

Approved \_\_\_\_\_

Date

2-6-84

MINUTES OF THE House COMMITTEE ON Ways and Means

The meeting was called to order by Bill Bunten at \_\_\_\_\_  
Chairperson

1:30 ~~am~~/p.m. on Thursday, February 2, 1984 in room 514-S of the Capitol.

All members were present except: Representatives Dyck, Hamm and Mainey (all excused)

Committee staff present: Ed Ahrens, Legislative Research  
Lyn Goering, Legislative Research  
Chris Stanfield, Legislative Research  
Gloria Timmer, Legislative Research  
Dave Hanzlick, Administrative Assistant  
Nadine Young, Committee Secretary

Conferees appearing before the committee: None

Others present (Attachment I)

Chairman called the meeting to order at 1:30 p.m.

The first order of business was HB 2679, an act making and concerning appropriations for the fiscal year ending June 30, 1985, for the Kansas commission on interstate cooperation, legislative coordinating council, legislature and division of post audit, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing.

Chairman called on Representative Arbuthnot who reviewed the Budget Appropriations (Attachment II) and the Subcommittee Report on Legislature and Related Agencies (Attachment III).

After considerable discussion, Representative Shriver made the motion to amend the Subcommittee Report to provide that the seven principle staff people under the direction of the Legislative Coordinating Council receive an amount not less than the salary increase for other state employees, not individually, but the total amount to be divided as they choose. Seconded by Representative Duncan. Motion carried.

Representative Arbuthnot moved that HB 2679 be passed as amended. Seconded by Representative Farrar. Motion carried.

Chairman turned to a proposed bill concerning the hearing aid act; relating to requirements for licensure; amending K.S.A. 74-5811, 74-5814 and 74-5816 and repealing the existing sections; also repealing K.S.A. 74-5817.

Representative Rolfs explained the proposed legislation (Attachment IV) and provided copies of the Subcommittee Report that supports this proposed bill. (Attachment V).

Representative Rolfs moved that it be adopted and recommends it be referred to the Committee of the Whole. Seconded by Representative Wisdom. Motion carried.

Being no further business, Chairman admonished the committee to take this opportunity to finish up their fee agencies or to get with their staff analyst on other budgets.

Chairman Bunten announced that there would be no committee meeting on Tuesday and Thursday of next week, so that subcommittees could meet on those days.

Meeting adjourned at 2:10 p.m.

GUESTS -- 1984

2-2-84

<u>Name</u>	<u>Address</u>	<u>Representing</u>
1. ML Jenkins	Topeka	Speaker's Office
2. Al [unclear]	" "	Majority Leaders Office
3. Ed Culbertson	"	BUDGET DIV
4. Meredith Williams	"	Port Agent
5. PAUL LONGSWORTH	228 LIVE OAK	WSU STUDENTS
6. Jay D. Cole	WICHITA 67206 Topeka, Ks	The Adj. General's Dept
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I

*Appropriation*

COMMISSION ON INTERSTATE COOPERATION

Budget Page No. 1-31  
Approp. Bill Sec. 2

<u>Expenditure Summary</u>	<u>Agency Est. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>
State Operations (State General Fund)	\$ 169,778	\$ 169,778	\$ 144,061	\$ 144,061
Percentage Change	26.2%	26.2%	(15.1)%	(15.1)%
F.T.E. Positions	—	—	—	—

Part One: Operating Budget Summary

<u>Item</u>	<u>Governor's Recommendation</u>
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Fiscal Year 1984 Revised Estimate

- |  |   |
|--|---|
| <p>1. <u>Summary.</u> The Commission's revised FY 1984 request is \$536 less than the expenditures approved by the 1983 Legislature. The net reduction is the result of adjustments in several expenditure items. The increase in compensation of legislative members from \$45 to \$47 per day, effective for the last half of the fiscal year, is more than offset by revising the total estimated days of compensation from 220 to 210.</p> | <p>1. The Governor concurs with the agency's revised FY 1984 request.</p> |
|--|---|

Fiscal Year 1985 Budget Analysis

- |   |  |
|---|--|
| <p>1. <u>Summary.</u> The agency request for FY 1985 finances Kansas participation in three national organizations and compensation and travel for Commission members and members of the Advisory Committee on Uniform State Laws. The FY 1984 budget includes approximately \$30,000 for one-time expenditures in connection with hosting the 1983 Midwest Conference of the Council of State Governments. Staff services are provided by the Office of the Revisor of Statutes.</p> | <p>1. The Governor concurs with the FY 1985 expenditure request.</p> |
| <p>2. <u>Compensation and Travel Expenses.</u> The FY 1985 request includes \$40,950 for travel expenses. Compensation during FY 1985 is budgeted at \$11,600. This level of compensation allows 212 days of legislative activity and 24 days of activity for the Uniform Law Commissioners.</p>  | <p>2. The Governor concurs with the agency request.</p>              |
| <p>3. <u>Memberships.</u> The FY 1985 request includes \$90,511 for memberships in three national organizations. The request is based upon memberships in the Council of State Governments (\$40,700), National Conference of State Legislatures (\$43,311), and Conference of Commissioners on Uniform State Laws (\$6,500).</p>   | <p>3. The Governor concurs with the agency request.</p>              |

