

MINUTES OF THE SENATE ASSESSMENT AND TAXATION COMMITTEE

The meeting was called to order by Chairman Barbara Allen at 10:40 A.M. on February 9, 2005 in Room 519-S of the Capitol.

All members were present.

Committee staff present:

Chris Courtwright, Kansas Legislative Research
Martha Dorsey, Kansas Legislative Research
Gordon Self, Revisor of Statutes Office
Nancy Kirkwood, Secretary

Conferees appearing before the committee:

Edward Cross, Executive VP, Kansas Independent Oil & Gas Association (KIOGA)
Mike Terry, Executive Director, Oklahoma Energy Resources Board (OERB)
Gary Anderson, Gilmore & Bell PC
Larry Baer, League of Kansas Municipalities
Mary Buhl, Legal Counsel, Johnson County
Doug Wareham, Kansas Bankers Association

Others attending:

See attached list.

SB 209 - Transportation Development District Act, district sales tax

Chairperson Allen opened the meeting today with a hearing on **SB 209** - Transportation Development District Act, district sales tax.

Gary Anderson, Gilmore & Bell, appeared before the Committee in support of **SB 209**. Mr. Anderson stated **SB 209** would remove the protest provisions, and also clarify that the public hearing would cover the intent to levy a TDD sales tax in the district (Attachment 1).

Larry Baer, presented testimony on behalf of the League of Kansas Municipalities in support of **SB 209** (Attachment 2).

There being no others wishing to testify as a proponent or opponent on **SB 209**, Chairperson Allen closed the public hearing.

SB 193 - Minimum bids required of mortgages at tax foreclosure sales of real estate

Chairperson Allen brought the Committee's attention to the hearing on **SB 193** - minimum bids required of mortgages at tax foreclosure sales of real estate.

Chairperson Allen welcomed Mary Buhl, Legal Counsel, Johnson County, to the Committee. Ms. Buhl testified as a proponent of **SB 193**, stating the bill was written to assist Kansas counties with the collection of delinquent real estate taxes (Attachment 3).

Judy Moler, Legislative Services Director, Kansas Association of Counties, provided the Committee with written testimony in support of **SB 193** (Attachment 4).

There being no others wishing to testify as a proponent to **SB 193**, the Chair asked for the opponents to the bill.

Doug Wareham appeared before the Committee on behalf of the Kansas Bankers Association (KBA). Mr. Wareham's testimony stated **SB 193** is an attempt to disrupt the uniformity of the foreclosure process by singling out mortgagees, and placing a higher burden in the form of a minimum bid requirement on them, if they choose to enter a bid on real estate sold at public auction (Attachment 5).

CONTINUATION SHEET

MINUTES OF THE Senate Assessment and Taxation Committee at 10:40 A.M. on February 9, 2005 in Room 519-S of the Capitol.

There being no others wishing to testify as an opponent to **SB 193**, Chairperson Allen closed the hearing.

The Chair brought the Committee's attention to reconsider the action previously taken on **SB 37**. When the bill was discussed and worked, the Committee made a substantive change regarding the ability of the public to obtain parent/subsidiary information. The Committee deleted the language that made this information available to the public on corporate annual reports. The bill was brought back to Committee to further discuss this substantive change. Melissa Wangemann, Secretary of State's office, and Marlee Carpenter, KCCI, submitted material for the Committee regarding this issue (Attachment 6).

Final action on:

Chairperson Allen called for a motion to reconsider **SB 37**. Senator Lee Made a motion to reconsider the previous action on SB 37, and to report the bill favorably as amended. Senator Schmidt seconded the motion, and the motion carried.

Senator Lee made a substitute motion to remove the amendment that would eliminate the requirement for parents to list subsidiaries on the annual report to Secretary of State. Senator Goodwin seconded the motion and the motion carried.

Senator Lee made a motion to pass SB 37 favorably as amended. Senator Schmidt seconded the motion, and the motion carried.

SB 70 - Creating the Kansas petroleum education and marketing act

Edward Cross, KIOGA, presented testimony in support of **SB 70**, and explained why the bill is needed, how the program will be funded, and how the program benefits all citizens of Kansas (Attachment 7).

Supporting testimony for **SB 70** was submitted in writing by Mike Terry, Executive Director, OERB (Attachment 8).

There being no others wishing to testify as a proponent, and no opponents, the Chair closed the hearing on **SB 70**.

Approval of minutes

Senator Jordan made a motion to approve the minutes of February 3rd, seconded by Senator Pine. The motion carried.

The meeting adjourned at 11:50 a.m.

The next meeting is Thursday, February 10, 2005