

Approved 3-29-83
Date

MINUTES OF THE HOUSE COMMITTEE ON WAYS AND MEANS

The meeting was called to order by BILL BUNTEN at
Chairperson

1:30 ~~xxx~~ p.m. on Thursday, March 24, 1983 in room 514-S of the Capitol.

All members were present except:

Committee staff present: Marlin Rein -- Legislative Research
Lyn Entrikin Goering -- Legislative Research
Bill Gilmore -- Legislative Research
Jim Wilson -- Office of the Revisor
LewJene Schneider -- Administrative Assistant
Charlene Wilson -- Committee Secretary

Conferees appearing before the committee:

OTHERS PRESENT: (Attachment I).

The meeting was called to order by Chairman Buntten at 1:30 p.m.

The first item on the agenda for today was the consideration of subcommittee reports.

Senate Bill 60, Section 3, KANSAS HIGHWAY PATROL FY84.

Representative Arbuthnot reported on this section. The subcommittee concurs with the recommendation of the Governor and Senate with one modification for FY83. The subcommittee concurs with the budget as recommended by the Senate with some adjustments for FY84. (Attachment II). Regarding the impact that removing the \$34,290 from the budget as indicated in item 4 would have, Representative Meacham moved that item 4 be deleted from the subcommittee report. Seconded by Representative Hoy. The motion carried.

Representative Arbuthnot moved the adoption of the subcommittee report as amended. Seconded by Representative Hamm. The motion carried.

Senate Bill 60, Section 2, DEPARTMENT OF TRANSPORTATION FY84.

Representative Lowther reported on this section. The House Subcommittee concurs with the recommendations of the Senate Subcommittee with some changes and additions. (Attachment III). Representative Lowther moved the adoption of the subcommittee report. Seconded by Representative Hoy. The motion carried.

The Chairman turned to consideration of final action on Senate Bill 60.

Senate Bill No. 60 -- "An Act making and concerning appropriations for the fiscal year ending June 30, 1984, for the department of transportation and Kansas highway patrol; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing."

Representative Arbuthnot moved that SB 60 be reported favorable for passage as amended. The motion was seconded by Representative Teagarden. The motion carried.

Attention was turned once again to consideration of subcommittee reports.

Senate Bill 109, Section 3, STATE FINANCE COUNCIL FY84.

Representative Teagarden reported on this section. The Subcommittee concurs with the Senate Committee recommendation. (Attachment IV). Representative Teagarden moved the adoption of the subcommittee report. Seconded by Representative Hoy. The motion carried.

A report regarding the Statewide Telecommunications Network was reviewed for the committee by Representative Meacham. (Attachment V). This recommendation is contained in the subcommittee report on the Department of Administration which will be reviewed tomorrow. Representative Meacham indicated that it is the committee's recommendation that no money be put into the Department of Administration. He further stated that this full committee recommendation is

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON WAYS AND MEANS,

room 514-S, Statehouse, at 1:30 ~~xxx~~/p.m. on Thursday, March 24, 1983.

a recognition that, under the current competitive bid laws, the Department of Administration feels that they have the authority, if not the mandate, to go forth and become involved in the competitive bid process on the systems addressed in this report.

Representative Meacham moved that the report be adopted. Seconded by Representative Rolfs. The motion carried.

A subcommittee report on the Institute of Logopedics, which was formed previously to study the problems with the Institute, was submitted for committee consideration. Representative Myers reported on the findings of the subcommittee. (Attachment VI).

Representative Myers stated that the original claim from the Institute had been made in the area of \$700,000.00. The Joint Claims Committee had recommended a settlement of approximately \$145,000.00 and the results of this subcommittee study has brought the figure to \$134,176.00. He further stated that the Senate subcommittee became aware of this estimate and in their study of the claims bill, they recommended the amount of \$134,176.00. This was also adopted by the full Senate Ways and Means Committee.

Representative Shriver explained that it is his personal belief that the amount in question should not be paid. He feels that it is not appropriate to set a precedence by paying this claim. Other organizations, private and nonprofit, will take the liberty of going beyond contracted agreements and come to the Legislature and expect to be paid for it, even though the contract they signed was specified, as happened with the contract between the Institute and SRS. For these reasons, Representative Shriver had not signed the subcommittee report.

Representative Myers moved the adoption of the subcommittee report. Representative Shriver seconded. Following some further committee discussion, the motion carried.

Senate Bill 153, HISTORICAL SOCIETY FY83.

Representative Louis reported on this section. The subcommittee concurs with the recommendations of the Senate with some exceptions. (Attachment VII). It was noted that the subcommittee also concurred with the recommendation for funding of the access road for the museum for FY85.

Representative Bussman strongly recommended that no more money be put into the museum fund until the Director goes out and actively attempts to secure some private funds for the exhibits at the new museum.

Representative Rolfs asked when the museum is scheduled for opening. Representative Louis stated that it had originally been slated for 1986, but now they will have one exhibit, paid for by private funds, available for viewing in the summer of 1984. A second exhibit will be ready, from the money worked into this budget, in early 1985.

Regarding the sign that currently exists on the front of the old museum at 10th and Jackson indicating progress of the move, Representative Duncan requested that the subcommittee contact the Director and request that the sign be placed somewhere else, rather than defacing the front of the historic building. The subcommittee agreed to comply with this request.

Representative Rolfs moved to delete the Historical Society from SB 109 pending the receipt of the concensus revenue estimates. Representative Shriver seconded.

Representative Duncan suggested an addition to the motion made by Representative Rolfs indicating that it would also be contingent on the receipt of a report on the time line and what they intend to do on the implementation of the new exhibits in this year. Representative Rolfs amended his motion to include this suggestion.

