



KANSAS STATE FIREFIGHTERS ASSOCIATION

MEMORANDUM

To: Interested Parties

From: John J. Federico, JD
Stephen P. Duerst, JD

Date: January 22, 2021

Re: Weekly Update - Week of January 18, 2021

Please see our Weekly Update on Kansas Legislative activities:

A Special Note on Finding Bill Language

If you need to find specific language of a bill, type the number in the box under “Bill number:” on the right-hand side of [this](#) webpage. Once you find the bill listed, click that specific bill. You will find the PDF logo under the “Documents” label - click the logo...this will lead you to the text of the bill.

As always, our office is more than happy to send you specific language as well.

Historically Unusual Week at the Statehouse Concludes

While business at the Kansas Statehouse appeared to be back to normal on Thursday and Friday, the week certainly did not start that way.

Late Monday night, lawmakers were alerted that due to both a case of COVID in the Senate and potential unrest in the Capitol, government operations in Topeka would essentially shut down Tuesday and Wednesday. Although there have not yet been any additional COVID cases, nor were there any protests to speak of, the sudden change in plan caused confusion for committee chairs, staff, and others doing business in the Capitol.

The problem was exacerbated by ongoing technological issues with the Legislature’s new virtual/hybrid meeting system, and the fact that lawmakers, staff, state office personnel, lobbyists and others doing business in the Statehouse were strongly encouraged not to enter the building unless necessary. Because of the truncated week, committee schedules were heavily modified, and many hearings were pushed to next week.

Kansas Emergency Management Act Provisions Extended

After several days of rushed negotiation, select provisions of the Kansas Emergency Management Act (KEMA) were extended by the Legislature yesterday as the state and nation continues to grapple with the ongoing COVID-19 pandemic.

The Kansas Emergency Management Act, a law typically utilized for natural disasters such as floods and wildfires, was modified last spring in an attempt to try and alleviate some issues caused by the pandemic. The law not only extends the state of disaster emergency to March 31, 2021, which is necessary for the state to continue to receive federal relief funds, but also continues temporary measures to help business and healthcare providers address the pandemic. These measures include, but are not limited to:

- Alcohol laws for struggling bars and restaurants
- Telemedicine
- Temporary emergency medical licensure
- Business immunity and liability from COVID-19 claims

A significant change in the legislation would limit the Governor's ability to close businesses and other activity without legislative approval.

Likely showing just how dire the need for the legislation is, and how little time lawmakers have before it expires (January 26, 2021), the bill passed the [Senate](#) with little opposition or amendments. It was then heard in the House Judiciary Committee, and was sent straight to the [House](#) floor, rather than being worked in committee. The bill will now be sent to Governor Laura Kelly for her approval.

Property & Income Tax Bills Continue to Move

The House and Senate continue to move bills that would impact the property and income tax code.

[SB13](#) would establish notice and public hearing requirements for taxing subdivisions when they seek to collect property taxes in excess of the lock unit's revenue-neutral rate. However, the bill would remove the state's current property tax lid, which prohibits local governments from increasing property taxes without a vote of the public, with certain exceptions. This year's bill is similar to a bill that was [vetoed](#) last Session by Governor Kelly. The Senate passed the bill last week [34-1](#) and the House Taxation Committee will begin hearings next Tuesday.

[SB22](#) is a comprehensive corporate and income tax bill that is similar to legislation that has been introduced in the Kansas Legislature over the past few years. The bill allows for various tax modifications for GILTI business interest, itemized deductions, expense deductions and increases net operating costs for corporations. It also has provisions pertaining to Paycheck Protection Program (PPP) loans and exemption income compensation attribution to unemployment insurance fraud, which have become issues since the COVID-19 pandemic arrived in the US. Hearings on the bill began last week and will continue this week in the Senate Tax Committee.

