

MINUTES OF THE House COMMITTEE ON Ways and MeansThe meeting was called to order by Bill Bunten at
Chairperson10:00 a.m./~~p.m.~~ on Monday, April 22, 1985 in room 514-S of the Capitol.

All members were present except:

Committee staff present: Ed Ahrens, Legislative Research
Ray Hauke, Legislative Research
Laura Howard, Legislative Research
Jim Wilson, Office of the Revisor
Sharon Schwartz, Administrative Aide
Nadine Young, Committee Secretary

Conferees appearing before the committee:

Chairman Bunten called the meeting to order at 10:00 a.m.

Ray Hauke gave a brief overview of the items contained in the draft of the Omnibus Bill. Chairman assigned subcommittees to meet individually and study the additional budget requests.

Committee reconvened at 2:30 p.m. and began consideration of the recommendations made by the subcommittees.

SOCIAL AND REHABILITATION SERVICES

- A. SB 69 amends adoption procedures concerning social assessments and registry of information. SRS has submitted a FY 1986 request of \$60,200 to implement provision of the bill. Subcommittee recommends no funding.
- B. HB 2012 enacts the Kansas Parentage Act. Most provisions have no fiscal impact. Subcommittee recommends \$39,060 be appropriated from SRS fee fund.
- C. HB 2510 - The Department is requesting two additional positions; however subcommittee feels that the 10 positions added earlier for fraud abuse could handle the extra workload. No additional funding recommended.
- D. HB 2613 authorizes \$12 million to settle the nursing home law suit. Subcommittee agreed to split the cost of paying back interest on the loan and recommended that no state general fund money be paid back in Fiscal Year 1986.
- Representative Wisdom brought before the committee a letter from Crippled Children's Nursing School in Kansas City which requests \$50,000 be appropriated for reimbursement for rehabilitation therapy for preschool children. He then offered a motion that a line item be included for this amount. Seconded by Representative Luzzati. Motion failed.
- E. Governor's Budget Amendment No. 3, Item 4 - Client Assistance Project. Subcommittee concurs.
- F. Governor's Budget Amendment No. 3, Item 4 - Child Abuse Funds. Subcommittee concurs.
- G. Social Services Training - GBA No. 3 recommends a FY 1986 increase of \$258,560 on the Social Service Block Grant Fund. Subcommittee concurs.
- H. Part-Time Employees - Subcommittee concurs.
- I. Capital Improvements - Subcommittee concurs.

Representative Rolfs stated that Dr. Robert Harder believes there may be a shortfall of \$1.8 million on the medical services budget and requested

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that subcommittee be apprised of the situation. Ray Hauke commented that the most recent tabulation indicates that medical expenses have increased slightly. This committee has been apprised of the potential shortfall of funds in medical expenditures in Fiscal Year 1985 that might result in a smaller reappropriation of funds for Fiscal Year 1986.

SRS subcommittee chairman Ed Rolfs asked that the Minutes reflect that increases in foster care for 1986 be increased 8% for the first 6 months, 10% in the second 6 months for group boarding; and that family foster care be increased 15% in 1986.

Representative Duncan recommended a change in definition of Personal Social Adjustment (PSA) as severely disturbed. Committee notes that a redefining of PSA could result in reduced funding for special education for the three youth centers and that any shortfall may have to be replaced with SGF when committee returns in January, 1986.

KANSAS BUREAU OF INVESTIGATION

- A. SB 127 - agency requests one (1) criminalist I position and funding of supplies for drug testing for a total of \$44,758. Subcommittee recommends this amount be approved.
- B. HB 2145 is still pending and at this point, subcommittee is not recommending it be included. Subcommittee does recommend two new positions for the law enforcement telecommunications operators, and a new item, \$9,500 for participation in the Systems 38 backup. At one time agency felt they could fund, however after reviewing the budget by various subcommittees, the result was nearly \$200,000 in cuts. Consequently, subcommittee now recommends these two items be included in the Omnibus bill.

DEPARTMENT OF ADMINISTRATION

- A. HB 2129 would establish a state surplus property program. Subcommittee recommends a state surplus property fee fund and that it be a "no limit" fund.
- B. Computer Software - Subcommittee recommends the \$150,000 not be recommended, allowing the matter to go to conference committee for further consideration.
- C. Santa Fe Building - Subcommittee is not recommending any funds now on the basis that LCC received a report from Arthur Anderson which indicates leasing is not feasible.
- D. Health Care Benefits - Subcommittee notes balance of \$1.1 million left at end of June 1985 and \$2.2 million at end of June, 1986 in the fund balance. As a result, subcommittee recommends \$3.148 million of that balance be used in order to have 54%, which is the general fund share, become available to help offset the pay plan.