Representative Louis cautioned that this motion would effect not only the new museum, but the entire process of the Historical Society. The motion lost.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON WAYS AND MEANS,
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Representative Louis moved the adoption of the subcommittee report. Representative Bussman seconded. The motion carried.

The Chairman brought to the attention of the committee a bill request that had been received from Representative Vancrum regarding a Regents study of duplication of degree courses at the institutions. Representative Chronister moved that the bill be introduced and be referred back to this committee. Seconded by Representative Dyck. The motion carried.

Another bill request was brought to the attention of the committee by Representative Heinemann regarding natural gas pipelines. (Attachment IX). Representative Heinemann moved that the bill be introduced. Seconded by Representative Farrar. The motion carried.

The meeting was adjourned at 3:30 p.m.

GUESTS

DATE 3-24-03

NAME	ADDRESS	REPRESENTING
1. Dennis Williams	Topeka	Div. of Budget
2. Jason Schaefer	Topeka	AOA
3. GARY STOTTS	TOPEKA	BUDGET
4. MERLE HILL	TOPEKA	KS Good Roads Assn.
5. Mark Lubeck	Lawrence	Rep Roloff
6. Alan Conroy	Topeka	Div. of the Budget
7. Robert Huff	Topeka	HOOT
8. LARRY MORLAN	Topeka	KDOT
9. EP Moorman	TOPEKA	KHP
10. John B. Kemp	Topeka	KDOT
11. JIM SULLINS	TOPEKA	KS Motor Car Dealers Assn
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SUBCOMMITTEE REPORT

Agency: Kansas Highway Patrol Bill No. 60 Bill Sec. 3
 Analyst: McConnell Analysis Pg. No. 315 Budget Pg. No. 8-1

<u>Expenditure Summary</u>	<u>Agency Req. FY 84</u>	<u>Governor's Rec. FY84</u>	<u>Subcommittee Adjustments</u>
Operating Expenditures:			
Highway Patrol Fund	\$ 19,367,780	\$ 16,939,811	\$ (627,868)
Patrol of Turnpike Fund	1,138,378	1,087,260	(41,184)
Capitol Area Security Fund*	783,688	615,997	(17,611)
State General Fund	523,330	364,349	(11,902)
Subtotal-Operating	<u>\$ 21,813,176</u>	<u>\$ 19,007,417</u>	<u>\$ (698,565)</u>
Capital Improvements:			
Highway Patrol Fund	\$ 34,830	\$ —	\$ —
State General Fund	229,905	—	—
Subtotal-Capital	<u>\$ 264,735</u>	<u>\$ —</u>	<u>\$ —</u>
TOTAL	<u><u>\$ 22,077,911</u></u>	<u><u>\$ 19,007,417</u></u>	<u><u>\$ (698,565)</u></u>
F.T.E. Positions:			
Uniformed Troopers	425.0	410.0	—
Capitol Area Security Patrol	67.5	56.5	—
All Other Employees	110.0	102.0	(1.0)

* Expenditures from the Capitol Area Security Fund are also shown as expenditures by the various state agencies.

Agency Request/Governor's Recommendation

The agency's FY 1984 request of \$21,813,176 reflects an increase of \$3,558,660, or 19.5 percent, above the agency's revised estimate of expenditures for the current fiscal year. The increase is attributed in large part to the Patrol's request for implementation of a new Auto Theft Unit to be supported by 15 additional troopers and a Clerk-Typist II. The Patrol is also requesting two additional Communications Officers (one to be assigned to Division V in Wichita and one to be assigned to Division VI in Garden City), a new Computer Systems Analyst II and a Programmer II assigned to Headquarters, 12 new positions intended to provide security for the new museum, and a major reclassification of all uniformed (sworn) personnel.

The Governor recommends a total operating budget of \$19,007,417 for FY 1984. The recommendation essentially continues the present level of activity with the exception of the Motor Vehicle Inspection program (MVI) which the Governor recommends be abolished. Most of the resources presently dedicated to the MVI program have been utilized to enhance the operations of the regular highway patrol and to provide an auto theft unit within the Patrol. Additionally, the recommendation includes five new positions and related costs to provide security at the new Historical Society Museum, one additional Communications

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Operator, an Attorney and a Computer Systems Analyst. The recommendation also reflects a transfer of the Statehouse tour guides from the Capitol Area Security Patrol to the Department of Economic Development.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendations with the following adjustments.

1. The Subcommittee does not recommend funding of the new attorney position. The Subcommittee suggests that the Patrol continue to utilize the services of the Office of Attorney General. While this situation may result in some inconveniences, the Patrol has indicated that they have enjoyed a good working relationship with the Attorney General and his staff. The Subcommittee's recommendation results in a reduction of \$29,848.
2. The Subcommittee recommends a \$161,757 reduction in the amount budgeted for purchase of motor vehicle fuel. The recommendation incorporates the forecast made by the consensus revenue estimating group on February 4 regarding estimated fuel prices for FY 1984. The Subcommittee's recommendation assumes a purchase price of \$1.15 per gallon as opposed to the budgeted \$1.35 per gallon.
3. The Subcommittee recommends addition of \$12,350 for the purchase of 50 rueger rifles.
4. The Subcommittee recommends addition of \$6,120 for the replacement of 34 radios (11 replacements for Division II in Topeka and 23 replacements for Division IX in Olathe). The new radios would be equipped with a programmable low-high VHF, UHF capability which is needed in areas which are patrolled by other law enforcement agencies. In such cases, the various frequencies used exceed the capacity of the presently utilized Bearcat crystal radios.
5. The Subcommittee recommends addition of \$3,335 for the purchase of a Wulfsburg radio for use in the aircraft which operates out of Hays. The aircraft is presently equipped with a modified police radio.
6. The Subcommittee recommends addition of \$13,218 for the purchase of 137 rechargeable flashlights. This item represents the first year of a three year phase-in of such flashlights.
7. The Subcommittee concurs with the Governor's recommendation regarding abolition of the Motor Vehicle Inspection (MVI) program and recommends the introduction of legislation to repeal the program.

