

## House Substitute for SENATE BILL No. 229

By Committee on Legislative Modernization

3-13

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1 AN ACT concerning the legislature; relating to compensation, salary and  
2 retirement benefits of members thereof; creating the legislative  
3 compensation commission; prescribing powers and duties of the  
4 commission; authorizing the commission to set rates of compensation  
5 and salary for members of the legislature; establishing procedures for  
6 review and possible rejection of such rates of compensation and salary  
7 by the legislature; eliminating the previously established compensation  
8 commission; repealing K.S.A. 46-3101.  
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10 *Be it enacted by the Legislature of the State of Kansas:*

11 Section 1. (a) There is created the legislative compensation  
12 commission consisting of nine members as follows:

13 (1) One member appointed by the speaker of the house of  
14 representatives. Such member appointed by the speaker shall be a former  
15 member of the legislature;

16 (2) one member appointed by the president of the senate. Such  
17 member appointed by the president shall be a former member of the  
18 legislature;

19 (3) one member appointed by the speaker pro tempore of the house of  
20 representatives;

21 (4) one member appointed by the vice president of the senate;

22 (5) one member appointed by the majority leader of the house of  
23 representatives;

24 (6) one member appointed by the majority leader of the senate;

25 (7) one member appointed by the minority leader of the house of  
26 representatives;

27 (8) one member appointed by the minority leader of the senate; and

28 (9) one member appointed by the governor.

29 (b) The initial member appointed by the speaker shall be appointed  
30 prior to August 1, 2023. All other initial members shall be appointed prior  
31 to September 1, 2023.

32 (c) No person shall be appointed to the commission who is a current  
33 member of the legislature, a current employee of the legislature or a  
34 registered lobbyist.

35 (d) The member appointed by the speaker shall serve as the first  
36 chairperson of the commission. The member appointed by the president

1 shall serve as the first vice chairperson of the commission. Thereafter, the  
2 next chairperson to be appointed prior to August 1, 2026, shall be  
3 appointed by the president and the next vice chairperson to be appointed  
4 prior to September 1, 2026, shall be appointed by the speaker. The  
5 authority to appoint the chairperson and vice chairperson for future  
6 commissions shall alternate between the speaker and the president in  
7 similar manner as for the original appointments. Vacancies shall be filled  
8 in the same manner as for the original appointments.

9 (e) Any member of the commission shall be eligible for  
10 reappointment.

11 (f) The term of each appointment to the commission shall end upon  
12 the completion of the responsibilities of the commission pursuant to  
13 subsections (h) and (i).

14 (g) The commission shall meet upon call of the chairperson. A  
15 majority of the members of the commission shall constitute a quorum for  
16 the transaction of any business of the commission. Any action taken by the  
17 commission shall be by majority vote of the members present.

18 (h) The legislative compensation commission shall:

19 (1) Make a comprehensive study of the compensation, salary and  
20 retirement benefits of the members of the legislature;

21 (2) set the rates of compensation and salary for members of the  
22 legislature to be effective as provided in subsection (i); and

23 (3) make recommendations related to retirement benefits for members  
24 of the legislature.

25 (i) In 2023, the legislative compensation commission shall establish  
26 the rate of compensation and salary for services rendered by members of  
27 the legislature during the four-year period that commences on the first day  
28 of the term of office that commences on the first day of the legislative  
29 session in January of 2025. Such rate of compensation and salary  
30 established by the commission shall be submitted to the legislature on or  
31 before December 1, 2023. Such rate of compensation and salary  
32 established by the commission shall be the rate of compensation and salary  
33 for members of the legislature unless, prior to 30 days after the  
34 commencement of the legislative session next occurring after submission  
35 of such established rate of compensation and salary to the legislature, the  
36 legislature rejects such rate of compensation and salary by the adoption of  
37 a concurrent resolution. In the concurrent resolution that rejects such rate  
38 of compensation and salary, the legislature may include a requirement that  
39 the legislative compensation commission meet within 14 days after the  
40 adoption of the concurrent resolution by the legislature to set another rate  
41 of compensation and salary to be submitted to the legislature prior to 30  
42 days after such adoption of the concurrent resolution. The legislature may  
43 reject such rate of compensation and salary by the adoption of a concurrent

1 resolution prior to adjournment sine die of that legislative session. In the  
2 event of rejection by the legislature of the second rate of compensation and  
3 salary set by the commission, the rate of compensation and salary  
4 prevailing at the time of the previous session shall remain in effect.

5 (j) (1) New members of the commission shall be appointed in 2026  
6 and every four years thereafter. The member designated as chairperson of  
7 the commission pursuant to subsection (d) shall be appointed prior to  
8 August 1 of such year. All other members of the commission shall be  
9 appointed prior to September 1 of such year.

10 (2) Commissions appointed in 2026 and thereafter may meet on call  
11 of the chairperson during the calendar year when appointed or the  
12 following calendar year. The commission shall set the rate of  
13 compensation and salary for members of the legislature to be effective  
14 during the four-year period that commences on the first day of the next  
15 commencing term of office of elected senators. The commission shall  
16 submit such rate of compensation and salary to the legislature on or before  
17 December 1 of the calendar year following the commission's appointment.

18 (3) The legislature may take such actions as provided in subsection (i)  
19 during the legislative session next occurring after the submission of such  
20 rate of compensation and salary as provided in paragraph (2).

21 (k) Members of the commission shall receive compensation,  
22 subsistence allowances, mileage and expenses as provided in K.S.A. 75-  
23 3223, and amendments thereto, when attending meetings of the  
24 commission.

25 Sec. 2. K.S.A. 46-3101 is hereby repealed.

26 Sec. 3. This act shall take effect and be in force from and after its  
27 publication in the Kansas register.