LEGISLATIVE COORDINATING COUNCIL

Budget Page No. 1-33  
Approp. Bill Sec. 3

<u>Expenditure Summary</u>	<u>Agency Est. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>
State Operations (State General Fund)	\$ 225,994	\$ 225,994	\$ 232,424	\$ 232,424
Percentage Change	1.3%	1.3%	2.8%	2.8%
F.T.E. Positions	10.0	10.0	10.0	10.0

II

Part One: Operating Budget Summary

<u>Item</u>	<u>Governor's Recommendation</u>
<u>Fiscal Year 1984 Revised Estimate</u>	
1. <u>Summary.</u> The FY 1984 revised Legislative Coordinating Council (LCC) estimate is \$1,724 less than the budget approved by the 1983 Legislature.	1. The Governor concurs with the Council's request.
<u>Fiscal Year 1985 Budget Analysis</u>	
1. <u>Summary.</u> The FY 1985 request of the LCC would finance expenditures for Council operations of \$14,007 and Administrative Services expenditures of \$218,417.	1. The Governor concurs with the Council's request.
2. <u>Council Operations.</u> The FY 1985 request for Council operations provides \$4,242 for payment of compensation and \$9,765 for travel and subsistence. This request reflects a \$47 compensation rate and assumes full attendance at 12 meetings of the seven-member Council.	2. The Governor concurs with the Council's request.
3. <u>Legislative Administrative Services.</u> Salaries and travel expenses for Administrative Services employees are included within the LCC budget, although nearly all other operating expenses related to those employees are paid from the Legislature's budget. The FY 1985 request includes \$216,417 for salaries and benefits and \$2,000 for travel. Estimated costs of a biennial Legislature Seminar, which could be held prior to the 1985 Session, are included in the budget request for the Legislature. Formerly, costs were budgeted partly under the LCC and partly under the Legislature. (Staff Note: Administrative Services employees are in the unclassified service; however, their salaries are assigned to ranges on the state classified pay plan. In accordance with instructions from the LCC, no salary increases are budgeted for employees of the Council.)	3. The Governor concurs with the Council's request.

LEGISLATIVE RESEARCH DEPARTMENT

Budget Page No. 1-39  
 Approp. Bill Sec. 3

<u>Expenditure Summary</u>	<u>Agency Est. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>
State Operations (State General Fund)	\$ 1,215,679	\$ 1,215,679	\$ 1,272,927	\$ 1,272,927
Percentage Change	8.3%	8.3%	4.7%	4.7%
F.T.E. Positions	35.0	35.0	35.0	35.0

Part One: Operating Budget Summary

<u>Item</u>	<u>Governor's Recommendation</u>
<u>Fiscal Year 1984 Revised Estimate</u>	
1. <u>Summary.</u> The agency's revised FY 1984 request is \$50,776 below the budget authorized by the 1983 Legislature. The reduction is in salary expenses and results from staff turnover and delay in filling two vacant positions for general research.	1. The Governor concurs with the agency request.

<u>Item</u>	<u>Governor's Recommendation</u>
<u>Fiscal Year 1985 Budget Analysis</u>	
1. <u>Summary.</u> The Research Department's FY 1985 request is based upon continuation of 35.0 positions, of which three are in general administration, 15 are assigned to general research, 10 are in fiscal research, and 7 provide clerical support. The expenditure estimate of \$1,272,927 excludes a requested \$15,000 reserve for contingencies which may be expended only upon approval of the LCC.	1. The Governor concurs with the agency request.
2. <u>Salary and Wage Expenditures.</u> The FY 1985 salary and wage request is \$1,173,627 for the agency's 35.0 F.T.E. employees. All personnel employed by the Research Department are unclassified; however, position titles in the Research Department are typically assigned to salary ranges of the state classified pay plan. In accordance with instructions from the LCC, this budget includes no funds to finance FY 1985 salary increases for agency employees. However, the budget request includes the full year cost of 4.5 percent salary range increases which were effective for the last six months of FY 1984.	2. The Governor concurs with the agency request.
3. <u>Other Operating Expenditures.</u> The agency's FY 1985 request for other operating expenditures is \$94,300, a 4.2 percent increase (\$3,800) over the revised FY 1984 estimate. Major items of increase are in communications (\$3,900) and travel (\$1,000). Printing costs estimates are \$2,000 lower than in FY 1984.	3. The Governor concurs with the agency request.