8. The Subcommittee reviewed an appeal document submitted by the Patrol which identified the apparent underfunding of various items as a result of the Governor's recommendation to abolish the MVI program and the shifting of funds from one program to another which accompanied this decision. The Subcommittee is sympathetic to the agency's request for the restoration of funds associated with data processing expenses. Additionally, the Subcommittee would note that the agency inadvertently reflected a clerical position in the MVI program which in fact supports the Records Section; this position was deleted by the Governor as part of the decision to eliminate the MVI program. Should a Governor's budget amendment be forthcoming in this regard, the Subcommittee would endorse the funding of these items.

Also included in the appeal document was a request for funding of a Personnel Officer I position; because this represents a new request and one which has not been reviewed by the Executive Branch, the Subcommittee does not recommend funding. Likewise, funding of a Secretary II position was also requested as part of the Patrol's appeal; this position was intended to support both the new attorney position and the computer systems analyst position. Consistent with the Subcommittee's recommendation to delete funding for the new attorney position, the Subcommittee does not endorse the funding of the secretarial position. Any additional workload generated by the new computer systems analyst position will have to be absorbed. The agency made no request for secretarial support staff in conjunction with its request for the new positions.

9. As part of the agency's appeal document, a request of \$5,880 was made related to equipment purchases for the new museum which are designed to complete the communications system between the State Office Building and the new museum. Should a Governor's budget amendment be forthcoming, the Subcommittee would endorse the funding of this request.
10. The Subcommittee recommends deletion of the 4 percent salary increase recommended by the Governor which results in a reduction of \$541,983.

Senate Committee Recommendation

The Senate Committee concurs with the Subcommittee's recommendation.

House Subcommittee Recommendations

FY 1983. The Subcommittee concurs with the recommendations of the Governor and the Senate with one modification. Due largely to reductions in gasoline prices, it is possible to reduce vehicle operation costs by \$124,812.

FY 1984. The Subcommittee recommends the following adjustments to the budget as recommended by the Senate:

1. Addition of \$10,784 as recommended in Governor's Budget Amendment No. 3 for data processing costs.
2. Delete \$12,350 added by the Senate for purchase of 50 rueger rifles.
3. Deletion of \$13,218 added by the Senate for purchase of 137 rechargeable flashlights.
4. Deletion of \$34,290 budgeted for separation pay for troopers assigned to the Kansas Turnpike.

<u>Expenditure Summary</u>	<u>Senate Adjustments</u>	<u>Senate Recommendations FY 1984</u>	<u>House Subcommittee Adjustments</u>
All Funds	\$ (698,565)	\$18,308,852	\$ (49,074)
State General Fund	(11,902)	352,447	--



Representative Bob Arbuthnot
Chairman



Representative Ruth Luzzati



Representative Bill Buntten



Representative R. H. Miller



Representative Lee Hamm

SUBCOMMITTEE REPORT

Agency: Department of Transportation Bill No. 60 Bill Sec. 2
 Analyst: Ahrens Analysis Pg. No. 310 Budget Pg. No. 8-11

<u>Expenditure Summary</u>	<u>Agency Req. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$126,659,848	\$122,607,480	\$ (3,927,590)
Aid to Local Units	75,050,749	69,097,705	—
Other Assistance	85,000	85,000	—
Subtotal-Operating	<u>\$201,795,597</u>	<u>\$191,790,185</u>	<u>\$ (3,927,590)</u>
Capital Improvements	<u>218,119,843</u>	<u>198,108,243</u>	<u>(187,600)</u>
TOTAL	<u>\$419,915,440</u>	<u>\$389,898,428</u>	<u>\$ (4,115,190)</u>
State General Fund	—	—	—
F.T.E. Positions	3,240.0	3,178.0	—

FY 1983 Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the Governor for FY 1983 and also recommends the addition of \$125,000 of expenditures which represent proceeds of a special federal grant for a Technology Transfer Center at the University of Kansas. The Department recently received notice of the award of these pass-through funds. Expenditures would be charged to the other operating expenditures account of the Operations Program, which currently has an expenditure limitation of \$41,561,845. The \$125,000 grant added to the Governor's recommendation of \$41,419,924 equals \$41,544,924; thus, no expenditure limitation increase is required.

FY 1984 Agency Request/Governor's Recommendation

Both the agency request and Governor's recommendation for FY 1984 are dependent upon the enactment of state laws which would substantially revise the sources of revenues available for state and local road and bridge programs. The policy issues raised by the proposed revisions in highway financing will be resolved by discussion and action on legislation other than S.B. 60. Furthermore, neither the agency request nor the Governor's recommendation reflect the additional resources which will result from passage of the Federal Surface Transportation Act of 1982. The Governor's Budget Report includes the statement that, at such time as the Department of Transportation completes a review of the impact of the federal legislation and its additional taxes, additional information will be submitted to the Legislature.

Expenditures for state operations and nonroad capital improvements are not materially affected by the revised highway financing either from state or federal sources.

