

Revised 12-22-15

City of Wichita

2016 Legislative Agenda

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22 DECEMBER 2015

# A Partnership For Wichita

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Largest city in Kansas, an American business hub with focus on residential quality of life

As a result, there are ample number of legislative issues across the issue spectrum with impact on the City and how it can execute on its plan

To do the City of Wichita and its constituents justice, a new partnership was created

Bright & Carpenter Consulting coupled with Gencur Svaty Public Affairs

3 career government affairs professionals, combined experience of nearly 55 years and extensive background in nearly all the issues facing the City

Daily statehouse presence and offices across the State in Topeka, Johnson County and Ellsworth and a regular presence in Wichita

# Bright & Carpenter Consulting

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Government relations & public affairs consulting firm with more than 35 years of combined experience lobbying at the Kansas Statehouse.

Successfully represent clients on several key issues including budget issues, tax issues, economic development and reporting issues.

Experienced in building and leading statehouse coalitions on key legislative issues.

Principles licensed to practice law in Kansas.

Strong relationships with key Kansas business associations and industry leaders.

# Gencur Svaty Public Affairs

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Planned, implemented & directed public affairs activities for nearly 20 years at the local, state & federal level

A 100% track record in cultivating the desired or favorable solution for client

Primary focus on energy & water policy in addition to local government and tax issues

Many additional service offerings beyond state and federal lobbying available to clients

Own and operate Free State Farms in Ellsworth

# The 2016 Session

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## Election Year

- 125 House seats up for election
- 40 Senate seats up
- 4 Congressional seats and 1 US Senate seat
- Average 20% legislative turnover

## The Big 3 in 2016

- Budget
- Tax Policy
- Education Reform

# 2016 Legislative Issues

## Economic Development

### Arts District

ISSUE	CURRENT VERSION	STATUS	2016 ACTION
Arts District	HB 2368 would establish cultural arts districts.	Hearing held in House during the 2015 Legislative Session, with no further action.	If desired, work with the City, Reviser's office and other interested parties to create suitable version for 2016 legislative action.
	Tax Relief to artist live/work spaces in designated districts defined by local government.	Monitor	Monitor with potential support.

# 2016 Legislative Issue Economic Development

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Economic Development</b>	Council support for continuation of state economic development programs. Many of these programs will be reviewed by the Tax Committees due to the Special Committee on Tax recommendation.	Monitoring	Monitoring

# 2016 Legislative Issue

## Economic Development

### Export Promotion

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Export Promotion</b>	Council support for renewed funding	Possible FY2016 contract renewal with Commerce Department Resources.	Meet with Sen. Masterson, who initiated Commerce Department conversation.

# 2016 Legislative Issues

## Economic Development

### WATC/NCAT

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
WATC/NCAT	Funding as requested in FY2016 and FY 2017 budget.	Awaiting action during the 2016 Legislative Session.	Monitor during 2016 Legislative Session.

# 2016 Legislative Issues

## Emergency Services

### Body Camera Records

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Body camera records</b>	Committee discussion and bill introduced but no action taken.	Awaiting potential action during the 2016 Legislative Session.	Bill may be back during the 2016 Legislative Session. Continue to monitor.

# 2016 Legislative Issues

## Emergency Services

### Driving While Suspended Lookback

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Driving While Suspended Lookback</b>	HB 2040 was introduced during the 2015 Legislative Session and would amend the law and only allow for a 5-year lookback when determining the first, second of subsequent conviction.	The bill was passed by House Judiciary Committee and was stricken from the House Calendar.	A similar bill may be introduced during the 2016 Legislative Session.

# 2016 Legislative Issue

## Finance/Tax

### Property Tax Lid

ISSUE	CURRENT VERSION	STATUS	2016 ACTION
Property Tax Lid	Enacted in final tax revenue bill (HB2109). Changes made to lessen impact on local government. Potential bill in 2016 to remove some of the exemptions and accelerate implementation date.	Renewed efforts expected in 2016 session.	<p>Oppose any changes that may be harmful to City of Wichita.</p> <p>Explore expanding exemptions to include rehabilitation and redevelopment of commercial and industrial structures.</p> <p>The League's position: <i>Local spending and taxing decisions are best left to the local officials representing the citizens that elected them. We oppose any state-imposed limits on the taxing and spending authority of cities and support repeal of the property tax lid.</i></p>

# 2016 Legislative Agenda

## Finance/Tax

### Sales Tax Exemption

ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Sales Tax Exemptions</b>	Special Committee on Taxation met over this fall and recommended that the House and Senate Tax Committees to set up a process to sunset all tax credits, sales tax exemptions and other tax policy that creates special tax treatment. The committee is also tasked with creating standards for new exemptions and developing measurable goals for credits and exemptions. Constitutional and value added sales tax exemptions were exempt but governmental entities were not.	To be reviewed by the 2016 Legislature.	Monitor and work with other interested parties as the Tax Committees develop their recommendations and process.

# 2016 Legislative Agenda

## Finance/Tax

### Sales Tax Distribution

ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Sales Tax Distribution</b>	Current formula (circa 1985) has created a significant disparity in the amount of SGC Sales Tax received vs. generated. While 2016 estimates show the city of Wichita will generate approx. \$77.195 million in sales tax, it will only receive approx.. \$59.358 million – a difference of +\$17.8 million. The majority (~\$13,088 million) goes to the unincorporated area of the county.	The state has already enacted such exceptions to the formula for 3 other jurisdictions.	On behalf of Wichitans and other cities, support consideration of an exception to fix this disparity.

