

MINUTES

LEGISLATIVE COORDINATING COUNCIL

December 16, 2003

Members participating:

President Dave Kerr, Chairperson
Speaker Doug Mays, Vice-Chairperson
Senator Lana Oleen, Majority Leader
Senator Anthony Hensley, Minority Leader
Representative Clay Aurand, Majority Leader
Representative John Ballou, Speaker Pro Tem
Representative Dennis McKinney, Minority Leader

The meeting was called to order by President Kerr at 2:05 p.m. in Room 123-S, State Capitol. Speaker Mays participated in the meeting by telephone conference call.

CONSENT AGENDA

Representative Ballou moved that the minutes of the November 20, 2003, meeting be approved. Senator Oleen seconded the motion and the motion carried.

KANSAS NATURAL RESOURCES LEGACY ALLIANCE REPORT

President Kerr called upon Mrs. Sheila Frahm, chairperson of the Kansas Natural Resources Legacy Alliance, to present the final report and recommendations of the Alliance. Chairperson Frahm introduced the other members of the Alliance who were present. In addition to Chairperson Frahm, the following members participated in presenting the report: J.D. Rector, of Chautauqua County, Rep. Dan Johnson, of Hays, Kansas, Steve Irsik, of Ingalls, Kansas, and John Strickler, of Manhattan, Kansas.

As provided by 2002 Senate Bill No. 504 (K.S.A 2003 Supp. 2-1921 et seq.), the Alliance was charged to "develop a vision for using the state's natural resources to assure economic development, a healthy environment, proper protection of natural resources, opportunities for natural resource and environmental education, and quality of life for Kansas families and individual citizens." The Alliance organized, held 44 public meetings during 18 months throughout the state, reviewed current and anticipated future activities of local, state and federal agencies, and developed

specific recommendations and strategies for consideration by the legislature.

The Alliance recommends consideration of establishing a Kansas Natural Resources Authority, to replace the Kansas Water Authority. This new agency would have planning responsibility for all areas of natural resources to assure a quality of life for all Kansans with clean air, water and food production necessary for the future; while at the same time recognizing our Kansas tradition of limited public ownership of land and private property rights. It was noted that the recommendation was not to create this new agency during the 2004 session, but that formal planning and continued study should commence during the 2004 session and continue through the 2005 interim to develop specific legislation for consideration during the 2005 session. It was reported that Governor Sebelius has created a natural resources sub-cabinet within the executive branch.

President Kerr acknowledged receipt of the report and recommendations of the Kansas Natural Resources Legacy Alliance on behalf of the legislature and complemented the members of the Alliance on the extent and diligence of their efforts.

REPORT OF SUBCOMMITTEE ON ADMINISTRATION

Representative McKinney presented the report of the Subcommittee on Administration to the Council. Since only two members were in attendance at the subcommittee meeting, the agenda items were reported to and reviewed by all members of the Council.

Regarding the proposed Kansas Legislative Information Technology Policies, Representative McKinney moved that the Council adopt the proposed KLIT policies without the changes recommended by the Joint Committee on Information Technology and by striking the last sentence in Policy 1.3.1 relating to games included as part of the operating system or other supported software. The motion was seconded by Representative Aurand and the motion carried.

With respect to the duties of the Legislative Chief Information Technology Officer (LCITO), Representative McKinney moved that the scope of duties would be limited to directions received from either the Council or the Joint Committee on Information Technology and would not include any directions or requests from one or more individual legislators. The motion was seconded by Senator Oleen and the motion was adopted. The Council approved an outline of work activities for the LCITO including an updating of the legislative strategic computer plan.

The Council discussed the recommendation of the Special Committee on Kansas Security and other issues related to issuing key cards for access to the statehouse to lobbyists and other persons. President Kerr announced that he was creating the Subcommittee on Statehouse Entry Key Cards to study the matter further and to report back to the Council. President Kerr appointed Senator Oleen, Representative Aurand, Senator Hensley and Representative McKinney as members of the subcommittee. Senator Oleen was designated as the Chair of the subcommittee.

The proposed amendment to LCC Policy 55 was discussed regarding authority for appointment of a replacement for any legislator member who declines to serve on the Capitol Restoration Commission. It was proposed that if a member decides not to serve on the Capitol Restoration Commission that such member's replacement would be named, as appropriate, by the President of the Senate, the Speaker of the House of Representatives, the Minority Leader of the Senate or the Minority Leader of the House of Representatives. Representative McKinney moved to adopt the proposed amendment and Senator Hensley seconded the motion. The motion carried.