Ahrens *III*

FY 1984 Senate Subcommittee Recommendations

The Subcommittee recommends the following adjustments to the FY 1984 recommendations of the Governor and amendments to S.B. 60, as introduced:

1. Delete the \$2,725,734 recommended for a 4 percent cost of living salary increase pending legislative determination of salary policy with respect to all state agencies.
2. Delete \$799,417 of salaries and wages by increasing the overall estimated turnover rate from 1.4 percent to 2.5 percent. Although the deletion of 105 positions from the revised FY 1983 total, as recommended by the Governor and concurred in by the Subcommittee, warrants some reduction from the FY 1983 4.2 percent turnover estimate, the Subcommittee believes that a 2.5 percent rate is reasonable in view of the size and nature of the agency's workforce. The Subcommittee recommends an increase in the turnover rate applied in the Planning and Development Program from the Governor's recommendation of 1 percent to 1.5 percent (an expenditure reduction of \$14,827) and an increase in the rate applied in the Operations Program from the Governor's recommendation of 1 percent to 2.4 percent (an expenditure reduction of \$784,590).
3. Delete \$500,000 of contractual services included in the Administration Program for revision of the Department's accounting system.
4. Delete \$22,953 of expenditures identified for proposed reallocations of positions in three programs of the agency.
5. Delete \$4,486 for payments in support of the Vehicle Equipment Safety Compact which has been disbanded.
6. Add \$125,000 of federal pass-through moneys granted for a Technology Transfer Center at the University of Kansas.
7. Delete \$187,600 of the amount recommended by the Governor for nonroad capital improvement projects. The Subcommittee endorses the recommendations of the Joint Committee on State Building Construction that \$250,000 be authorized for roof replacements and repairs, \$220,000 to replace the heating and air conditioning systems in District One headquarters, and \$10,000 to improve the office of Highway Patrol Division One.
8. Although prices of gasoline and diesel motor fuel appear likely to be less than agency estimates, the Subcommittee recommends that any savings therefrom be used for additional maintenance projects.
9. Retain the prior legislative practice of providing in the appropriation act separate limitations for expenditures for salaries and wages and for other operating expenditures as a means of retaining a reasonable degree of legislative oversight of expenditure patterns.

10. Delete three unnecessary line items contained in S.B. 60 which pertain to three special revenue funds which the agency indicates will not be used in FY 1984, as follows: Nonurbanized Area Public Transportation — Federal Fund; Rural Highway Public Transportation Demonstration — Federal Fund; and State Aviation Assistance and Planning Grants —Federal Fund.
11. Transfer, as requested by the agency, three positions and \$164,338 from the Administration Program to the Planning and Development Program.

House Subcommittee Recommendations

The House Subcommittee concurs with the recommendations of the Senate Subcommittee with the following changes or additions:

1. Amend S.B. 60 to authorize expenditures of \$125,000 in FY 1984 and \$375,000 in FY 1985 to design and implement a new departmental accounting system. In a strong appeal to the Subcommittee, the Secretary of Transportation stated that the present accounting system is severely handicapping to the effective administration of the Department. The system has been judged deficient by the Division of Post Audit and by a certified public accountant who reviewed the system. The Secretary stated that the Department does not have the expertise to design and implement a new system without outside help from a highly reputable accounting firm. The two-year funding was suggested by the Department. Your Subcommittee notes that the Senate Subcommittee recommended that savings in fuel costs be used for additional road and bridge maintenance projects. Such fuel cost savings have been estimated by the agency to total \$650,000 and your Subcommittee recommends that a portion of the savings be utilized for the development of the new accounting system. Thus, expenditures would not increase above the amount recommended by the Senate Subcommittee.
2. The Department expressed some concern about increases in turnover deductions recommended by the Senate for the Operations Program. The additional estimated turnover savings are not intended to restrict full funding of the positions authorized by S.B. 60 and if experience indicates that the savings will not be realized, revisions should be made by the 1984 Legislature.
3. As requested by a motion adopted by the full Senate Committee, the Department reported to your Subcommittee various estimates obtained concerning the cost of a survey of employee attitudes and morale. Costs varied from a few hundred dollars to \$40,000 depending upon the scope of such a survey and whether recommendations for change were to be included in the charge. If any such survey or study is undertaken, your Subcommittee recommends that it be done within existing budget authority.



Representative Jim Lowther,
Subcommittee Chairman



Representative Rex Hoy



Representative George Teagarden

SUBCOMMITTEE REPORT

Agency: State Finance Council Bill No. 109 Bill Sec. 3

Analyst: Brown Analysis Pg. No. 261 Budget Pg. No. 1-133

<u>Expenditure Summary</u>	<u>Agency Req. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Subcommittee Adjustments</u>
State Operations: State General Fund	\$ 2,500	\$ 2,500	—

Senate Subcommittee Recommendations

The Subcommittee concurs with the Governor's recommendation.

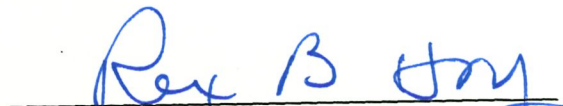
Senate Committee Recommendation


The Senate Committee concurs with the Subcommittee recommendation.

House Subcommittee Recommendation

The Subcommittee concurs with the Senate recommendation.


 Representative James Lowther,
 Subcommittee Chairman


 Representative Rex Hoy


 Representative George Teagarden

Atch. iv

MEMORANDUM

March 23, 1983

TO: House Committee on Ways and Means
FROM: House Committee on Communication, Computers, and Technology
RE: Statewide Telecommunications Network

The Governor's budget recommendation for the Department of Administration includes \$450,000 for consultant services to develop detailed engineering plans and bid specifications for a state telecommunications system. With this financing the Department would be prepared to let for bid three switches in Topeka, Kansas City, and Wichita plus a fiber optic transmission system from Kansas City to Wichita via Salina. The agency planned to finance the actual cost of acquiring these facilities by including the costs of lease or lease/purchase in the charge that state agencies currently pay for telephone service. According to Department estimates, agency budgets could actually be reduced from what they would otherwise pay for phone service.

