

SESSION OF 2012

SUPPLEMENTAL NOTE ON HOUSE BILL NO. 2766

As Amended by House Committee on Education
Budget

Brief*

HB 2766, as amended, would create the Creative Arts Industries Commission within the Kansas Department of Commerce. The bill would merge the existing powers, functions, and duties of the Arts Commission and the Kansas Film Commission. Under the bill, the Commission would be the official state program for the arts and is charged with promoting, supporting, coordinating, fostering, developing, and measuring the outcomes of the arts.

The Commission would have 11 members, who would serve for terms of three years and members may be reappointed to a term of three years. Under the provisions of the bill members may not serve more than two terms. Additionally, there would always be at least one member from each congressional district. The members of the Commission would include the following:

- One member appointed by the President of the Senate;
- One member appointed by the Minority Leader of the Senate;
- One member appointed by the Speaker of the House;
- One member appointed by the Minority Leader of the House; and
- Seven members appointed by the Governor.

*Supplemental notes are prepared by the Legislative Research Department and do not express legislative intent. The supplemental note and fiscal note for this bill may be accessed on the Internet at <http://www.kslegislature.org>

All members appointed by the Governor would be appointed for terms of three years, except in the initial appointment, three of the members would be appointed for two-year terms and four members would be appointed for three-year terms.

The members of the Commission should represent the major fields of the arts and related creative industries and the Commission is required to meet at least four times during each calendar year. The Department of Commerce would provide an executive director and other assistance as required. Additionally, the Secretary of Revenue would provide assistance in the measurement of economic outcomes for the arts.

Background

The bill was introduced by the House Committee on Appropriations. Proponents of the bill included Representative Lana Gordon; Linda Browning Weis, Chairman, Arts Commission; Sarah Fizell, Kansas Citizens for the Arts; Peter Jasso, Kansas Film Commission; John Cinca, Junction City Arts Council; Jeanine McKenna, President and CEO, Emporia Area Chamber of Commerce; Vicki Buening, Kansas Citizens for Arts; Emily Hunter, Executive Director, Symphony in the Flint Hills; Megan Keller, Miss Wichita Outstanding Teen, Wichita NW; and Henry Schwaller, past-Chair, Kansas Arts Commission. Neutral testimony was provided by Mary Kenney McCabe, Executive Director of the Mid-America Arts Alliance. Written testimony was provided by Jonathan Katz, Chief Executive Director, National Assembly of State Arts Agencies; and Robert Lynch, President and CEO, Americans for the Arts.

There were no opponents to the bill.

The House Committee amended the bill by eliminating all references to humanities. The Committee also removed the provision in the bill that allows the Secretary of Commerce to appoint an executive director. The Committee

added language that the Department of Commerce shall provide staff consisting of an executive director.

The revised fiscal note indicated that passage of the bill would have no fiscal impact. Under the FY 2013 Governor's budget recommendation, the Commission would be funded through a \$200,000 appropriation from the Economic Development Initiatives Fund. The Department of Revenue would manage costs associated with vehicle tags within existing resources.