Representative McKinney moved that the addendum to the agreement between the Council and the Information Network of Kansas, Inc., providing that the content of a legislator website is to be the sole responsibility of the legislator and the size of a legislator website may not exceed 10 megabytes without the written consent of the Information Network of Kansas be approved, and that the Chairperson of the Council be authorized to sign the addendum on behalf of the Council. Senator Oleen seconded the motion and the motion carried.

Senator Hensley moved that, in addition to the \$19.8 million endorsed by the legislative Coordinating Council for bond financing for Phase 2 of the capitol preservation and restoration project at the November 20, 2003, meeting of the Council, amounts required for costs of any bond issuance, costs of interest on any bond issued or obtained for such capital improvement project and any required reserves for payment of principal and interest on any bond also be endorsed by the Council as part of such bond financing. Speaker Mays seconded the motion and the motion carried unanimously.

REPORT OF SUBCOMMITTEE ON FACILITIES AND PLANNING

Senator Oleen presented the report of the Subcommittee on Facilities and Planning to the Council. The subcommittee received an update on the capitol preservation and restoration project from Barry Greis, Capitol Architect and Project Manager, who reported that the project remains within budget and on schedule. The parking garage is scheduled to open on April 3, 2004, and that there will be approximately 170 parking spaces for the public.

The subcommittee received a report from Mr. Jeff Russell, Director of Legislative Administrative Services, that meeting rooms and offices in the capitol for the 2004 session will be ready for use, including a committee room being equipped for the committee computerization project. Mr. Russell also reported that statehouse evacuation plans are being developed and reviewed. These plans will be updated as the capital improvement projects proceed and are to be posted and reviewed by committees in the meeting rooms.

Ms. Barb Hinton, Legislative Post Auditor, presented the annual report of the Division of Post Audit of audits conducted during fiscal year 2003, including a summary of realized and potential cost-saving measures and revenue enhancements recommended in those audits.

DIRECTORS' CONFERENCES

Speaker Mays, who was participating in the meeting by telephone conference call, announced that he was leaving the meeting. Senator Oleen moved that the open meeting of the Legislative Coordinating Council be recessed for a closed, executive meeting pursuant to subsection (b)(1) of K.S.A. 2003 Supp. 75-4319 for a discussion of personnel matters of nonelected personnel which are under consideration by the Legislative Coordinating Council, relating to annual evaluation of the Director of Legislative Administrative Services, the Director of the Legislative Research Department and the Revisor of Statutes to protect the privacy interests of such individuals, that the Legislative Coordinating Council resume the open meeting in Room 123-S of the Statehouse at 3:45 p.m., and that this motion, if adopted, be recorded in the minutes of the Legislative Coordinating Council and be maintained as a part of the permanent records of the Legislative Coordinating Council. Representative Ballou seconded the motion and the motion was adopted at 3:15 p.m., on December 16, 2003.

At 3:45 PM the Council resumed the open meeting and Senator Oleen moved that the open meeting of the Legislative Coordinating Council be recessed for a closed, executive meeting pursuant to subsection (b)(1) of K.S.A. 2003 Supp. 75-4319 for a discussion of personnel matters of nonelected personnel which are under consideration by the Legislative Coordinating Council, relating to annual evaluation of the Director of Legislative Administrative Services, the Director of the Legislative Research Department and the Revisor of Statutes to protect the privacy interests of such individuals, that the Legislative Coordinating Council resume the open meeting in Room 123-S of the Statehouse at 3:55 p.m., and that

this motion, if adopted, be recorded in the minutes of the Legislative Coordinating Council and be maintained as a part of the permanent records of the Legislative Coordinating Council. Representative Ballou seconded the motion and the motion was adopted at 3:45 p.m., on December 16, 2003.

OTHER MATTERS

At 3:55 PM the Council resumed the open meeting. Mr. Russell reported that the travel requests approved by the Council to date could cause the travel expenses to exceed the travel budget approved by the Council earlier this year, but that sufficient funds were available in the legislative budget to cover these expenses.

Senator Oleen announced that the Subcommittee on Statehouse Entry Key Cards would be meeting prior to the 2004 session of the legislature by conference call on a date to be announced.

Prior to the meeting members of the Council received a Policy 20 meeting authorization from President Kerr, a memorandum from Representative McClelland and an e-mail from Mr. John Potter, chief of staff to the Speaker of the House, relating to the proposed computer policies and a memorandum from Mr. Raney Gilliland of the Legislative Research Department providing background on the Kansas Natural Resources Legacy Alliance.

Mr. Furse suggested that the minutes of today's Council meeting be mailed to the members of the Council for their approval. The Council members agreed to this approach.

On motion the meeting was adjourned.

Prepared by

Norman J. Furse,
Revisor of Statutes,
as Secretary

Approved by

President Dave Kerr, Chairperson