate No motion to reconsider; veto sustained
Senate Ways and Means Committee			
SB 97	Creating the Promoting Employment Across Kansas Act	Approved by Governor	04/20/2009 Approved by Governor Kathleen Sebelius
Senate Assessment and Taxation 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	Approved by Governor	04/06/2009 Approved by Governor Kathleen Sebelius
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; subpoena authority	In House Judiciary	03/13/2009 - House Referred to Judiciary
Senate Ways and Means Committee			
H Sub for SB 238	Abortion; regarding the Woman's Right-to-Know Act	Approved by Governor	03/27/2009 Approved by Governor Kathleen Sebelius
Senate Judiciary Committee			
SB 244	Economic Revitalization and Reinvestment Act; relating to eligible businesses	In Senate Assessment and Taxation	03/04/2009 - Senate Scheduled Hearing: Thursday, 3/12/2009, 10:30 AM, Rm 535-N
Senate Assessment and Taxation Committee			
SB 248	Controlled substances; creating a statewide electronic logging system for sale of methamphetamine precursor	On General Orders in House	03/19/2009 - House Committee Report: Be passed as amended by Corrections and Juvenile Justice
Senate Ways and Means Committee			

SB 249	Pharmacists; relating to substitution of drug product	In House Health and Human Services	02/20/2009 - House Referred to Health and Human Services
Senate Ways and Means Committee			
SB 250	Workers compensation; relating to benefits	In Senate Commerce	02/10/2009 - Senate Referred to Commerce
Senate Ways and Means Committee			
SB 295	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
Senate Ways and Means Committee			
SB 296	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
Senate Ways and Means Committee			
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			
SB 304	Making and concerning appropriations for the fiscal years ending June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012 and June 30, 2013, and June 30, 2014, 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 Senate Ways and Means	03/16/2009 - Senate Scheduled Hearing: Thursday, 3/19/2009, 10:30 AM, Rm 545-N
Senate Ways and Means Committee			

<p>SB 308</p> <p>Senate Ways and Means Committee</p>	<p>State agencies; relating to the administrative fee charged to agencies</p>	<p>On General Orders in Senate</p>	<p>03/24/2009 - Senate Committee Report: Be passed by Ways and Means</p>
<p>SB 309</p> <p>Senate Ways and Means Committee</p>	<p>Making and concerning appropriations for the fiscal years ending 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 Senate Ways and Means</p>	<p>03/16/2009 - Senate Scheduled Hearing: Thursday, 3/19/2009, 10:30 AM, Rm 545-N</p>
<p>Sub for SB 311</p> <p>Senate Ways and Means Committee</p>	<p>State budget; state general fund and special revenue fund expenditures, transfers and ending balance requirements; reduction and allotment procedures</p>	<p>In House Appropriations</p>	<p>05/04/2009 - House Referred to Appropriations</p>
<p>SB 317</p> <p>Senate Ways and Means Committee</p>	<p>Abolishing the Kansas Technology Enterprise Corporation and transferring the powers and duties thereof to the Department of Commerce and the Board of Regents</p>	<p>In Senate Ways and Means</p>	<p>03/17/2009 - Senate Referred to Ways and Means</p>
<p>SB 334</p> <p>Senate Ways and Means Committee</p>	<p>Taxation; relating to estate tax rates; franchise tax rates</p>	<p>In Senate Assessment and Taxation</p>	<p>04/30/2009 - Senate Referred to Assessment and Taxation; Scheduled Hearing: Friday, 5/1/2009, 10:00 AM, Rm 545-N</p>

SCR 1610 Mark Taddiken, R-21st	Urging the Environmental Protection Agency to authorize use of higher blends of ethanol in non-flex fuel vehicles	Adopted	04/03/2009 - House Final Action: Adopted; Yeas 110, Nays 12
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HB 2011 Arlen H. Siegfried, R-15th	Abortion	On General Orders in House	02/27/2009 - House Committee Report: Be passed by Federal and State Affairs
Sub for HB 2022 House Appropriations Committee	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, procedures and acts incidental to the foregoing	On General Orders in House	04/29/2009 - House Committee Report: Substitute be adopted by Appropriations
Sub for HB 2022 House Appropriations Committee	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, procedures and acts incidental to the foregoing	On General Orders in House	04/29/2009 - House Committee Report: Substitute be adopted by Appropriations

