

MINUTES OF THE HOUSE BUSINESS, COMMERCE AND LABOR COMMITTEE.

The meeting was called to order by Chairperson Al Lane at 9:10 a.m. on February 5, 2002 in Room 521-S of the Capitol.

All members were present except: Rep. John Ballou - excused
Rep. Broderick Henderson - excused

Committee staff present: Jerry Donaldson, Legislative Research
Bob Nugent, Revisor of Statutes
Rena Jeffries, Revisor of Statutes
Bev Adams, Secretary

Conferees appearing before the committee: Rebecca Rice, KS Chiropractic Assn.
Rep. David Huff
Ed Wise
Ron Hein, KS Restaurant and Hospitality Assn.
Philip Bradley, KS Licensed Beverage Assn.
Terry Leatherman, KCCI
Steve Rarrick, Deputy Attorney General

Others attending: See attached list

The committee meetings on January 30 and 31 were cancelled due to adverse weather conditions.

The minutes of January 16, 22, 23 and 24 were passed out to the committee to be read and approved later.

A handout from Bill Layes, Kansas Department of Human Resources, KDHR, answering questions from his appearance earlier was passed out to the committee. ([Attachment 1](#))

Introduction of Bills

Rebecca Rice, Kansas Chiropractic Association, appeared before the committee to request legislation making changes in the state's worker's compensation statutes. ([Attachment 2](#))

A motion was made by Rep. Johnson to approve the legislation as a committee bill. Rep. Ruff seconded the motion. The motion passed.

Hearing on: HB 2674 - Regulations of gift certificates

Rep. David Huff, the sponsor of **HB 2674**, appeared before the committee as a proponent of the bill. The bill would make a gift certificate purchased by an individual non-expiring. ([Attachment 3](#)) He ended his testimony by answering questions.

Ed Wise appeared as a proponent who had a bad experience with a gift certificate he had bought for his wife not being honored because it could not be used before the date it would expire because the appointment books were full. ([Attachment 4](#)) He concluded his testimony answering many questions.

Ron Hein, Kansas Restaurant and Hospitality Association, had some concerns about the bill the way it is written. They do not object to the concept of **HB 2674**, but would hope that their concerns could be solved prior to the legislation being passed out of committee. ([Attachment 5](#)) He answered many questions on how this bill would affect the type of businesses he represents.

Philip Bradley, Kansas Licensed Beverage Association, appeared as a neutral with concerns. Their job is to make consumers happy. They honor all certificates, as it is good business. He believes that the intent of the bill is good, but is too far reaching.

Terry Leatherman, KCCI, presented the testimony of Marlee Carpenter, as she was appearing before another committee. They appeared before the committee not in support or in opposition of the bill but to provide information given to them by their retail members. Some of their members do not put expiration dates on

CONTINUATION SHEET

MINUTES OF THE HOUSE BUSINESS, COMMERCE AND LABOR COMMITTEE, February 5, 2002, at 9:10 a.m. in Room 521-S of the Capitol Building.

their certificates while others are concerned with the elimination of expiration dates. Kansas retailers state that expiration dates encourage customers to remember their gift certificates and to use them. They estimate that only one half of one percent of gift certificates are not used in the first year. (Attachment 6)

Steve Rarrick, Deputy Attorney General for Consumer Protection, appeared to suggest amendments to the bill to make the wording conform to definitions in the Kansas Consumer Protection Act. Other amendments concern the redemptions of gift certificates in cash, allowing for issuance of new certificates for the amount not used if the full amount is not redeemed at the time of redeeming the certificate, gift certificates purchased at a volume discount, and tying the bill to K. S. A. 17-1769. (Attachment 7) He concluded his testimony by answering questions.

No others were present to testify for or against **HB 2674** and Chairman Lane closed the hearing.

Hearing on: HB 2676 - Electronically printed credit card receipts, restrictions

Rep. David Huff appeared before the committee as a proponent of the bill. **HB 2676** would help to protect consumers from credit card fraud by making it mandatory for all retailers to xxxx out at least all but the last five numbers of credit cards when a purchase is made. (Attachment 8)

Written testimony was handed out from Marlee Carpenter, Kansas Chamber of Commerce and Industry (KCCI) giving information given to them by their retail members. (Attachment 9)

Steve Rarrick, Deputy Attorney General of the Consumer Protection Division, appeared on behalf of Attorney General Carla J. Stovall to testify in support of **HB 2676**. (Attachment 10)

No others were present to testify for or against the bill and Chairman Lane closed the hearing on **HB 2676**.

Chairman Lane adjourned the meeting at 10:30 a.m.

The next scheduled meeting will be held on Tuesday, February 12, 2002.