In response to a request by the Senate Ways and Means Committee, the Department has presented an alternative approach and has proposed an appropriation of \$50,000 to finance only development of the three switching systems (i.e., the bid documents). The question of the fiber optic transmission system could be considered at a later time. Under this approach, the bulk of the specification work would be done by the Office of Telecommunications staff, with the \$50,000 used for minimal outside support services to supplement the in-house preparation. The Department has noted that, under the proposed time frame which calls for bid-letting in early calendar year 1984, Southwestern Bell would be free to bid along with other interested bidders, which they are precluded from doing until divestiture takes effect on January 1, 1984. The Secretary of Administration has given his personal assurance that the time frame will be observed to accommodate a competitive bid from Southwestern Bell.

Committee Recommendation

The Committee on Communication, Computers, and Technology recommends that the Department of Administration proceed with in-house resources to develop the bid specifications for only those major switches at Topeka, Kansas City, and Wichita and that no bids be let prior to January 1, 1984. The Committee recommends no additional funding and expresses no preference as to whether the three switches are bid individually or as a package; it does expressly recommend that the competitive bid process be followed so as not to exclude any potential vendor.

The Committee further recommends that the issue of the fiber optic transmission system should be examined at a later time. The Committee has strong reservations about state purchase of a transmission system, but because of the changing environment of the telephone industry and the additional information that will not be available until the effects of divestiture and deregulation are determined, the Committee believes it premature to eliminate future options.

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The Committee has examined the Department's proposal in considerable detail and believes the proposal to competitively bid the three major switches has merit and could result in savings to the state. However, the Committee believes that the need to reduce State General Fund expenditures in FY 1984 is such that an additional investment in this project is not currently feasible.

SUBCOMMITTEE REPORT
INSTITUTE OF LOGOPEDICS CLAIM

The Subcommittee has discussed the claim filed by the Institute of Logopedics and submits the following report:

1. The Subcommittee expresses its concern over this claim and expresses further concern over the lack of coordination among the parties who had joint responsibilities for the children involved. For several years, the Institute, SRS and the school districts involved were unable to determine who was financially responsible for the educational services of the children placed at the Institute. Notwithstanding this lack of understanding, the Institute did accept the children and did provide educational services which might have been available elsewhere if appropriate residential placements could have been found. The Subcommittee trusts that now that all parties are aware of the problem the situation will not occur again. The Subcommittee urges that all parties have a clear understanding of all responsibilities and obligations before children are placed by SRS at the Institute in the future.
2. The Subcommittee requested that the State Department of Education calculate the amount of special education aid that would have been expended on these children had they been in local school districts. The request excluded preschool children and those children who did not have an SRS connection. Based on the information provided by the Department, the Subcommittee recommends that the amount of the claim be set at \$134,176. The Subcommittee notes that the state's obligation in this matter is tenuous at best but notes further that services were provided and that some compensation is appropriate.

Jack Shriver, Subcommittee Chairman


John Myers


J.S. Duncan

Atch. VI

SUBCOMMITTEE REPORT

Agency: Historical Society Bill No. 153 Bill Sec.

Analyst: Rampey Analysis Pg. No. 283 Budget Pg. No. 7-23

<u>Expenditure Summary</u>	<u>Agency Req. FY 83</u>	<u>Governor's Rec. FY 83</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 4,026,218	\$ 3,991,376	\$ (83,984)
Other Assistance	76,520	76,520	—
Subtotal	<u>\$ 4,102,738</u>	<u>\$ 4,067,896</u>	<u>\$ (83,984)</u>
Capital Improvements	1,430,669	1,334,240	(31,653)
TOTAL	<u>\$ 5,533,407</u>	<u>\$ 5,402,136</u>	<u>\$ (115,637)</u>
State General Fund:			
State Operations	\$ 3,723,335	\$ 3,690,341	\$ (123,984)
Other Assistance	29,000	29,000	—
Subtotal	<u>\$ 3,752,335</u>	<u>\$ 3,719,341</u>	<u>\$ (123,984)</u>
Capital Improvements	576,646	576,646	(31,653)
TOTAL	<u>\$ 4,328,981</u>	<u>\$ 4,295,987</u>	<u>\$ (155,637)</u>
F.T.E. Positions	123.0	123.1	—

Senate Subcommittee Recommendations

The Society estimates total expenditures of \$5,533,407 for the current year. The Governor's recommendation of \$5,402,136 reduces the estimate by \$131,271, primarily as the result of deleting merit pay increases and lapsing Federal Revenue Sharing Funds for capital improvements projects for which lower-than-expected bids were received. The Subcommittee adjustments would reduce the Governor's recommendation for expenditures from all funds by \$115,637. In addition, the Subcommittee recommends a higher level of expenditure from the Society's General Fees Fund, which would further reduce expenditures from the State General Fund by \$40,000. In general, the intention of the Subcommittee is to reduce expenditures for the current year as much as possible in order to increase appropriations for FY 1984. As a result, money will be available to begin some exhibit construction in FY 1984 rather than waiting until FY 1985 and thus delaying the public opening until FY 1986.

Specific adjustments to the Governor's recommendation are listed below for the programs in which they occur:

1. Administration

- a. Delete \$12,000 for emergency repairs to the Memorial Building and the historic properties. To date, less than \$3,000 has been spent for emergency repairs during FY 1983. It is the Subcommittee's opinion that emergency repairs could be funded from available funds for the remainder of the year.
- b. Delete \$14,000 for structural analyses of the historic properties. An appropriation was made by the 1982 Legislature to pay for a structural analysis of the Memorial Building. Any remaining money was to be used for analyses of buildings located on the historic properties. The Subcommittee recommends that the remaining money be deleted for the current year.