Marketplace Facilitator Bill Introduced

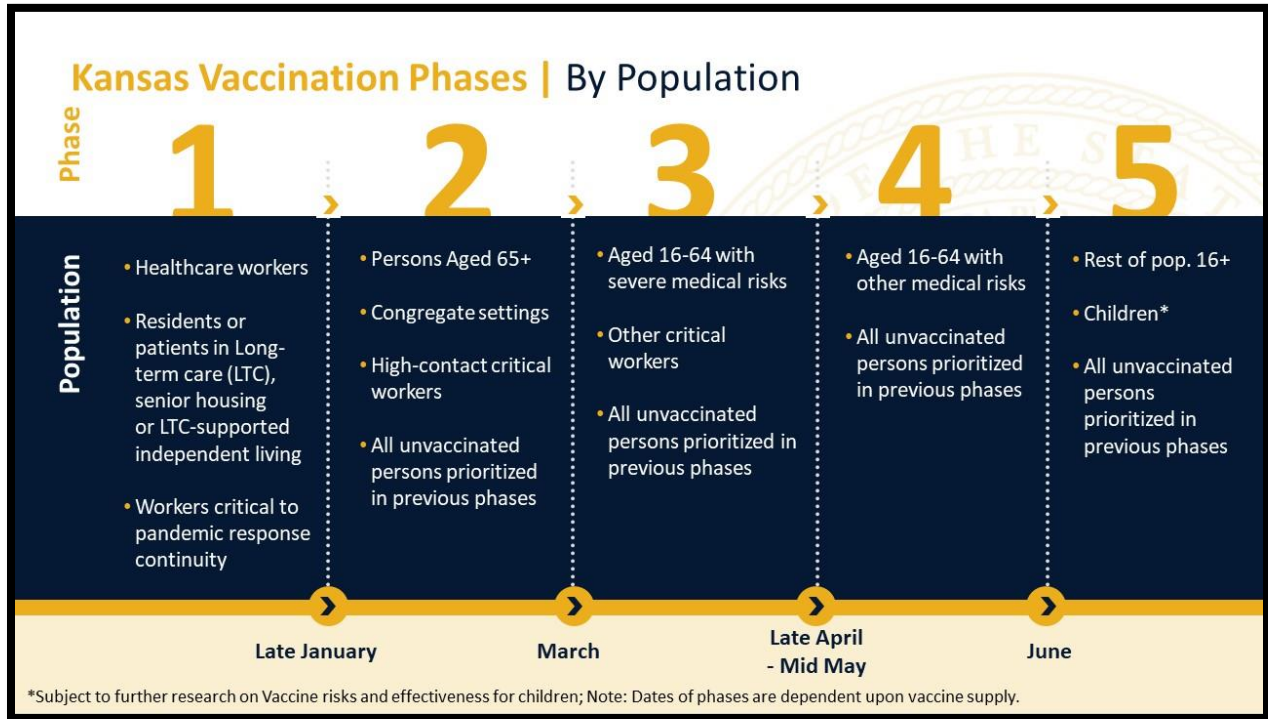
A bill that would require marketplace facilitators, or those businesses that contract with third parties to sell items online, was introduced this week in the Senate. [SB50](#) would include a provision stating that tax must be remitted if sales exceed \$100,000. There has been no announcement yet on whether the bill will be heard.

Vaccine News

Governor Kelly announced on Wednesday that Kansas will enter Phase 2 of its COVID-19 vaccination program. This means that all those individuals age 65 and older, those in eligible congregate settings, and all high-contact critical workers will be eligible for vaccination, in addition to anyone in Phase 1 who has

not been vaccinated. According to the Governor’s office, 1 million Kansans potentially fall into the Phase 2 category, but the next weekly supply of the vaccine will only contain 45,000 new doses. Each county, though local health departments, will decide how to allocate the vaccine.

More information can be found on the [Kansas COVID-19 Vaccine dashboard](#).



The Upcoming Week

The House and Senate will both be in Session Monday thru Friday.

Weekly Schedule: January 25-29

Schedule subject to change. Daily Session calendars may be found [here](#).