LEGISLATIVE EDUCATIONAL PLANNING COMMITTEE

Budget Page No. 1-37  
Approp. Bill Sec. 3

<u>Expenditure Summary</u>	<u>Agency Est. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>
State Operations:				
All Funds	\$ 51,075	\$ 51,075	\$ 50,147	\$ 50,147
State General Fund	42,825	42,825	50,147	50,147
Percentage Change:				
All Funds	20.6%	20.6%	(1.8)%	(1.8)%
State General Fund	1.2	1.2	17.1	17.1
F.T.E. Positions	-	-	-	-

Part One: Operating Budget Summary

<u>Item</u>	<u>Governor's Recommendation</u>
<u>Fiscal Year 1984 Revised Estimate</u>	
1. <u>Summary.</u> The FY 1984 revised agency request is \$8,250 more than the budget approved by the 1983 Legislature. The increase is entirely due to the award of a federal grant from the National Institute of Education through the National Conference of State Legislatures. The grant is for the purpose of assessing high technology programs offered by postsecondary institutions in Kansas.	1. The Governor concurs with the agency request.

<u>Item</u>	<u>Governor's Recommendation</u>
<u>Fiscal Year 1985 Budget Analysis</u>	
1. <u>Summary.</u> The FY 1985 request of \$50,147 would be financed from the State General Fund. Because the federal grant is anticipated to be expended entirely in FY 1984, the FY 1985 request is \$928 less than the FY 1984 revised estimate. Biennial publication of the study of physical facilities and space utilization of postsecondary educational institutions in Kansas is included in the FY 1985 request and adds \$5,078 to the costs of Committee operations as compared with FY 1984 estimates.	1. The Governor concurs with the agency request.
2. <u>Salaries and Wages.</u> Requested salary costs for FY 1985 total \$12,063, which includes \$4,765 for a part-time data entry position and \$7,298 of compensation for member legislators. Other staff services required for Committee operations are provided by the Legislative Research Department and the Revisor of Statutes.	2. The Governor concurs with the agency's request.
3. <u>Other Operating Expenditures.</u> Requested FY 1985 non-salary expenses total \$38,084. Principal items of expense are \$16,400 for travel of which \$13,600 is for members' travel, \$10,273 for fees for services of which \$9,273 is for computer services for data collection, \$3,279 for communications, and \$2,918 for printing the Committee's various publications for educational statistics. Other expense items total \$5,214.	3. The Governor concurs with the agency's request.

REVISOR OF STATUTES

Budget Page No. 1-43  
Approp. Bill Sec. 3

<u>Expenditure Summary</u>	<u>Agency Est. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>
State Operations				
All Funds	\$ 1,509,290	\$ 1,509,290	\$ 1,508,212	\$ 1,508,212
State General Fund	1,500,290	1,500,290	1,499,212	1,499,212
Percentage Change:				
All Funds	15.5%	15.5%	(.1)%	(.1)%
State General Fund	15.6	15.6	(.1)	(.1)
F.T.E. Positions	27.0	27.0	27.0	27.0

Part One: Operating Budget Summary

<u>Item</u>	<u>Governor's Recommendation</u>
<u>Fiscal Year 1984 Revised Estimate</u>	
1. <u>Summary.</u> The FY 1984 revised request of \$1,509,290 is \$19,727 more than the budget approved by the 1983 Legislature. Increases in estimated printing costs and computer fees are largely offset by reduced salary expenditures as the result of position turnover and vacancies.	1. The Governor concurs with the agency request.



<u>Item</u>	<u>Governor's Recommendation</u>
<u>Fiscal Year 1985 Budget Analysis</u>	
1. <u>Summary.</u> The FY 1985 budget request totals \$1,508,212 which would be financed from the State General Fund except for \$9,000 of resources in the Computer Information Services Fund to which are credited computer charges to the Judicial Branch. Major expenditure purposes are salaries, printing and computer services. The FY 1985 request contains 27.0 F.T.E. positions, the number authorized in the current year, plus seasonal and part-time employees.	1. The Governor concurs with the agency request.
2. <u>Printing.</u> The FY 1985 request for printing totals \$367,200. It includes the cost of republishing Volumes 6 and 6A of the Kansas Statutes Annotated, as well as supplements for K.S.A. and Kansas Administrative Regulations (K.A.R.) and the Amendments and Repealers Bulletin. All four volumes of K.A.R. are scheduled to be republished using FY 1984 funds. This republication will substantially reduce the size of the K.A.R. supplements charged to FY 1985. Thus, FY 1985 printing costs are expected to be \$48,400 less than FY 1984 revised costs of \$415,600.	2. The Governor concurs with the agency request.
3. <u>Staffing.</u> The FY 1985 request of 27.0 F.T.E. includes 11 attorneys, 2 computer specialists, 12 clerical and support positions, and 2 publication assistants. In addition, \$60,000 (exclusive of benefits) is requested for hourly paid proofreaders (law clerks) and for seasonal and temporary help. (Staff Note: All departmental staff are unclassified; however, salary levels for all positions other than the Revisor and First Assistant Revisor are assigned to salary ranges under the state civil service salary schedule. In accordance with instructions from the LCC, this budget contains no financing of salary increases for the agency's personnel in FY 1985 beyond the full-year financing of the 4.5 percent increase authorized for the last half of FY 1984.)	3. The Governor concurs with the agency request.
4. <u>Legislative Computer System.</u> Computing services expenditures, other than salaries, are estimated to be \$214,478 in FY 1985. Equipment replacements and upgrades raise estimated FY 1984 costs to \$262,363. Effective with the 1984 Session, the public and other state agencies have been allowed by the LCC to access the bill tracking system. Costs of access are to be recovered by a service fee imposed and collected by Legislative Administrative Services.	4. The Governor concurs with the agency request.