Alch. VII

- c. Reduce expenditures from the State General Fund by \$10,000 and offset the reduction with increased expenditures from the Society's General Fees Fund. The offset is possible because the General Fees Fund has a balance in excess of its current expenditure limitation. (The Fund consists of fees received primarily from the sale of microfilm, publications, and photographs.)

2. Historic Properties

- a. Delete \$10,820 in salaries and wages for a Historic Preservation Specialist I position. (The amount represents the salary for six months for which the position was unfilled.)
- b. Delete \$20,000 for repairs to the historic properties.

3. Collections

- a. Reduce expenditures from the State General Fund by \$5,000 and offset the reduction with increased expenditures from the Society's General Fees Fund.

4. Public Information

- a. Reduce expenditures from the State General Fund by \$25,000 and offset the reduction with increased expenditures from the Society's General Fees Fund.

5. Museum

- a. Delete \$27,164 in the following categories: travel (\$1,400), propane (\$2,155), and capital outlay (\$23,609).

6. Capital Improvements

- a. Delete \$31,653, which is the balance remaining from a State General Fund appropriation made in FY 1979 for fees for final planning for the museum.

The effect of the Subcommittee's recommendations is to reduce expenditures from the State General Fund for the current year by \$155,637. Of that amount, \$40,000 would be offset by greater expenditures from the General Fees Fund. The net reduction to the Governor's recommendation for total expenditures from all funds is \$115,637. It is the Subcommittee's intention that reductions to the Governor's recommendations for FY 1983 would offset increases to the Governor's recommendations for FY 1984. Such increases would be necessary in order to open the museum to the public as quickly as possible. (See the Subcommittee report for FY 1984 for specific recommendations.)

Senate Committee Recommendation

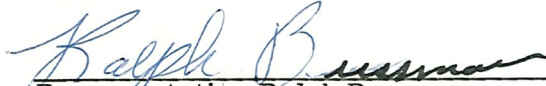
The Senate Committee concurs with the Subcommittee's recommendations.

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendations of the Senate.



Representative Dave Louis
Subcommittee Chairman



Representative Ralph Bussman



Representative John Solbach

SUBCOMMITTEE REPORT

Agency: Historical Society Bill No. 109 Bill Sec. 7
 Analyst: Rampey Analysis Pg. No. 283 Budget Pg. No. 7-23

<u>Expenditure Summary</u>	<u>Agency Req. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 7,324,013	\$ 3,652,521	\$ 55,624
Other Assistance	25,000	0	—
Subtotal	<u>\$ 7,349,013</u>	<u>\$ 3,652,521</u>	<u>\$ 55,624</u>
Capital Improvements	1,883,547	677,821	(314,321)
TOTAL	<u><u>\$ 9,232,560</u></u>	<u><u>\$ 4,330,342</u></u>	<u><u>\$ (258,697)</u></u>
State General Fund:			
State Operations	\$ 6,909,402	\$ 3,361,412	\$ 61,146
Other Assistance	25,000	0	—
Subtotal	<u>\$ 6,934,402</u>	<u>\$ 3,361,412</u>	<u>\$ 61,146</u>
Capital Improvements	1,742,747	537,021	(314,321)
TOTAL	<u><u>\$ 8,677,149</u></u>	<u><u>\$ 3,898,433</u></u>	<u><u>\$ (253,175)</u></u>
F.T.E. Positions	164.95	127.0	(2.0)

Senate Subcommittee Recommendations

The Society is requesting expenditures of \$9,232,560 for FY 1984, which includes funding for the continued development of the Kansas Museum of History, scheduled to be completed in FY 1984 and opened to the public in FY 1985. The Governor recommends expenditures of \$4,330,342. The effect of the Governor's recommendation would be to schedule the construction of exhibits for the museum for FY 1985 and thus delay the public opening of the museum until FY 1986. The Governor also recommends that all Society programs be closed to the public on Mondays so that the staff may have uninterrupted time to work on cataloging, organizing, and otherwise maintaining the Society's collections.

The effect of the Subcommittee's adjustments to the Governor's recommendations would be to increase funding for the museum department so that construction on some exhibits could begin in FY 1984 and the public opening could take place in FY 1985. The increase in funding for the museum would be offset by reductions made to the Governor's recommendations for FY 1983 and FY 1984 in other areas of the Society's operations. (See the Subcommittee's recommendations for FY 1983 for specific reductions.)

The Subcommittee's adjustments to the Governor's recommendations for FY 1984 are shown below for the programs in which they occur:

1. Administration

- a. Delete \$15,025 for cost-of-living increases.
- b. Add \$2,400 to correct a technical error.
- c. Delete \$10,000 for an emergency contingency fund for repairs to the Memorial Building and the historic properties. It is the Subcommittee's opinion that minor repairs should be paid for from available funds and that, if necessary, the Society could request a supplemental appropriation for FY 1984 if emergency repairs are too expensive to be otherwise provided for.

VIII

2. Collections

- a. Delete \$29,048 for cost-of-living increases. Part of the deletion (\$26,043) would be from the State General Fund and the remainder (\$3,005) from the General Fees Fund.

3. Historic Preservation

- a. Delete \$5,034 for cost-of-living increases. Half of the deletion (\$2,517) would be from the State General Fund and half (\$2,517) from federal Historic Preservation funds.

4. Historic Properties

- a. Delete \$12,638 for cost-of-living increases.

5. Public Information

- a. Delete \$6,743 for cost-of-living increases.