Time	Committee	Room	Bill No. or Issue
	MONDAY		
8:30 PM	S Agriculture	144-S	N/A
8:30 AM	S Public Health & Welfare	142-S	N/A
8:30 AM	S Transportation	546-S	Bill Intros
9:00 AM	H Appropriations	112-N	Bill Intros, Possible Action
9:00 AM	H Fed & State	346-S	Bill Intros

9:00 AM	H Water	152-S	Bill Intros
9:00 AM	H Financial Inst. & Rural	218-N	Bill Intros; Presentation Overview of Legislation related to Economic Recovery Loan Program; Hearing HB2069- Economic Recovery Loan Program
9:00 AM	H Local Government	281-N	N/A
9:30 AM	S Tax	548-S	N/A
9:30 AM	S Financial Inst.	546-S	N/A
9:30 AM	S Transparency & Ethics	142-S	N/A
10:30 AM	S Commerce	546-S	N/A
10:30 AM	S Fed & State	144-S	N/A
10:30 AM	S Judiciary	346-S	N/A
10:30 AM	S Ways & Means	548-S	N/A
11:00 AM	HOUSE FLOOR		
1:30 PM	S Education	144-S	Bill Intros
1:30 PM	S Utilities	548-S	N/A
1:30 PM	H Ag. Budget	118-N	N/A
1:30 PM	H Children & Seniors	152-S	Bill Intros
1:30 PM	H Commerce	346-S	Bill Intros, TBD
1:30 PM	H Corrections & JJ	546-S	Bill Intros; Hearing: HB2077- Extending the Kansas Criminal Justice Reform Commission
1:30 PM	H Education	218-N	N/A
1:30 PM	H Health & Human Ser.	112-N	N/A
1:30 PM	H Higher Ed. Budget	281-N	N/A
1:30 PM	H Transportation	582-N	N/A
2:30 PM	SENATE FLOOR		
3:30 PM	H Agriculture	112-N	Bill Intros

3:30 PM	H Judiciary	582-N	Bill Intros, Hearing: HB2082- Authorizing crime victims compensation board to waive certain restrictions
3:30 PM	H K-12 Budget	546-S	Bill Intros; Overview of the Implementation of Continuous Learning Plans
3:30 PM	H Social Services Budget	152-S	Overview of Budgets: KDHE, DCF, and KDADS
3:30 PM	H Tax	346-S	Bill Intros; Hearing on HB2070- Allowing postsecondary Institutions to recoup credit card surcharges
3:30 PM	H Transportation Budget	118-N	Bill Intros
3:30 PM	H Insurance	218-N	Bill Intros, Presentation: Annual Report on of KPERS; Hearings: HB2064- Making DROP elections revocable; HB2063-KP&F benefits
	<u>TUESDAY</u>		
8:30 PM	S Agriculture	144-S	Bill Intros
8:30 AM	S Public Health & Welfare	142-S	Bill Intros, Briefing Mental Health Modernization Report
8:30 AM	S Transportation	546-S	Bill Intros, Possible Action
9:00 AM	H Appropriations	112-N	Bill Intros, Possible Action
9:00 AM	H Fed & State	346-S	Bill Intros
9:00 AM	H Water	152-S	Bill Intros
9:00 AM	H Utilities & Telecom	582-N	Bill Intros, Presentation: Electric Vehicle Charging Stations
9:00 AM	H Veterans	281-N	N/A
9:30 AM	S Tax	548-S	Bill Intros, Hearings TBA
9:30 AM	S Financial Inst. & Insurance	546-S	Bill Intros, Hearing SB30- Establishing the Securities Act Victim Restitution Program
9:30 AM	S Local Government	142-S	Bill Intros, Possible Hearings
10:30 AM	S Commerce	546-S	Bill Intros
10:30 AM	S Fed & State	144-S	N/A
10:30 AM	S Judiciary	346-S	Bill Intros, Hearing: SB3- Creating drug abuse program, expanding power of County DA; SB8- Increasing good time and program credits, Possible Action
10:30 AM	S Ways & Means	548-S	Bill Intros
11:00 AM	HOUSE FLOOR		