## LEGISLATURE

Budget Page No. 1-41  
 Approp. Bill Sec. 4

<u>Expenditure Summary</u>	<u>Agency Est. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>
State Operations (State General Fund)	\$ 5,742,140	\$ 5,742,140	\$ 6,027,633	\$ 6,027,633
Percentage Change	10.7%	10.7%	5.0%	5.0%
F.T.E. Positions	—	—	—	—

Part One: Operating Budget Summary

<u>Item</u>	<u>Governor's Recommendation</u>
<u>Fiscal Year 1984 Revised Estimate</u>	
1. <u>Summary.</u> The Legislature's estimated FY 1984 expenditures are unchanged from the budget approved by the 1983 Legislature.	1. The Governor concurs with the Legislature's request.
<u>Fiscal Year 1985 Budget Analysis</u>	
1. <u>Summary.</u> The FY 1985 request is an increase of \$285,493, or 5 percent, over the FY 1984 estimate. Expenditures for salaries are estimated to increase by \$148,674 as the result of the full-year cost of the increase in Legislator's compensation from \$45 to \$47 per day which was effective for the last six months of the current fiscal year, staff salary increases authorized in the last half of FY 1984, and associated payroll contributions, including FICA and health insurance rate increases. Non-salary increased costs include \$82,950 for communications and \$20,650 for printing. All costs of the Legislative Seminar are budgeted for FY 1985 in this budget, rather than being shown partially under the budget of the Legislative Coordinating Council. A total of \$30,000 is budgeted for the Seminar. (Staff Note: In accordance with instructions from the LCC, this budget does not contain financing of further salary increases for legislative staff.)	1. The Governor concurs with the Legislature's request.
2. <u>Capital Outlay.</u> The FY 1985 request includes \$120,250 for items of furniture, fixtures, and equipment. This would be utilized for continued improvements to equipment and fixtures in legislative areas of the statehouse.	2. The Governor concurs with the Legislature's request.
3. <u>Compensation.</u> As noted previously, the FY 1985 request is based upon compensation of \$47 per day for legislators. K.S.A. 46-137a, as amended, provides that legislative compensation is to be increased at the same overall percentage as increases in the Kansas Civil Service pay plan. The FY 1985 request should be adjusted, if the Civil Service pay plan is adjusted by the 1984 Legislature.	3. The Governor concurs with the Legislature's request.
4. <u>Contingency Items.</u> The FY 1985 request contains two contingency items which total \$60,000. Those items are \$30,000 for a repair, maintenance, and upkeep contingency and \$30,000 for special expenses authorized by the LCC.	4. The Governor concurs with the Legislature's request.
5. <u>Claims.</u> In accordance with past LCC practices, claims are not estimated in advance. Thus, cost estimates for FY 1984 and FY 1985 include no amounts for claims pending action of the 1984 Session.	5. The Governor concurs with the practice of not estimating claims expenditures in advance of formal action.

Part Two: Other Information

Expenditures by Activity. The following table reflects expenditures by activities within the Legislature's budget.