6. Museum

- a. Delete \$23,925 for cost-of-living increases.
- b. Delete a total of \$49,998 in salaries and wages for the following new positions:

Chief of Custodial Services (1.0)	\$ (17,400)
Three Custodial Workers at \$10,866 each (3.0)	\$ (32,598)

- c. Add a total of \$43,878 for the salaries and wages for the following new positions:

Three Laborers I for four months at \$3,182 each. (These temporary positions will assist in the move to the museum which will be delayed as a result of the present museum department closing in April instead of in February as originally planned.) (No position increase due to fact that positions are temporary.)	\$ 9,548
Photographer I for six months (.5)	\$ 8,123
Two Exhibit Technicians at \$9,204 each for six months (1.0)	\$ 18,409
Maintenance Carpenter for six months (.5)	\$ 7,798

The Photographer, the Exhibit Technicians, and the Maintenance Carpenter are exhibit construction personnel whose positions would be authorized to begin on December 18, 1983. Thereafter, they would be full-time until the construction of exhibits is completed. At that time, all but one of the Exhibit Technician positions would be terminated.

- d. Add \$5,350 for fees for professional services with which to contract for an additional security person to be on duty during the daytime shift beginning on December 18, 1983.
- e. Delete \$46,008 for utilities for the new museum as the result of revised estimates and the likelihood that the building will not be in operation the entire 12 months of FY 1984.
- f. Add \$175,000 for exhibit construction materials so that the Society may begin the construction of some exhibits in FY 1984.
- g. Add a total of \$27,415 in capital outlay for the following items: one hygrometer (\$110), five hygrothermographs (\$3,525), audio-visual equipment (\$11,458), and furniture and equipment for the main lobby (\$4,752) and the special groups lobby (\$7,570).

The effect of the Subcommittee's adjustments is to add \$61,146 for operating expenditures from the State General Fund to the Governor's recommendation for FY 1984. However, the Subcommittee notes that its recommended reductions to the current year's budget totaling \$155,637 from the State General Fund would offset the increase recommended for FY 1984. Furthermore, reductions to the Governor's recommendations for capital improvements (discussed below) would further reduce the Governor's recommended budget for the current year by a net amount of \$253,175 from the State General Fund.

In addition, the Subcommittee makes the following recommendations and comments:

1. The Subcommittee supports the introduction of a bill to carry out the Governor's proposal to close Historical Society programs to the public on Mondays so that the staff can work on processing collections. While the Subcommittee would prefer that the Society be open to the public on Mondays, it recognizes that the proposal would make efficient use of existing staff and permit the Society to reduce backlogs in some areas. In addition, the Subcommittee supports legislation recommended by the Governor to shift the cost of publishing Kansas History, a Journal of the Central Plains from the State General Fund to the private funds generated by the Society. The Subcommittee understands that the Journal, which is now provided free to persons who pay a fee to become members of the Society, could be published at a lower cost if it could be printed privately.
2. The Subcommittee supports the transfer of administrative responsibilities for the All-Sports Hall of Fame from the Department of Administration to the Historical Society and the continued funding of the Hall of Fame from the All-Sports Hall of Fame Gift Fund, the All-Sports Hall of Fame Fund,

and the All-Sports Hall of Fame Trust Fund. For FY 1984, the Governor has recommended funding of \$12,800. Pending resolution of this issue, funding for the All-Sports Hall of Fame has not been included in the expenditure estimates for the Historical Society.

3. The Subcommittee recommends the introduction of legislation which would give the Society statutory authority to purchase insurance for the Society's collections in the Memorial Building, the new museum, and the historic properties. For 1983, the Society requested and was granted funds (\$6,600) with which to purchase insurance for its collections. For FY 1984, the Society is requesting and the Governor has recommended \$7,260 for collections insurance. However, a recent letter from the Attorney General informs the Society that it lacks specific statutory authority to purchase the insurance. The Subcommittee recommends that the statutory authority to insure the collections be granted.
4. The Subcommittee concurs with the recommendations of the Joint Committee on State Building Construction concerning capital improvements. The recommendations are: Memorial Building air conditioning system repair (\$37,100), warehouse conversion to natural gas (\$5,600), maintenance and repair fund for historic properties (\$100,000), completion of exterior renovation to the Pottawatomie Baptist Mission (\$50,000), fees for final planning for museum access road (\$30,000), and renovation of the Shawnee Mission (\$140,800). Funding for the Shawnee Mission would be from the Federal Revenue Sharing Fund. The remaining capital improvements projects would be funded from the State General Fund.
5. The Subcommittee strongly urges the Historical Society to intensify its efforts to secure private funding for the construction of exhibits and other items for the new museum. The intention of the Subcommittee in making its recommendations for FY 1983 and FY 1984 is to provide some funding for the construction of exhibits so that the new museum may be opened to the public as quickly as possible. It is the Subcommittee's hope that limited public resources will be augmented by private funds.

Senate Committee Recommendations

The Committee accepts the recommendations of the Subcommittee.