12:00 PM	Joint Health Meeting	112-N	COVID-19 Update from KDHE
1:30 PM	S Education	144-S	Bill Intros, Hearing on Tax Credits for Low-Income Student Scholarship Program, Possible Action
1:30 PM	S Utilities	548-S	Bill Intros, Hearing (Proponents) SB24- Prohibiting Municipalities from imposing energy usage restrictions
1:30 PM	H Ag. Budget	118-N	N/A
1:30 PM	H Children & Seniors	152-S	Bill Intros
1:30 PM	H Commerce	346-S	Bill Intros
1:30 PM	H Corrections & JJ	546-S	Bill Intros; Action: SB2026-Drug Abuse Treatment Program, HB2027- Penalties for tampering with equipment, HB2028- Aligning felony loss threshold
1:30 PM	H Education	218-N	Bill Intros
1:30 PM	H Health & Human Ser.	112-N	Bill Intros
1:30 PM	H Higher Ed. Budget	281-N	Bill Intros
1:30 PM	H Transportation	582-N	Bill Intros
2:30 PM	SENATE FLOOR		
3:30 PM	H Agriculture	112-N	Bill Intros
3:30 PM	H Judiciary	582-N	Bill Intros, Hearing: HB2078- Suspending statutory speedy trail rights until May 1, 2024
3:30 PM	H K-12 Budget	546-S	Bill Intros, Hearing: HB2068- Amending Tax Credit for Low-income Students Scholarship Program Act
3:30 PM	H Social Services Budget	152-S	Bill Intros, Information Hearing: Program of All-inclusive Care for Elderly (PACE)
3:30 PM	H Tax	346-S	Bill Intros, Hearing: SB13- Public Notice Hearing for Property Tax Increase
3:30 PM	H Transportation Budget	118-N	N/A
3:30 PM	H Elections	218-N	Bill Intros, Possible Action
	<u>WEDNESDAY</u>		
8:30 AM	S Agriculture	144-S	Bill Intros
8:30 AM	S Public Health & Welfare	142-S	Bill Intros, Briefing Mental Health Modernization Report
8:30 AM	S Transportation	546-S	Bill Intros, Possible Action

9:00 AM	H. Approps	112-N	Bill Intros, Possible Action
9:00 AM	H Fed & State	346-S	Bill Intros, Hearing HB2058- Allowing reciprocity related to concealed carry; HB2059- Reciprocity for concealed carry, requiring classes
9:00 AM	H Water	152-S	Bill Intros
9:00 AM	H Financial Inst. & Rural	218-N	Bill Intros, Presentation: Review of Rural Revitalization Legislation; Look into Future of Rural KS
9:00 AM	H Local Government	281-N	Bill Intros
9:30 AM	S Tax	548-S	N/A
9:30 AM	S Financial Inst. & Insurance	546-S	Bill Intros, Hearing on SB28- Updating the National Association of Insurance Commissioners Credit for Reinsurance Model law
9:30 AM	S Transparency & Ethics	142-S	Bill Intros
10:30 AM	S Commerce	546-S	Bill Intros, Presentation on State of Kansas Housing, Hearing: SB10- Enacting Right to Earn a Living Act
10:30 AM	S Fed & State	144-S	Bill Intros, Hearing SB34-Sunsetting admin rules five years after adoption; SB35-Removing the time extension for receipt of advance mail ballots
10:30 AM	S Judiciary	346-S	Bill Intros, Hearing SB4- Penalties for tampering with equipment; SB5- Felony Loss Thresholds; SB6-Domestic Crime Classifications. Possible Action
10:30 AM	S Ways & Means	548-S	Bill Intros, Update on IT System Upgrades (DOL); Possible Action
11:00 AM	HOUSE FLOOR		
1:30 PM	S Education	144-S	Bill Intros
1:30 PM	S Utilities	548-S	Bill Intros, Hearing SB24-Prohibiting Municipalities from imposing energy usage restrictions (Cont.)
1:30 PM	H Ag. Budget	118-N	N/A
1:30 PM	H Children & Seniors	152-S	Bill Intros
1:30 PM	H Commerce	346-S	Bill Intros
1:30 PM	H Corrections & JJ	546-S	Bill Intros, Action: HB2077- Extending the Kansas Criminal Justice Reform Commission
1:30 PM	H Education	218-N	Bill Intros
1:30 PM	H Health & Human Ser.	112-N	N/A
1:30 PM	H Higher Ed. Budget	281-N	N/A

