

MINUTES OF THE SENATE COMMITTEE ON COMMERCE.

The meeting was called to order by Chairperson Senator Karin Brownlee at 8:15 a.m. on February 22, 2002 in Room 123-S of the Capitol.

All members were present except:

Senator Brungardt (Excused)
Senator Kerr (Excused)

Committee staff present:

April Holman, Legislative Research
Debra Hollon, Legislative Research
Norman Furse, Revisor of Statues
Sherman Parks, Revisor of Statues
Lea Gerard, Committee Secretary

Conferees appearing before the committee:

Steve Rarrick, Deputy Attorney General
Rae Anne Davis, Kansas Department of
Commerce & Housing
Susan Wolf, Chairman Johnson County Commission
Representative John Ballou, District 43
Jack Brier, President of the Kansas Development
Finance Authority
Dave Anderson, Mayor of the City of DeSoto
Kurt Von Achen, K-10 Corridor Assoc.
Don Seifert, City of Olathe
Robert Haggerton
Charles Benjamin, Kansas Chapter of the Sierra Club

Others attending:

See attached list

SB 605--State corporation commission report to the legislature to be published on the internet.

In accordance with KSA 75-3715a the fiscal note for **SB 605** was submitted to committee members.

Senator Wagle moved, seconded by Senator Jordan that **SB 605** be recommended favorably for passage. Motion carried.

SB 565--Expanding the IMPACT act.

Senator Jenkins stated Goodyear has recommended the contents of **HB 2962** be amended in **SB 565**. The amended changes do not have any fiscal impact on the bill. The amended changes would lower the threshold to a \$50 million investment and 250 jobs. The chairman mentioned her efforts to contact the House New Economy committee chair as to whether or not they would be working **HB 2962** and had not yet received a response.

Senator Wagle made the point that the fiscal note would be affected because more companies would qualify for this program with the lower thresholds.

Senator Jenkins moved, seconded by Senator Steineger to amend **HB 2962** into **SB 565**. Motion carried.

Rae Anne Davis, Chief Fiscal Officer, Kansas Department of Commerce and Housing briefed the Committee on the fiscal note submitted by the Budget office for **SB 565** (Attachment 1). She stated the fiscal note is overstated and does not correctly reflect the way the IMPACT program has operated previously. Budget included in the fiscal note for FY2003 the entire amount which would be possible to utilize in this program. Currently, the program is not utilizing its entire capacity.

Senator Jenkins moved, seconded by Senator Barone to move **SB 565** as amended favorably for passage. Motion carried

SB 467--Commercial electronic mail act; protection from deceptive and unwanted "spam".

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON COMMERCE at on February 22, 2002 in Room 123-S of the Capitol.

Senator Barone moved, seconded by Senator Wagle to adopt the industry draft amendments for **SB 467**. Motion carried

Senator Emler moved, seconded by Senator Jordan to amend **SB 467** by inserting language on Page 3, Line 13 after the word “section”, “including an interactive computer service damaged by a violation”. Motion carried

Senator Jenkins moved, seconded by Senator Steineger to conceptually adopt an amendment on the balloon for **SB 467**, Page 1, Line 27 after KSA 17-1760 to insert the words “or electronic mail messages of less than 500 recipients other than messages of a sexually explicit or otherwise adult oriented nature”. Motion carried

Senator Barone moved, seconded by Senator Emler to make this a Senate Substitute bill for **SB 467** and move out favorable for passage. Motion carried.

Hearings on **SB 611**—Act concerning Johnson County; relating to the redevelopment of the Sunflower Army Ammunition plant.

In accordance with KSA 75-3715a, the fiscal note for **SB 611** was submitted to committee members.

April Holman, Legislative Research explained that **SB 611** deals with the Sunflower Army Ammunition Plant. New Section 1 allows for the establishment of a re-development district in the Sunflower Army Ammunition Plant site. The first step for this to be accomplished would be a resolution of intent and the requirements for the resolution of intent. New Section 2 authorizes Johnson County to request and approve the establishment of a redevelopment district by the K DFA. New Section 3 provides for creation of the Johnson County redevelopment authority. New Section 4 would govern the redevelopment project plan.

Senator Brownlee asked the Legislative Research Staff to check and see if there was still STAR Bond authority on the property.

Susie Wolf, Chairman Johnson County Commission testified in support of **SB 611** (Attachment 2).

Representative John Ballou testified in support of **SB 611** (Attachment 3) stated that this bill would allow the county to have control over the site for redevelopment.

Jack Brier, President Kansas Development Finance Authority testified in support of **SB 611**. The K DFA looks forward to the opportunity to work with Johnson County and the re-development advisory board created from this legislation. K DFA views their role as a facilitator, a coordinator and to some extent a financial advisor working with Johnson County and the re-development board on transactional issues only.

David R. Anderson, Major for the City of DeSoto, testified in support of **SB 611** (Attachment 4).

Kurt von Achen, President K-10 Corridor, testified in support of **SB 611** (Attachment 5).

Donald R. Seifert, Policy Development Leader, testified in support of **SB 611** (Attachment 6).

Charles M. Benjamin, Attorney at Law, testified in opposition to **SB 611** (Attachment 7).

Bob Haggerton, resident of Johnson County, testified in opposition to **SB 611** (Attachment 8).

The Board of Johnson County Commission submitted an amendment for **SB 611** (Attachment 9).

Meeting adjourned at 9:30 a.m.

The next meeting is scheduled Monday, February 25, 2002 at 8:15 a.m.