<u>Activity</u>	<u>Revised FY 1984</u>	<u>Requested FY 1985</u>
Senate	\$1,008,731	\$1,089,000
House	2,138,041	2,256,000
Joint Expenditures	1,203,066	1,238,300
Interim Expenses	1,247,610	1,313,900
Repair and Maintenance Contingency	30,000	30,000
Special Expenses — Authorized by LCC	30,000	30,000
Legislative Counsel	68,714	70,433
Health Planning Review Commission	15,978	—
TOTAL	<u>\$5,742,140</u>	<u>\$6,027,633</u>



LEGISLATIVE DIVISION OF POST AUDIT

Budget Page No. 1-35  
 Approp. Bill Sec. 5

<u>Expenditure Summary</u>	<u>Agency Est. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>
State Operations				
All Funds	\$ 1,252,690	\$ 1,252,690	\$ 1,230,408	\$ 1,230,408
State General Fund	1,174,209	1,174,209	1,161,233	1,161,233
Percentage Change:				
All Funds	(21.3)%	(21.3)%	(1.8)%	(1.8)%
State General Fund	(22.8)	(22.8)	(1.1)	(1.1)
F.T.E. Positions	19.0	19.0	19.0	19.0

Part One: Operating Budget Summary

<u>Item</u>	<u>Governor's Recommendation</u>
<u>Fiscal Year 1984 Revised Estimate</u>	
1. <u>Summary.</u> The revised FY 1984 estimate is \$240,260 less than the amount approved by the 1983 Legislature. Of the reduction, \$179,608 is in expenditures financed from the State General Fund and \$66,652 is in expenditures financed from the Federal Audit Services Fund. In part, the reduction in General Fund estimated expenditures reflects more rapid progress in adjusting to the revisions in activities and staffing levels which resulted from legislative action during the 1983 Session. In addition, estimated expenditures for financial compliance audit contracts are \$209,501 less than the estimate presented to the 1983 Legislature.	1. The Governor concurs with the agency request.
<u>Fiscal Year 1985 Budget Analysis</u>	
1. <u>Summary.</u> The FY 1985 request includes continuation of the agency's revised staffing level of 19.0 F.T.E. positions. The budget request includes \$429,900 for financial compliance audit contracts. Requested expenditures would be financed \$1,161,233 from the State General Fund and \$69,175 from the Federal Audit Services Fund.	1. The Governor concurs with the agency request.
2. <u>Staffing.</u> The agency's staffing complement includes 19 F.T.E. assigned as follows: 3 to financial and compliance auditing; 12 to performance auditing; and 4 to general administration and clerical. (Staff Note: In FY 1985, positions other than the Legislative Post Auditor will be assigned to salary ranges of the state classified pay plan by the Legislative Post Audit Committee. The FY 1985 budget request provides no amount for any future revision of the state pay plan.)	2. The Governor concurs with the agency request.
3. <u>Contractual Audit Services.</u> The FY 1985 request includes \$429,900 to finance contracted audit services. Of this amount, \$360,725 would be from the State General Fund and \$69,175 would be from the Federal Audit Services Fund. The revised FY 1984 estimate includes expenditure of \$362,499 for contractual audits, of which \$306,235 is from the State General Fund and \$56,264 is from the Federal Audit Services Fund. (Staff Note: FY 1983 was the first year in which State General Funds were authorized for contractual audit services.)	3. The Governor concurs with the agency request.

Item	Governor's Recommendation
<p>4. <u>Federal Audit Services Fund.</u> Receipts to the Federal Audit Services Fund are estimated to be \$65,848 during FY 1985 and a balance of \$115,058 is estimated to be reappropriated from FY 1984. During FY 1984, receipts are estimated to be \$70,113 and a balance of \$120,293 was reappropriated from FY 1983. (Staff Note: Federal funds finance audits conducted under federal requirements. The federal funds are transferred from agencies being audited. This fund has typically been appropriated without an expenditure limitation. Unused funds are refunded to affected agencies.)</p>	<p>4. The Governor concurs with the agency request.</p>
<p>5. <u>Committee Activity.</u> Compensation and travel expenditures for the ten-member Legislative Post Audit Committee are included in this budget. The FY 1985 request includes \$3,504 for Legislative per diem compensation, an amount which would finance approximately eight Committee meetings. (Staff Note: Budgeting for meetings of the Committee is made difficult because its meetings are frequently held in conjunction with other committee meetings. Consequently, not all meetings of the Post Audit Committee are actually charged to this budget.)</p>	<p>5. The Governor concurs with the agency request.</p>

SUBCOMMITTEE REPORT

Agency: Legislature and Related Agencies Bill No. 2679 Bill Sec. All  
 Analyst: Ahrens Analysis Pg. No. 44 Budget Pg. No. 1-31

<u>Expenditure Summary</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>	<u>Subcommittee Adjustments</u>
State Operations — All Funds:			
Commission on Interstate Cooperation	\$ 144,061	\$ 144,061	\$ —
Legislative Coordinating Council			
Council Expenses	232,424	232,424	(1,500)
Legislative Research Department	1,272,927	1,272,927	29,106
Revisor of Statutes	1,508,212	1,508,212	6,612
Educational Planning Committee	50,147	50,147	—
Legislature	6,027,633	6,027,633	(125,359)
Division of Post Audit	1,230,408	1,230,408	(3,420)
<b>TOTAL</b>	<u>\$ 10,465,812</u>	<u>\$ 10,465,812</u>	<u>\$ (94,561)</u>
State Operations: State General Fund	<u>\$ 10,387,637</u>	<u>\$ 10,387,637</u>	<u>\$ (94,561)</u>
F.T.E. Positions	91.0	91.0	—