1:30 PM	H Transportation	582-N	N/A
2:30 PM	SENATE FLOOR		
3:30 PM	H Agriculture	112-N	Bill Intros
3:30 PM	H General Gov. Budget	281-N	N/A
3:30 PM	H Judiciary	582-N	Bill Intros, HB2076- Clarifying that bond agents seeking discharge requiring appearance in court where bond was filed
3:30 PM	H K-12 Budget	546-S	Bill Intros
3:30 PM	H Social Services Budget	152-S	Bill Intros, Briefing on Nursing Facilities and State Hospitals
3:30 PM	H Tax	346-S	Bill Intros, Information on Decoupling from Federal Tax Code (relates to SB22)
3:30 PM	H Transportation Budget	118-N	N/A
3:30 PM	H Insurance	218-N	Bill Intros
	<u>THURSDAY</u>		
8:30 PM	S Agriculture	144-S	Bill Intros, Committee Agenda Announced
8:30 AM	S Public Health & Welfare	142-S	Bill Intros, Briefing on 340(b) Drug Pricing
8:30 AM	S Transportation	546-S	Bill Intros, Possible Action
9:00 AM	H Appropriations	112-N	Bill Intros, Possible Action
9:00 AM	H Fed & State	346-S	Bill Intros
9:00 AM	H Water	152-S	Bill Intros
9:00 AM	H Utilities & Telecom	582-N	Bill Intros, Briefing: November 2020 911 outage in Kansas
9:00 AM	H Veterans	281-N	N/A
9:30 AM	S Tax	548-S	Bill Intros
9:30 AM	S Financial Inst. & Insurance	546-S	Bill Intros, ACTION: SB15-KS Economic Recovery Loan Deposit Program; SB28- Reinsurance model law SB30- Securities Act Victim Restitution Program
9:30 AM	S Local Government	142-S	Bill Intros

10:30 AM	S Commerce	546-S	Bill Intros, Possible Action
10:30 AM	S Fed & State	144-S	Bill Intros, TBD
10:30 AM	S Judiciary	346-S	Bill Intros, TBD
10:30 AM	S Ways & Means	548-S	Bill Intros, Possible Action
11:00 AM	HOUSE FLOOR		
1:30 PM	S Education	144-S	Bill Intros, Possible Action
1:30 PM	S Utilities	548-S	Bill Intros, Action: SB24- Prohibiting Municipalities from imposing energy usage restrictions
1:30 PM	H Ag. Budget	118-N	N/A
1:30 PM	H Children & Seniors	152-S	Bill Intros, Hearing: HB2004- Creating right to appeal an involuntary discharge of from adult residential care facility
1:30 PM	H Commerce	346-S	Bill Intros, Action: HB2045- Revising the Kansas Angel Investor Tax Credit Act
1:30 PM	H Corrections & JJ	546-S	Bill Intros
1:30 PM	H Education	218-N	N/A
1:30 PM	H Health & Human Ser.	112-N	Bill Intros
1:30 PM	H Higher Ed. Budget	281-N	N/A
1:30 PM	H Transportation	582-N	Bill Intros, Hearing: HB2014- Permitting military surplus vehicles to register with Division of Vehicles
2:30 PM	SENATE FLOOR		
3:30 PM	H Agriculture	112-N	Bill Intros
3:30 PM	H Judiciary	582-N	Bill Intros, Possible Action
3:30 PM	H K-12 Budget	546-S	N/A
3:30 PM	H Social Services Budget	152-S	N/A
3:30 PM	H Tax	346-S	Bill Intros, TBD
3:30 PM	H Transportation Budget	118-N	N/A
3:30 PM	H Elections	218-N	Bill Intros, Hearing: HB2054- Limiting who may deliver advanced ballots; Possible Action