

MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT COMMITTEE

The meeting was called to order by Chairperson Barbara Allen at 1:30 p.m. on March 16, 2004 in Room 423-S of the Capitol.

All members were present except:  
Senator Derek Schmidt- excused

Committee staff present:  
Mike Heim, Legislative Research  
Martha Dorsey, Legislative Research  
Ken Wilke, Revisor of Statutes  
Nancy Kirkwood, Committee Secretary

Conferees appearing before the committee:  
Eugene Wolf, Mayor, City of Auburn  
Representative Doug Mays  
Chuck Engel, past volunteer chair of the Topeka Public Library  
David Leamon, Executive Director of the Topeka & Shawnee County Public Library  
Tim Peterson, Ph.D., Dean of Continuing Education, Washburn University

Others attending:  
See Attached List.

Hearing on:

**HB 2605 - Topeka and Shawnee county public library; detachment of certain territory**

Vice-Chairperson O'Connor opened the hearing on **HB 2605** and welcomed Eugene Wolf to the committee. Mr. Wolf presented testimony in support of **HB 2605** (Attachment 1).

After presenting testimony at a House hearing Chairperson Allen returned and recognized Speaker Doug Mays. Speaker Mays testified as a proponent of **HB 2605**. He stated there are five incorporated cities in Shawnee County. Silver Lake and Rossville are exempt from the library district which was created by statue in 1995. Speaker Mays stated Auburn has no plans at the present however, would like the option as the others. The passage of HB 205 would offer Auburn this opportunity. He presented no written testimony.

There being no others to testify as a proponent of **HB 2605**, Chairperson Allen asked for those wanting to present testimony in opposition of **HB 2605**.

Charles Engel testified before the committee in opposition to **HB 2605** (Attachment 2).

Chairperson Allen recognized David Leamon to address the committee. Mr. Leamon, Executive Director of the Topeka and Shawnee County Public Library, presented testimony opposing **HB 2605** (Attachment 3).

Tim Peterson, member of the Topeka Shawnee county Public Library (TSCPL) Board of Trustees and former chair of the Board, testified in opposition of **HB 2605** (Attachment 4).

After questions from the committee and having no others to testify on the proposed bill, Chairperson Allen closed the hearing.

CONTINUATION SHEET

MINUTES OF THE SENATE ELECTIONS AND LOCAL GOVERNMENT COMMITTEE at 1:30 p.m. on March 16, 2004 in Room 423-S of the Capitol.

**Action on:**

**HB 2600 - counties; sale or disposition of county property**

Ken Wilke, Revisor of Statutes, handed out an amendment Senator O'Connor had requested (Attachment 5). Senator O'Connor moved to adopt the amendment. Senator Clark seconded the motion and the motion carried. On HB 2600 as amended Senator O'Connor moved, seconded by Senator Betts to pass HB 2600 out favorably as amended. The motion carried.

**HB 2615 - Abatement of nuisances, owner has not exceeding 40 days to abate nuisance; current law 10 days**

Senator Clark moved and Senator O'Connor seconded the motion to pass HB 2615 out favorably. The motion carried.

**HB 2712 - Fire district property tax levies**

An amendment was presented to delete the two acre limitation (Attachment 6). Senator Buhler moved to adopt the amendment. Senator Jackson seconded the motion. Senator Clark made a substitute motion to pass bill favorably, seconded by Senator O'Connor. Senator Clark withdrew his substitute motion. Senator Buhler withdrew his motion to adopt the amendment as well. Senator Jackson presented an amendment on Section 3 of HB 2712 (Attachment 7). Chairperson Allen informed the committee, since this is a major issue and the committee had not had a chance to review the amendment of Senator Jackson, it would take up HB 2712 again at another time.

**HB 2774 - Township fire districts; procedure to create**

Ken Wilke, Revisor, passed out amendment to **HB 2774** (Attachment 8). On page 4, "delete lines 6,7,8 and part of line 9". Senator Huelskamp move to adopt the amendment with the changes. Senator Clark seconded the motion. The motion carried. Senator Betts move to pass HB 2774 out favorably as amended, seconded by Senator Buhler. The motion carried.

**HB 2758 - Open records act; exemptions; military discharge forms**

Senator Clark move to adopt the technical amendment, page 6 line 24 strike "after everything after "except" to "pa" on line 25 and insert "that such". Senator Buhler seconded the motion and the motion carried. On HB 2758 as amended, Senator Clark move to pass HB 2758 out favorably, seconded by Senator Buhler. The motion carried.

The meeting adjourned at 2:30 p.m. The next scheduled meeting is Thursday, March 18, 2004.