<p>HB 2076</p> <p>Lance Kinzer, R-14th</p>	<p>Abortion; regarding the Woman's Right-to-know Act</p>	<p>In Senate Federal and State Affairs</p>	<p>02/04/2009 - House Scheduled Hearing: Wednesday, 2/11/2009, 1:30 PM, Rm 143-N</p>
<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 2121 House Agriculture and Natural Resources Committee</p>	<p>Agriculture; relating to application of swine waste; pesticide and fertilizer programs fees; milk and dairy products; fees and labeling requirements</p>	<p>Vetoed by Governor</p>	<p>04/23/2009 Vetoed by Governor Kathleen Sebelius; returned to House</p>
<p>HB 2166 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 House Corrections and Juvenile Justice Committee</p>	<p>Crimes, criminal procedure and punishments; concerning drug crimes; recodification of certain statutes</p>	<p>Approved by Governor</p>	<p>03/27/2009 Approved by Governor Kathleen Sebelius</p>
<p>HB 2295 House Taxation Committee</p>	<p>Milk and dairy products; relating to labels for such products</p>	<p>In Senate Agriculture</p>	<p>03/24/2009 - Senate Referred to Agriculture</p>
<p>HB 2317 House Government Efficiency and Fiscal Oversight Committee</p>	<p>State government; requiring certain agencies to submit a budget</p>	<p>In House General Government Budget</p>	<p>03/04/2009 - House Scheduled Hearing: Tuesday, 3/10/2009, 1:30 PM, Rm 531-N</p>
<p>HB 2358 House Taxation Committee</p>	<p>Enacting the Investment in Kansas Employment Act</p>	<p>In House Economic Development and Tourism</p>	<p>03/04/2009 - House Scheduled Hearing: Monday, 3/9/2009, 3:30 PM, Rm 711 DSOB</p>
<p>HB 2360 House Appropriations Committee</p>	<p>State budget; relating to preparation and submission of budget estimates and recommendations by the Governor to the Legislature</p>	<p>In Senate Ways and Means</p>	<p>03/30/2009 - Senate Referred to Ways and Means</p>

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
Sub for HB 2365 House Taxation Committee	Creating the Promoting Employment Across Kansas Act	In Senate Assessment and Taxation	04/02/2009 - Senate Referred to Assessment and Taxation
HB 2369 House Appropriations Committee	Making and concerning appropriations for the fiscal years ending 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	In Senate Ways and Means	03/30/2009 - Senate Referred to Ways and Means
S Sub for HB 2373 House Appropriations Committee	Making and concerning appropriations for the fiscal years ending June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012 and June 30, 2013, and June 30, 2014, 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 (Omnibus)	On General Orders in Senate Above the Line in Senate	04/29/2009 - Senate Committee Report: Substitute be passed by Ways and Means

S Sub for HB 2373 House Appropriations Committee	Making and concerning appropriations for the fiscal years ending June 30, 2009, June 30, 2010, June 30, 2011, June 30, 2012 and June 30, 2013, and June 30, 2014, 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 (Omnibus)	On General Orders in Senate Above the Line in Senate	04/29/2009 - Senate Committee Report: Substitute be passed by Ways and Means
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HB 2401 House Appropriations Committee	Kansas Bioscience Authority; relating to the bioscience development and investment fund	In House Appropriations	04/30/2009 - House Referred to Appropriations
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HB 2407 House Appropriations Committee	Taxation; relating to rates and continuation of estate tax; income tax credits; time of payment and returns of mineral severance tax; rates and continuation of franchise tax	In House Taxation	05/04/2009 - House Referred to Taxation
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