Senate Committee of the Whole

The Senate Committee of the Whole concurs with the Committee's recommendations except for the following:

1. Add \$25,000 from the State General Fund for the continuation of a grant to the Cultural Heritage and Arts Center.

<u>Expenditure Summary</u>	Senate Adjustments to Gov. Rec. FY 84	Total Rec.	House Subcommittee Adjustments to Senate Rec.
All Funds:			
State Operations	\$ 55,624	\$ 3,708,145	\$ 5,000
Other Assistance	25,000	25,000	162,696
Subtotal	\$ 80,624	\$ 3,733,145	\$ 167,696
Capital Improvements	(314,321)	363,500	(24,202)
TOTAL	\$ (233,697)	\$ 4,096,645	\$ 143,494
State General Fund:			
State Operations	\$ 61,146	\$ 3,422,558	\$ 5,000
Other Assistance	25,000	25,000	—
Subtotal	\$ 86,146	\$ 3,447,558	\$ 5,000
Capital Improvements	(314,321)	222,700	(24,202)
TOTAL	\$ (228,175)	\$ 3,670,258	\$ (19,202)
F.T.E. Positions	(2.0)	124.85	—

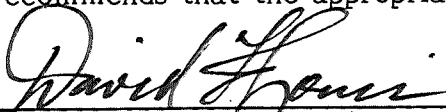
House Subcommittee Adjustments

The Subcommittee concurs with the recommendations of the Senate with the following exceptions:

1. Add \$5,000 for a contingency fund to be used for emergency repairs to the Memorial Building, the historic properties, and the museum warehouse.
2. Delete \$30,000 in capital improvements for the purpose of developing final plans and specifications for the museum access road. It is the Subcommittee's understanding that the plans are currently being developed by the Kansas Department of Transportation and that no money is needed for fees for consultants.
3. Add \$5,798 in capital improvements for gravel and other costs associated with surfacing the approximately 290 foot section of road which will serve as a temporary connecting link between the present access road to the museum and the museum entrance.
4. Add \$162,696 in federal funds for pass-through historic preservation grants for the following projects: city of Chanute local historic preservation plan; city of Kansas City local historic preservation plan; city of Lawrence local historic preservation plan; city of Newton local historic preservation plan; Olathe Historical Society historical and cultural resources documentation; city of Salina historical architectural survey; Mo-Kan Regional Council surveys of Atchison and Doniphan counties; Museum of Anthropology, University of Kansas, archeological research and management planning document; and Archeology Department, Kansas State Historical Society, background research for western Kansas archeological survey.

5. The Subcommittee calls attention to the fact that a project to drain Lake Scott State Park is being undertaken by the Fish and Game Commission, the Park and Resources Authority, and Kansas counties in the Lake Scott area. When the Lake is drained (probably the summer of 1984), the Historical Society proposes to survey, test, and perhaps excavate any archeological sites on the lake bottom. (The area was once the location of a large Plains Apache Village.) The Subcommittee supports the Society's proposal to conduct the survey and wishes to make the Legislature aware that the Society will request funding for the project at some future date. (Most likely the request will be included in the FY 1985 budget for an amount of approximately \$20,000.) When that request is made, the Subcommittee urges that it be approved. It is the Subcommittee's expectation that the Society's activities will not preclude a timely completion of the lake renovation project.
6. The Subcommittee has been informed of the possibility that the Society may receive additional flow-through federal funding for acquisition and development projects at eligible historic sites. (The Society has received federal funding for such projects in the past.) Because the amount of money which may be received will probably not be known while the 1983 Legislature is in session, the Society will have to go to the State Finance Council for authority to spend any money it receives. The Subcommittee wishes to indicate its support of the Society's efforts to secure additional federal funding for historic preservation projects and urges the State Finance Council to act favorably upon any request from the Society for authority to receive and spend the money.
7. The Subcommittee expresses its strong conviction that the continued development of the Kansas Museum of History will depend in part upon the Society's ability to secure private donations for exhibit construction and other materials for the Museum. The Subcommittee strongly urges the Society to begin an aggressive campaign to solicit private contributions and to make the public aware of the Society's goals and mission. Knowing that private donors often attach conditions to their donations, the Subcommittee hopes that a particular effort will be made to secure unrestricted contributions which can be used at the Society's discretion and will not compromise its historical and scholarly mission.

FY 1985. The Subcommittee concurs with the Governor's recommendation of \$492,077 for the museum access road, but recommends that the appropriation be made for FY 1985.



Representative Dave Louis,
Subcommittee Chairman



Representative Ralph Bussman



Representative John Solbach

PROPOSED BILL NO. _____

For Consideration by House Committee on Ways and Means

AN ACT relating to natural gas pipelines; declaring portions thereof to be common carriers; providing for powers and duties of the state corporation commission.

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

Section 1. As used in this act:

(a) "Natural gas pipeline" means any pipeline utilized for the conveyance of natural gas in this state;

(b) "Person" means any individual, corporation, partnership or other association of individuals;

(c) "Commission" means the state corporation commission.

Sec. 2. All natural gas pipelines which have been operating at less than 75% of their design capacity for a period of time in excess of two consecutive years are declared to be common carriers as to that portion of the capacity of any such pipeline which has not been utilized for such period of time. The commission is given full power, authority and jurisdiction to control the same and is empowered to do all things necessary and convenient for the exercise of such power, authority and jurisdiction as provided by law for other common carriers.

Sec. 3. (a) It shall be the duty of any owner or operator of a natural gas pipeline, of which a portion is declared to be a common carrier, to make such portion available to any person desiring to contract for the use thereof for the conveyance of natural gas within this state. Prior to becoming effective, any such contract shall be submitted to the commission for its approval. In determining whether or not to approve any such contract, the commission shall consider the following: (1) Whether or not the costs of connecting with the natural gas pipeline should be borne by the person contracting for the use of

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such capacity in the same; (2) whether or not the contract price is just and reasonable; (3) whether or not the contract's duration exceeds the period of projected pipeline capacity availability; and (4) whether or not the contract price provides a reasonable rate of return for the natural gas pipeline.

(b) In any case where a person and a natural gas pipeline company are unable to contract for available pipeline capacity and upon a petition being submitted to the commission, the commission shall establish the terms and conditions for such contract.

Sec. 4. The commission shall issue an order providing for the implementation and enforcement of the provisions of this act, including provisions establishing terms, conditions and standards which shall be contained in any contract entered into pursuant to this act.

Sec. 5. This act shall take effect and be in force from and after its publication in the statute book.