

## HOUSE BILL No. 2112

By Joint Committee on State-Tribal Relations

1-23

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AN ACT concerning the joint committee on state-tribal relations;  
amending K.S.A. 46-2303 and repealing the existing section.

*Be it enacted by the Legislature of the State of Kansas:*

Section 1. K.S.A. 46-2303 is hereby amended to read as follows: 46-2303. (a) The joint committee on gaming compacts is hereby reconstituted as the joint committee on state-tribal relations. The joint committee shall consist of 12 members as follows: (1) Five members of the senate and five members of the house of representatives; and (2) the governor or the governor's designee and the attorney general or the attorney general's designee ~~who shall be nonvoting members~~. Of the members appointed from the senate, three shall be appointed by the president of the senate and two shall be appointed by the minority leader of the senate. Of the members appointed from the house of representatives, three shall be appointed by the speaker of the house of representatives and two by the minority leader of the house of representatives. Such members shall be selected only from the membership of the standing committees on federal and state affairs, judiciary, taxation and assessment and taxation. All legislative members of the joint committee shall serve for terms ending on the first day of the regular legislative session in odd-numbered years.

(b) ~~Each year~~ *At the commencement of each regular session of the legislature, the governor or the governor's designee shall call an organizational meeting of the joint committee. The governor or the governor's designee shall serve as a temporary chairperson at the organizational meeting until a chairperson is elected as provided by this subsection. The members of the joint committee shall elect organize by electing* from its membership a chairperson and a vice-chairperson. During odd-numbered years, the chairperson shall be a member from the senate and the vice-chairperson shall be a member from the house of representatives. During even-numbered years, the chairperson shall be a member from the house of representatives and the vice-chairperson shall be a member from the senate. The vice-chairperson shall exercise all of the powers and duties of the chairperson in the absence of the chairperson.

(c) A quorum of the joint committee on state-tribal relations shall be

1 six. Actions of the joint committee recommending that a resolution ap-  
2 proving a proposed compact be adopted or not be adopted shall be only  
3 on the affirmative vote of eight or more members of the joint committee,  
4 at least four of whom shall be senators and at least four of whom shall be  
5 members of the house of representatives. Action of the joint committee  
6 to report without recommendation a resolution approving a compact may  
7 be on the affirmative vote of any five or more *legislative* members of the  
8 committee. *The governor or the governor's designee and the attorney*  
9 *general or the attorney general's designee shall not have the power to vote*  
10 *on an action approving or disapproving a compact or an action to report*  
11 *without recommendation a resolution approving a compact.* All other ac-  
12 tions of the joint committee may be taken by a majority of those present  
13 when there is a quorum.

14 (d) The joint committee may meet at any time and at any place within  
15 the state on the call of the chairperson. The joint committee may appoint  
16 subcommittees as deemed appropriate. Members of the joint committee  
17 and subcommittees thereof, shall receive compensation, travel, subsis-  
18 tence allowance and mileage as provided by K.S.A. 75-3212, and amend-  
19 ments thereto, when attending meetings of the joint committee or sub-  
20 committee thereof.

21 (e) The provisions of the acts contained in article 12 of chapter 46 of  
22 the Kansas Statutes Annotated, and amendments thereto, applicable to  
23 special committees shall apply to the joint committee to the extent that  
24 the same do not conflict with the specific provisions of this act applicable  
25 to the joint committee.

26 (f) In accordance with K.S.A. 46-1204, and amendments thereto, the  
27 legislative coordinating council may provide for such professional services  
28 as may be requested by the joint committee on state-tribal relations.

29 (g) The joint committee:

30 (1) May establish and transmit to the governor proposed guidelines  
31 reflecting the public policies and state interests, as embodied in the con-  
32 stitution, statutes and case law of the state of Kansas, consistent with the  
33 Indian gaming regulatory act (25 U.S.C. 2701 et seq.), that the joint com-  
34 mittee will consider in reviewing proposed compacts;

35 (2) may recommend to the governor that any gaming compact pro-  
36 vide for the imposition and collection of state sales and excise taxes on  
37 sales of nongaming goods and services to persons other than tribal mem-  
38 bers and imposition and collection of state income tax on revenues de-  
39 rived from sales of nongaming goods and services;

40 (3) may hold public hearings on proposed gaming compacts submit-  
41 ted to the joint committee by the governor;

42 (4) shall recommend modification of proposed gaming compacts sub-  
43 mitted by the governor and introduce resolutions approving proposed

1 gaming compacts submitted by the governor and recommend that such  
2 resolutions be adopted or be not adopted, or report such resolutions with-  
3 out recommendation, and notify the governor, in writing, of the joint  
4 committee's action;

5 (5) shall meet, discuss and hold hearings on issues concerning state  
6 and tribal relations; ~~and~~

7 (6) *may make recommendations on issues concerning state and tribal*  
8 *relations; and*

9 ~~(6)~~ (7) may introduce such legislation as deemed necessary in per-  
10 forming its functions.

11 Sec. 2. K.S.A. 46-2303 is hereby repealed.

12 Sec. 3. This act shall take effect and be in force from and after its  
13 publication in the statute book.

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