

Approved: March 9, 2012

(Date)

MINUTES OF THE HOUSE AGRICULTURE AND NATURAL RESOURCES BUDGET COMMITTEE

The meeting was called to order by Chairperson Sharon Schwartz at 1:30 PM on Monday, March 5, 2012, in Room 142-S of the Capitol.

All members were present except:

Tom Sloan - excused

Committee staff present:

Dylan Dear, Legislative Research Department

Jill Wolters, Office of Revisor of Statutes

Shirley Jepson, Committee Assistant

Conferees appearing before the Committee:

Susan Sommers, Executive Director, Board of Accountancy

Denny Stoecklein, General Manager, Kansas State Fair

Molly McVicker, Kansas Fairgrounds Foundation

Tom Tunnell, State Fair Board Member

Trudy Aron, American Institute of Architects

Mike Gibson, Associated General Contractors of Kansas

Barbara Schilling, Architect, Department of Administration

Others in attendance:

See attached list.

Hearing on HB 2758—Board of accountancy, special litigation reserve fund, expenditures, transfers from fee fund.

Dylan Dear, Legislative Research Department, explained that **HB 2758** creates in statute a Special Litigation Reserve Fund for the Board of Accountancy (Attachment 1). During the 2005 Legislative Session, a Special Litigation Reserve Fund was established via proviso in the appropriations bill to be used for costs incurred in litigation cases that would cause the Board to expend more than the amount approved by the Legislature. The bill does not establish in statute either the transfer of existing funds to the new fund or establish annual transfers to the Litigation Reserve Fund. Annual transfers will require approval within the Appropriations Act.

Mr. Dear noted that an amendment is necessary to correct Line 10 which reads “board of accountancy fee fund” and should read “special litigation reserve fund”.

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

Minutes of the HOUSE AGRICULTURE AND NATURAL RESOURCES BUDGET Committee at 1:30 PM on Monday, March 5, in 142-S of the Capitol.

Susan Somers, Executive Director, Board of Accountancy, presented testimony in support of **HB 2758** (Attachment 2). Ms. Somers noted that she supports the proposed amendment to correct language in Line 10.

There were no other proponents, opponents or neutrals to testify on the bill.

The hearing on **HB 2758** was closed.

*Representative Lane moved to recommend **HB 2758** favorable for passage. The motion was seconded by Representative Carlin.*

*Representative Lane made a substitute motion to amend **HB 2758** by replacing language on Line 10 which reads “board of accountancy fee fund” with “special litigation reserve fund”. The motion was seconded by Representative Schroeder. Motion carried on a voice vote.*

*Representative Lane moved to recommend **HB 2758** as amended, favorable for passage. The motion was seconded by Representative Carlin. Motion carried on a voice vote.*

Hearing on HB 2755—Allowing the Kansas fairgrounds foundation to construct a building on the state fairgrounds, using private moneys; requires state fair board approval.

Note: **HB 2755** was assigned to the House Agriculture and Natural Resources Budget Committee by the House Appropriations Committee for a hearing and recommendation back to the full Appropriations Committee for further action.

Jill Wolters, Office of the Revisor of Statutes, explained that **HB 2755** allows the Kansas fairgrounds foundation to raze any existing building and to construct a new building on state-owned property of the state fairgrounds from any private moneys of the foundation (Attachment 3). The legislation requires prior approval by the state fair board and the Joint Committee on State Buildings; however, does not require prior approval by the secretary of administration or the director of architectural services.

Denny Stoecklein, General Manager, Kansas State Fair, presented testimony in support of **HB 2755** (Attachment 4). Mr. Stoecklein noted that any project funded from private moneys given to the Foundation would not involve any State moneys. Mr. Stoecklein responded to questions from the Committee.

Molly McVicker, Kansas Fairgrounds Foundation, spoke in support of **HB 2755** and responded to questions from the Committee.

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Minutes of the HOUSE AGRICULTURE AND NATURAL RESOURCES BUDGET Committee at 1:30 PM on Monday, March 5, in 142-S of the Capitol.

Tom Tunnell, an 8-year State Fair Board Member, spoke in support of **HB 2755**.

Written testimony in support of **HB 2755** was received from Dr. Becky Klingler, Chairman, Kansas Fairgrounds Foundation ([Attachment 5](#)).

Trudy Aron, American Institute of Architects (AIA), presented testimony in opposition to **HB 2755** ([Attachment 6](#)). Ms. Aron testified that AIA strongly opposes the removal of the State's involvement in the design and construction of a new building at the State Fairground as stipulated in the legislation.

Barbara Schilling, Architect, Department of Administration, responded to questions from the Committee, noting that the legislation does not allow for oversight by the State.

Mike Gibson, Association of General Contractors, spoke as neutral on **HB 2755** and applauded the State Fair Board for their efforts in securing private funds to construct buildings on the fairgrounds.

The hearing on **HB 2755** was closed.

*Representative Powell moved to recommend the favorable passage of **HB 2755** to the House Appropriations Committee. The motion was seconded by Representative Johnson. Motion carried on a voice vote.*

Adjournment

The meeting was adjourned at 2:30 p.m. The next meeting will be "on call of the chair".