Subcommittee Recommendations

The Governor concurs with the requested FY 1985 expenditures for the Legislature and related agencies, the appropriations for which are exclusively contained in H.B. 2679. However, H.B. 2679, as introduced to carry out the Governor's recommendations, would alter prior legislative appropriations policy by lapsing all unencumbered balances of appropriations as of June 30, 1984. It should be noted that the request and recommendation for the Legislature and its agencies do not contain amounts for any further revision in FY 1985 of basic salary plan rates.

The Subcommittee concurs with the Governor's recommendations with the following exceptions:

1. Prior practices should be continued that provide for reappropriations of unencumbered balances. Accordingly, the Subcommittee recommends the amendment of H.B. 2679 to provide for such reappropriations and new FY 1985 appropriations be reduced as follows: Interstate Cooperation Commission, \$13,985; Legislative Coordinating Council Operations, \$23,797; Legislative Research Department, \$119,089; Revisor of Statutes, \$68,072; and Legislature, \$331,199.

2. Pending final determination by the Legislature, delete the amounts associated with the difference between the \$100 per month rate for health insurance (the cost originally estimated for FY 1985 and used to calculate budget requests) and the \$85 rate now recommended by the Governor for all other agencies. Recommended reductions total \$45,960 as follows: Legislative Coordinating Council operations, \$1,500; Legislative Research Department, \$6,300; Revisor of Statutes, \$4,680; Legislature, \$30,060; Division of Post Audit, \$3,420.
3. Add \$35,406 to the budget of the Legislative Research Department and \$11,292 to the budget of the Revisor of Statutes to provide salary adjustments for selected staff members, at the discretion of the Research Director and Revisor. Staff whose salaries are fixed by the Legislative Coordinating Council would not be eligible.
4. Reduce by \$95,299 the recommended expenditures for interim activity of the Legislature. This amount of reduction is intended to equate to a 20 percent decrease from the level of activity during the 1983 interim. The Subcommittee believes that such a reduction would be reflective of normal expectations with regard to interim activity in years that both houses of the Legislature are up for reelection. Such a reduction is also indicative of this subcommittee's belief that study proposals for interim review should be selected that are, whenever possible, limited to specific issues which may warrant legislative consideration in the forthcoming session.



Representative R. E. Arbuthnot  
Subcommittee Chairman




Representative Bill Bunten



Representative Keith Farrar



Representative Lee Hamm



Representative Ruth Luzzati

BILL NO. \_\_\_\_\_

AN ACT concerning the hearing aid act; relating to requirements for licensure; amending K.S.A. 74-5811, 74-5814 and 74-5816 and repealing the existing sections; also repealing K.S.A. 74-5817.

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

Section 1. K.S.A. 74-5811 is hereby amended to read as follows: 74-5811. An applicant for a license shall pay the license application fee provided for in K.S.A. 74-5810a and amendments thereto and shall show to the satisfaction of the board that such applicant:

~~(a) -- is a resident of this state,~~

~~(b)~~ (a) Is a person of good moral character;

~~(c)~~ (b) is ~~twenty-one (21)~~ 21 years of age or older;

~~(d)~~ (c) has an education equivalent to a four-year course in an accredited high school or has continuously engaged in the practice of fitting and dispensing hearing aids during the three years preceding the effective date of this act; and

~~(e)~~ (d) is free of contagious or infectious disease.

Sec. 2. K.S.A. 74-5814 is hereby amended to read as follows: 74-5814. ~~(a) Upon payment of the certificate of registration or endorsement fee provided for in K.S.A. 74-5810a,~~ The board shall register each applicant and issue a certificate of registration thereto, who satisfactorily passes the examination ~~and shall issue to the applicant a certificate of registration,~~ who pays the certificate of registration or endorsement fee provided for in K.S.A. 74-5810a and amendments thereto and who submits documentation that the applicant's audiometric testing equipment has been recalibrated within the preceding two-year period. The certificate of registration shall be effective for one year.