After the FY 1985 claims experience has all been taken into consideration at end of January 1986, there will be a certain amount of money returned to the State as favorable. Presently, it appears that will be about \$4 million. From the above surplus (no. 1 and no. 2), subcommittee feels there will still be about \$300,000 and are recommending that of that amount, the Health Care Commission can take into consideration either the wellness program, physical examinations or utilization review and use that money as they see fit.

Subcommittee also agrees that if the State has in the neighborhood of \$4 million come back from #3 surplus, that the portion that was paid in by family plan and membership should go back to reduce the premium.

- E. Self-Insurance - Subcommittee does not recommend.

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STATE FINANCE COUNCIL

- A. HB 2218 establishes a KPERS employer contribution rate of 4.3% during FY 1986. Expenditures for KPERS could be reduced by \$1,380,000. Subcommittee concurs. Because of the lower contribution rates, legislature can use that money to help fund the pay plan. Representative Chronister moved and Representative Ott seconded. Motion carried.
- B. Unemployment Insurance - Subcommittee concurs to reduce surcharge to .1% and that would allow pickup of \$147,000 in state general funds. Representative Chronister moved and Representative Heinemann seconded. Motion carried.
- C. Health Insurance - subcommittee concurs.

SECRETARY OF STATE

- A. HB 2488 provides for a lien on agriculture production inputs. Subcommittee concurs.
- B. Youth Center at Topeka. New addition - authorizes SRS to transfer funds for razing the old power plant. Subcommittee concurs.

Representative Chronister called the committee's attention to SB 161 - an additional request from Department of Administration for \$45,783 to fund the amendment by Representative Louis. It provides for one Accountant at \$29,000, \$1,000 for communication, \$1,050 for office space, \$1,200 for Maintenance and Microcomputing system, \$2,000 for travel. Mr. Cobler appeared before the subcommittee and testified to this. These appropriations were included in the subcommittee report.

BOARD OF AGRICULTURE

- A. HB 2004 requires licensure of large capacity scale testing and service companies. Subcommittee recommends taking the \$1500 additional revenues generated by these licenses and use to offset the general fund. Subcommittee does not agree to the request of \$13,905 for additional part time clerical assistance.
- B. HB 2335. Agency requested 2.0 FTE positions to administer the new minimum streamflow standards. Subcommittee does not recommend. Subcommittee feels that a hydrologist could be used to handle the matter if an emergency should occur.
- C. HB 2470 relates to the Kansas Pesticide Law. Agency requested \$26,000 for part time clerk. Subcommittee recommends the \$26,000 be taken from the \$29,000 projected revenue and balance be deposited in the fee fund.
- D. HB 2469 authorizes agency to make a biennial report if sufficient funds are available. Subcommittee did not recommend the request of \$31,970 for this purpose.
- E. HB 2003. State Board of Agriculture estimates that 15 service companies will become licensed under this bill, raising \$750 in revenue. Agency requests additional funds of \$77,727. Statute permits the State Sealer to use national standards and subcommittee therefore does not recommend the request be granted.

SB 331 requires registration with Board of Ag for persons selling pesticides. Agency estimates additional revenue of \$225,000 through registration fees. Agency requests additional \$138,200 and 4.0 FTE positions. Subcommittee recommends the four positions be allowed and that excess money be used to offset the general fund.

SB 330 requires persons applying any chemicals to register with Secretary of State Board of Agriculture and pay an application fee of \$50. Agency requests two positions and \$59,782. Subcommittee concurs.

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HB 2471 relates to administering the Grade A milk survey rating program. Subcommittee concurred with the request.

STATE CONSERVATION COMMISSION

- A. HB 2578 establishes a Small Lake Program to be administered by State Conservation Commission. Agency requested .5 FTE classified position for \$10,503. Subcommittee concurs.

HEALTH & ENVIRONMENT

- A. SB 297 is a technical amendment. Subcommittee concurs.
- B. SB 48 is still pending. Subcommittee does not recommend.
- C. SB 113 relates to the regulation of persons engaged in removal of asbestos. Agency needs additional \$18,540 and subcommittee concurs.

DIVISION OF MENTAL HEALTH AND RETARDATION SERVICES

- A. State Aid to Community Mental Health & Mental Retardation Centers. Subcommittee recommends leaving at present funding.

Representative Shriver offered a motion to recommend an increase in House appropriation by \$900,000. Seconded by Representative Solbach. Motion failed. Representative Wisdom moved that this committee approve an additional \$600,000. Representative Luzzati seconded. Motion failed.