# 2016 Legislative Issues

## General Government

### Local Control/Home Rule

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
Local Control/Home Rule	Council support of LKM position on home rule authority.	Monitoring	Protect the longstanding constitutional home rule authority of Kansas cities approved by voters in 1960. Local issues and problems should be handled at the level of government closest to the citizens we represent.

# 2016 Legislative Issues

## General Government

### Annexation

ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Annexation</b>	After much debate in both the House and Senate, annexation related legislation was enacted requiring 2/3 county commission approval to for a city to annex land. The Senate included language to prohibit island annexation which was removed at the end of the session allowing the bill to pass the Legislature and be signed by the Governor.	2015 bill was signed into law by the Governor. More stringent legislation may be introduced in 2016.	The ability of cities to grow is inherent in the economic growth and development of the state. Therefore, we oppose any change that limits the authority of cities' orderly growth through annexation.

# 2016 Legislative Issues

## General Government

### Blight

ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Blight</b>	SB 84 was introduced during the 2015 Legislative Session and would amend the definition of blight.	Bill was passed by the Senate Commerce Committee but was stricken from legislative calendar.	A similar bill may be introduced during the 2016 Legislative Session. Monitor and work with other interested parties.

# 2016 Legislative Issues

## General Government

### Conceal and Carry

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Conceal and Carry</b>	Make change to the Personal and Family Protection act to allow security passes for public buildings.	City Attorney's office has been working with Rep. Brunk on language.	Find new sponsor and advocate for this issue during session.

# 2016 Legislative Issues

## General Government

### Elections

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Elections</b>	Legislation was enacted in 2015 moving local elections to the fall of odd years from the spring. There were a few points in the bill that may need clarification pertaining to upcoming elections.	Signed into law. Current debate on whether provisions of the bill need to be altered.	Potential for legislation in 2016 to re-open the election bill which could allow for further pursuit of election changes. Monitor and work with other interested parties.

# 2016 Legislative Issues

## General Government

### Insurance Proceeds

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Insurance Proceeds</b>	The Kansas League of Municipalities is working on bill to amend KSA 40-3901 to add seismic activity to the list of perils in which a city can retain a percentage of the insurance settlement if the insured walks away from the property. The League is also asking to extend the window to 45 days	Kansas League of Municipalities has a bill draft.	Work with League on issue during 2016 Legislative Session.

# 2016 Legislative Issues

## General Government

### Public Lobbying

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Public Lobbying</b>	Legislation was enacted in 2015 that created additional reporting and disclosure requirements of public funds used by a public entity for public awareness/advocacy.	Fall interim held to discuss further modifications to public lobbying bill following legislation signed into law by Governor.	Work to ensure no further onerous changes will be made to last year's public lobbying disclosure, reporting and filing bill.

# 2016 Legislative Issues

## General Government

### Election Signage

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
Election Signage	2015 sign legislation		Recent legislation violates the June 18, 2015 Supreme Court ruling in the <u>Reed v. Gilbert AZ</u> case.

# 2016 Legislative Issues

## Public Works/Utilities

### 50-Year Water Plan

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Water: 50-Year State Plan</b>	Council statement of support for Equus Beds recognition in state 50-year plan.	Presentation before House Ag Committee in 2015.	Continued discussion during the 2016 Legislative Session.

# 2016 Legislative Issues

## Public Works/Utilities

### Water: Regulatory Remedies

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Water: Regulatory Remedies</b>	PW&U letter to Kansas Department of Agriculture and Water Office.	Discussion with state agency.	Continued discussion

# 2016 Legislative Issues

## Public Works/Utilities

### Water Plan

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Water: Water Plan</b>	Council support for reevaluation of governance, funding of state Water Plan. Water Authority appointment for Alan King August 2015.	Discussion with state agency.	Continued discussion

# 2016 Legislative Agenda

## Public Works/Utilities

### Groundwater Rights

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Groundwater Water Rights</b>	Legislation was introduced last session concerning groundwater water rights.	Bill never received a hearing last session.	Continue to monitor HB 2245 and express opposition if the bill would appear to gain traction

# 2016 Legislative Issues

## Public Works/Utilities

### BMP Program

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Offsite Best Management Practices (BMP) program</b>	The City's proposed offsite BMP program would allow developers and owners of property to elect to pay an annual fee to support offsite, downstream protections against runoff pollution, as an alternative to meeting code requirements for onsite runoff mitigation on each specific property when it is developed.	Under development	Begin the education process with local stakeholders and elected officials about the issue and the need for any changes.

# 2016 Legislative Issues

## Transportation

### Passenger Rail

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Passenger Rail</b>	Council support of state funding for NEPA study.	Planning stage.	Monitor and work with other interested parties to support passenger rail in Wichita.

# 2016 Legislative Issues

## Transportation

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ISSUE	CURRENT VERSION	STATUS	2016 ACTION
<b>Transportation</b>	Council support for full execution of T-WORKS; oppose redirection of KDOT funding	KDOT funding redirected to balance FY2015 state budget and FY 2016 state budget.	Monitoring and work with interest groups.

# Questions?

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Thank you for the opportunity to appear before you this morning to discuss the 2016 session.

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