(b) Whenever the board determines that another state or jurisdiction has requirements equivalent to or higher than those in effect pursuant to this act for the selling and the practice of fitting hearing aids, and such state or jurisdiction has a program equivalent to or stricter than the program for determining whether applicants pursuant to this act are qualified to sell and fit hearing aids, the board may issue certificates of endorsement to applicants therefor who hold current, unsuspended and unrevoked certificates or licenses to sell and fit hearing aids in such other state or jurisdiction. No such applicant for a certificate of endorsement pursuant to this subsection shall be required to submit to or undergo any examination, investigation or other procedure, other than the payment of the appropriate fees, pursuant to K.S.A. 74-5811 and 74-5812 and amendments to those sections in the amounts provided for in K.S.A. 74-5810a and amendments thereto and the requirement to submit documentation that the applicant's audiometric testing equipment has been recalibrated within the preceding two-year period. The holder of a certificate of endorsement shall be registered in the same manner as holders of certificates of registration. The fee for an initial certificate of endorsement shall be the same as the fee for an initial certificate of registration. Fees, grounds and procedures for renewal, suspension and revocation of certificates of endorsement shall be the same as for renewal, suspension and revocation of certificates of registration.

Sec. 3. K.S.A. 74-5816 is hereby amended to read as follows:  
74-5816. A person who practices the fitting and dispensing of hearing aids shall annually pay to the board the certificate of registration or endorsement renewal fee provided for in K.S.A. 74-5810a and amendments thereto for renewal of ~~his--or--her~~ such person's license or certificate of endorsement and shall submit documentation that the person's audiometric testing equipment has been recalibrated within the preceding two-year period. A ~~thirty~~ ~~(30)--day~~ thirty-day grace period shall be allowed after the expiration of a license or certificate of endorsement during



which the same may be renewed on payment to the board of the certificate of registration or endorsement late renewal fee provided for in K.S.A. 74-5810a and amendments thereto and submission of the documentation of recalibration. The board may suspend the license or certificate of any person who fails to have ~~his-or-her~~ such person's license or certificate renewed by the expiration of the ~~thirty-(30)-day~~ thirty-day grace period. After the expiration of the grace period, the board may renew a license or certificate upon payment to the board of the certificate of registration or endorsement extended late renewal fee provided for in K.S.A. 74-5810a and amendments thereto and submission of the documentation of recalibration. No person who applies for renewal, and whose license or certificate was suspended for the sole reason of failure to renew shall be required to submit to any examination as a condition of renewal, if such person applies for renewal within three ~~(3)~~ years from the date of suspension of the license or certificate.

Sec. 4. K.S.A. 74-5811, 74-5814, 74-5816 and 74-5817 are hereby repealed.

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

SUBCOMMITTEE REPORT

Agency: Board of Examiners for Fitting and Dispensing of Hearing Aids Bill No. 2680 Bill Sec. 12

Analyst: Goering Analysis Pg. No. 20 Budget Pg. No. 1-207

<u>Expenditure Summary</u>	<u>Agency Req. FY 85</u>	<u>Governor's Rec. FY 85</u>	<u>Subcommittee Adjustments</u>
State Operations:			
All Funds	\$ 6,476	\$ 6,948	\$ (597)
State General Fund	--	--	--
F.T.E. Positions	--	--	--

Agency Request/Governor's Recommendation

The agency's FY 1985 request for \$6,476 is identical to the amount approved by the 1983 Legislature for FY 1984. The request would continue to finance the present level of agency operations, and includes \$750 for expenses of contracting for periodic inspection of equipment and facilities used by certified persons who fit or sell hearing aids. The request would continue the current budgeted salary for the Board's Chairman at \$2,158 (excluding fringe benefits), and a sum of \$1,120 (excluding fringe benefits), for per diem compensation payable to the other four Board members.

The Governor recommends various adjustments to the FY 1984 detailed budget which do not affect the approved total. For FY 1985, the Governor recommends \$6,948. The total budget recommendation includes a 5 percent increase of \$117, plus \$55, for the Chairman's salary, which equates the position to one-fourth time for purposes of computing the \$17 per month recommended salary increase. The Governor's recommended budget includes \$1,120, as requested, for payment of \$35 per day to other Board members for attending eight meetings during FY 1985. For contractual inspection costs, the Governor's recommendation reduces the agency's request of \$750 to \$135. Various other adjustments to the agency's request have also been recommended by the Governor.

House Subcommittee Recommendations

FY 1984. The Subcommittee concurs with the Governor's recommendation.

FY 1985. The Subcommittee recommends the budget as recommended by the Governor with the following adjustments:

1. Elimination of \$172 recommended by the Governor to finance a salary adjustment for the Chairman of the Board, pending a decision by the 1984 Legislature with regard to salary adjustments for state employees.
2. Reduction of \$580 in recommended expenditures for postage and telephone costs associated with Board activities.
3. Increase of \$250 for contracted inspection costs.
4. Reduction of \$95 in expenditures for stationery and office supplies.