JUDICIAL BRANCH

- A. Technical Adjustment. An error in posting should be corrected by lapsing \$97,140 from the appropriation for Administration of justice-district courts. Subcommittee concurs.
- B. HB 2055 authorizes appointment of special advocates to represent children involved in legal action. Subcommittee recommends additional appropriation of \$95,676 in FY 1986.
- C. SB 36 (pending). Subcommittee does not recommend anything at this point and feels it will go to conference committee.

Representative Wisdom offered a motion that this committee approve \$137,000 additional appropriation for non judicial court personnel. Seconded by Representative Solbach. Motion failed.

Representative Teagarden moved that this budget be increased back up to the Governor's recommendation of \$411,000. Representative Luzzati seconded. Motion failed.

CRIME VICTIMS REPARATIONS BOARD

SB 108 increases from \$1 to \$2 the portion of docket fees that is deposited with this agency. Representative Miller commented on a letter received from the agency requesting 1.0 FTE clerk to handle an increase in claims for \$16,239. Subcommittee recommends addition of this amount to the omnibus bill. Subcommittee noted there are two bills now in conference committee (SB 108 and SB 334) and that a long term funding solution for this agency will be resolved before end of week.

KANSAS STATE PENITENTIARY

Department requests \$367,857 from state general funds to be used for academic and vocational education programs. Subcommittee recommends that agency continue to use JTPA funds for training purposes and are not recommending the \$367,857.

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KANSAS CORRECTIONAL INSTITUTION AT LANSING

- A. Governor's Budget Amendment No. 2, Item 15 recommends an additional \$58,065 be appropriated in FY 85 for the project to install an emergency electrical generator at KCIL. Subcommittee recommends this amount be included in the omnibus bill pending review by the building committee.
- B. Governor's Budget Amendment No. 3, Item 1 recommends additional \$70,094 from state general funds in FY 1985 for medical cost to female inmates. Subcommittee concurs.

DEPARTMENT OF CORRECTIONS

- A. Subcommittee does recommend the re-inclusion of the \$50,000 for the existing KSP training program, but does not recommend inclusion of the additional quarter for the Johnson County community corrections program. Subcommittee does, in light of the conference committee recommendation, recommend the Governor's request for one-quarter funding for the proposed corrections program for Douglas County and one-quarter funding for the Saline County proposed program.

Re Hazardous duty pay. In reviewing the request for additional 87 positions subcommittee learned there are 140 people now who are receiving hazardous duty pay. Subcommittee recommends that we go ahead in the next fiscal year and institute an across-the-board system of hazardous duty pay at \$125/month in addition to the base pay assigned to that job classification and that we make that transaction with the first pay period in fiscal year 1986.

Chairman announced that we would pass over this area and wait until staff can come up with a total cost figure on the hazardous duty pay system for all institutions.

KANSAS PUBLIC EMPLOYEES RETIREMENT SYSTEM

Agency requested they be permitted to increase their administrative expenditures by \$35,761 - there will be some substantial work increase. Based on passage of HB 2218, the increase will not affect the general fund appropriation. Subcommittee concurs.

Chairman asked for a motion to approve the subcommittee recommendations heard thus far on the omnibus draft bill. Representative Chronister moved and Representative Dyck seconded. Motion carried.

ATTORNEY GENERAL

- A. SB 118 relates to automobile warranties. Agency requests \$500 in additional office expenditure and \$1,000 to prepare and publish a pamphlet. Subcommittee does not recommend.
- B. Budget Amendment No. 3, Item 14. The department requests \$60,000 in FY 1986 for special prosecutor fees to institute litigation in a case involving Medicaid reimbursements to adult care homes. Subcommittee does support the litigation and notes there might be need for a supplemental next year; however they believe the cost can be absorbed and are not recommending the request.

BOARD OF NURSING

The Board requested \$3,462 in additional travel and supplies. Subcommittee concurs.

HIGHWAY PATROL

- A. Projections currently indicate a total anticipated shortfall of \$181,272. Subcommittee recommends \$86,000 be appropriated, of which \$25,000 is retirement - which may or may not be used.

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B. Governor's Budget Amendment 3-13 FY 1986 MCSAP Match.

Governor's recommendation allocates additional funding of \$68,835 for salaries and wages and \$24,317 for OOE. Subcommittee is recommending \$43,106 for salaries and wages and \$18,967 for OOE, for a total of \$62,073 be added to the budget for the mix-up program.

Chairman Bunten asked for a motion on the minutes for April 1, 2, 3, 4 and 5. Representative Mainey moved that the minutes be approved as written. Seconded by Representative Chronister. Motion carried.

Meeting adjourned at 4:40 p.m.

Next meeting is scheduled for 9:00 a.m. Tuesday, April 23.