

MINUTES OF THE HOUSE COMMERCE AND LABOR COMMITTEE

The meeting was called to order by Chairman Don Dahl at 9:00 A.M. on February 22, 2006 in Room 241-N of the Capitol.

All members were present.

Committee staff present:

Jerry Ann Donaldson, Kansas Legislative Research Department
Norm Furse, Office of Revisor of Statutes
Renaë Jefferies, Office of Revisor of Statutes
June Evans, Committee Secretary

Conferees appearing before the committee:

Others attending:

See attached list.

The Chairman said this was the last day for this Committee to meet on House Bills and final action would be taken on several bills today.

HB 2671: Workers compensation; occurrence deductibles, defined.

Staff briefed the committee on a balloon for **HB 2671**. On page 1, line 9 “occurrence” was struck and on line 9 after “occurrence” add “or per claimant, or both,”.

Representative Schwab moved and Representative Grange seconded to adopt the balloon for **HB 2671**. The motion carried.

Representative Schwab moved and Representative Humerickhouse seconded to move **HB 2671** out as amended. The motion carried.

HB 2839: Residential landlord and tenant act; evictions; disposition of possessions.

Staff briefed the committee on **HB 2839**.

The Chairman recognized Representative Yonally who stated that he introduced **HB 2939 - Landlord and tenants; tenant may terminate rental agreement if a victim of felony offense or theft of \$500; notice required** late and would like to amend **HB 2939** into **HB 2839**.

Representative Pauls moved and Representative Ruff seconded to replace **HB 2839** with **HB 2938**.

For clarification the Chairman asked if this was a gut and go? Representative Pauls answered in the affirmative.

Vice Chairman Schwab said he was opposed to that as there were no opponents to **HB 2839**.

Vice Chairman Schwab moved and Representative Masterson seconded a Substitute Motion to pass **HB 2839** out favorably.

Representatives Roth and Wolf stated they liked Representative Yonally’s bill.

Representative Grant said he liked **HB 2839** and Yonally’s bill, **HB 2938**. If the Substitute Motion goes down, he would like to add **HB 2938** to **HB 2839**; not a gut and go.

Vice Chairman Schwab encouraged the Substitute Motion and **HB 2938** could be put in the bill on the Floor. A Division was called - Yeas 10 - Nays 9. The Substitute Motion carried.

CONTINUATION SHEET

MINUTES OF THE House Commerce and Labor Committee at 9:00 A.M. on February 22, 2006 in Room 241-N of the Capitol.

HB 2658 - Gift certificates, restrictions.

Vice Chairman Schwab briefed the committee on the Sub-Committee Report on **HB 2658**.

Vice Chairman Schwab moved and Representative Garcia seconded to adopt the Sub-Committee Report on **HB 2658**. The motion carried.

Representative Schwab moved and Representative Garcia moved to pass **HB 2658** out favorably as amended. The motion carried.

HB 2928 - Leave from employment for victims of domestic violence or sexual crimes.

Staff brief the committee on balloon amendment on **HB 2928**. This tightens up the bill and limits the time line (Attachment 1).

Representative Grant moved and Representative Schwab seconded to adopt the balloon on **HB 2928**. The motion carried.

Representative Pauls moved and Representative Grant seconded to move **HB 2928** out favorably as amended. The motion carried.

HB 2841 - Misclassifying employees as independent contractors prohibited.

Staff briefed the committee on the balloon of **HB 2841 - Misclassifying employees as independent contractors prohibited** (Attachment 2).

After discussion Representative Grant moved and Representative Ruff seconded to adopt the balloon on **HB 2841**.

The motion passed. Representative Kiegerl wished to be recorded as voting **NO**.

Representative Johnson moved and Representative Kiegerl seconded to Table **HB 2841**. A Division was called and there was a tie vote. The Chairman voted "Yea" and **HB 2841** was Tabled.

The Chairman thanked the Committee, the staff and secretary for their good work the first half of the session.

The meeting adjourned at 10:00 a.m. The next meeting is on call of the Chairman.