IV

The Subcommittee learned, during its review of the Board's budget, that the Chairman has not received the salary increases recommended by the 1981 and 1982 Legislatures. The Chairman is presently paid at an annual rate of \$1,800, excluding fringe benefits, and has not drawn an increase in this stipend since July 1, 1979. The Subcommittee has documented its concern in a letter to the Governor dated February 1, 1984, urging implementation forthwith of the increase in compensation which has been authorized by the Legislature for FY 1984. The legislatively approved stipend of \$2,158, excluding fringe benefits, has been adopted in the Governor's revised FY 1984 estimated budget for the agency.

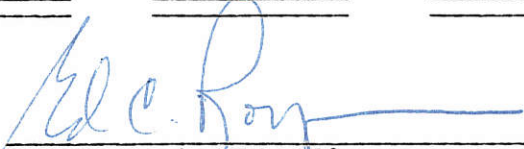
The Subcommittee also expresses its concern regarding the lack of expenditures for contracted inspection work in FY 1983. Although the Subcommittee acknowledges the statutory discretion granted the Board in regard to periodic inspections, the Subcommittee is of the opinion that expenditures should be budgeted for this purpose should the need arise. For this reason, the Subcommittee's recommendation includes \$250 for FY 1985 inspection costs during FY 1985. The Subcommittee also notes that the Governor has recommended \$135 for FY 1985, in contrast to the agency's request for \$750 to finance contracted inspection activities. The Subcommittee concurs with the recommended \$135 for the purpose of financing a subscription to the Kansas Legislative Handbook and the Kansas Legislative Report. The \$250 recommended by the Subcommittee for contracted inspections is therefore in addition to the \$135 recommended by the Governor.

The Subcommittee also recommends introduction of legislation which would require applicants for initial and renewal licensure to submit documentation that their audiometric testing equipment has been recalibrated within the last two years. The legislation recommended for introduction by this Subcommittee would also allow persons who are not residents of Kansas to be licensed on the condition that the nonresident pass the Kansas Board examination and all other prerequisites are met by the applicant.

Based upon the adjustments discussed herein, the Subcommittee provides the following data for informational purposes:

Fee Fund Analysis

	<u>Actual FY 83</u>	<u>Subcommittee Rec. FY 84</u>	<u>Subcommittee Rec. FY 85</u>
Beginning Balance	\$ 32,532	\$ 30,136	\$ 27,210
Net Receipts	3,672	3,550	3,650
Total Funds Available	<u>\$36,204</u>	<u>\$33,686</u>	<u>\$30,860</u>
Less: Expenditures	6,068	6,476	6,351
Ending Balance	<u>\$30,136</u>	<u>\$27,210</u>	<u>\$24,509</u>

  
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Representative Ed Rølf  
Subcommittee Chairman

## REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

Your Committee on Ways and Means

Recommends that House Bill No. 2679

"AN ACT making and concerning appropriations for the fiscal year ending June 30, 1985, for the Kansas commission on interstate cooperation, legislative coordinating council, legislature and division of post audit; authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing."

Be amended:

On page 1, in line 36, by striking "\$144,061" and inserting in lieu thereof "\$130,076"; following line 36, by inserting the following material to read as follows:

"Provided, That any unencumbered balance in excess of \$100 as of June 30, 1984, is hereby reappropriated for fiscal year 1985.";

Also on page 1, in line 43, by striking "\$232,424" and inserting in lieu thereof "\$207,127"; following line 43, by inserting the following material to read as follows:

"Provided, That any unencumbered balance in excess of \$100 as of June 30, 1984, is hereby reappropriated for fiscal year 1985.";

Also on page 1, in line 45, by striking "1,272,927" and inserting in lieu thereof "1,197,944"; following line 45, by inserting the following material to read as follows:

"Provided, That any unencumbered balance in excess of \$100 as of June 30, 1984, is hereby reappropriated for fiscal year 1985.";

Also on page 1, in line 47, by striking "1,499,212" and inserting in lieu thereof "1,437,752"; following line 47, by inserting the following material to read as follows:

"Provided, That any unencumbered balance in excess of \$100 as of June 30, 1984, is hereby reappropriated for fiscal year 1985.";

Also on page 1, in line 51, by striking "50,147" and inserting in lieu thereof "45,421"; following line 53, by inserting the following material to read as follows:

"Provided, That any unencumbered balance in excess of \$100 as of June 30, 1984, is hereby reappropriated for fiscal year 1985.";

Also on page 1, in line 55, by striking "\$3,054,710" and inserting in lieu thereof "\$2,888,244";

On page 2, in line 77, by striking "\$6,027,633" and inserting in lieu thereof "\$5,571,075"; following line 77, by inserting the following material to read as follows:

"Provided, That any unencumbered balance in excess of \$100 as of June 30, 1984, is hereby reappropriated for fiscal year 1985.";

Also on page 2, in line 84, by striking "\$1,161,233" and inserting in lieu thereof "\$1,157,813";

And the bill be passed as amended.

John H. Austin Chairperson