

Approved

3-3-86

Date

MINUTES OF THE House COMMITTEE ON Ways and Means

The meeting was called to order by Bill Bunten at
Chairperson

1:30 ~~XX~~ p.m. on Monday, February 24, 1986 in room 514-S of the Capitol.

All members were present except: Representative Turnquist (excused)

Committee staff present: Gloria Timmer, Legislative Research
Laura Howard, Legislative Research
Sharon Schwartz, Administrative Aide
Nadine Young, Committee Secretary

Conferees appearing before the committee:

- Representative Apt
- Speaker Hayden
- Cathy Kruzic, KDED-Travel & Tourism Director
- Charles Dodson, KAPE
- Kent Munzer, Employee-SRS
- Susan Irza, Department of Administration, Director of Personnel Services
- Jamie Schwartz, Secretary of Department of Economic Development
- Joan Strickler, Advocacy and Protective Services for the Developmentally Disabled, Inc.
- Dr. Robert Harder, Secretary of SRS
- Others Present (Attachment A)

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

HB 2928 -- an act establishing a Kansas wildlife art series; creating the Kansas wildlife arts council and prescribing the powers and duties thereof; and imposing certain duties upon the division of travel, tourism and film services of the department of economic development for such purposes.

Representative Apt presented the bill to the committee. HB 2928 would establish a council and creates a fee to pay for the expenses of the series. Brochures were passed out (Attachment B). Each year, when the wildlife edition is selected, 1,000 prints and 2500 stamps would be printed for each painting. Prints would be sold for \$100 and stamps for \$10 each. The objective is to make the public aware of Kansas wildlife and extol the virtues of Kansas. There is no fiscal note - funds generated would go to KDED's department of travel and tourism to promote Kansas.

An amendment was presented to HB 2928 (Attachment C).

Speaker Hayden appeared before the committee and stated his support of the bill. He said it's very important that we take the contents of the bill and carry it on, regardless of whether one is an advocate of wildlife. All of Kansas would benefit from the bill.

Cathy L. Kruzic, Tourism & Film Services Director of KDED also appeared in support of the bill (Attachment D). She stated it is a self-generating fund and has no impact on the budget.

HB 2993 -- an act relating to the Kansas civil service act; concerning appeals of rates of compensation assigned under the pay plan for the classified service in certain cases; prescribing powers, duties and functions for the state civil service board.

Representative Mainey explained the reason for the bill. It was introduced as the result of complaints by certain state employees who felt they were

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 Meansroom 514-S Statehouse, at 1:30 ~~am~~ p.m. on Monday, February 24, 1986

dealt an injustice in pay because of the new matrix pay plan. Some of the employees had actually advanced on the matrix, but had actually taken a cut in pay. HB 2993 would establish a panel to hear the cases of those employees who wish to appeal in this matter.

Charles Dodson, Executive Director of the Kansas Association of Public Employees appeared in support of the bill (Attachment E). HB 2993 does not damage the pay matrix concept, but does allow, through a 60-day window, an employee to appeal his specific placement to the civil service board. Chairman Bunten asked Mr. Dodson the number of people involved. He did not know just how many, but said he would come up with a number. It would generally be those people who were promoted just prior to enactment of the pay plan. Asked to give a specific example, he told of a KBI employee who was promoted in March 1985 to Special Agent III. People who were promoted after enactment of the pay matrix (after June 18, 1985) were given the same promotion to Special Agent III, and they are now making 5% to 7% higher salaries than he is making.

Kent Munzer, a social worker with SRS appeared in support of the bill and related his specific situation in which he feels unfairly treated and penalized under the new pay plan.

"I'm a licensing specialist for SRS. In November 1984 I received a one-step promotion which equals about \$100 per month. Then with the enactment of the pay plan, my raise amounted to about 2½%, but if I had stayed in my old job, with all 3 years counted, I would have been making more than \$50 per month more.

I then took it upon myself to pursue the matter and appealed to my representative and senator as well as the Governor's office. Eventually, I did receive a letter from DOA agreeing that I was disadvantaged under the pay plan. I also learned that Rules and Regulations would not allow for an adjustment to be made. I only heard about this bill two days ago, so I guess it is partly in response to my appeal."

Susan Irza, Director of Personnel Services offered comments on HB 2993, but took a neutral stand on the issue. (Attachment F) Civil Service Board is a voluntary part-time board and is not set up or staffed to deal with the potential number of appeals. The 7,100 promotions involved in the implementation of the pay plan would need individual attention.

Representative Duncan asked if she would provide a fiscal note on the impact of staff needed to implement the program. She agreed to the request. She also said this is a broadly drawn bill and there would be the capacity for anyone to appeal to this panel.

Chairman moved to HB 2951 -- concerning economic development in Kansas; establishing a department of commerce.

Jamie Schwartz, Secretary of KDED, addressed the committee, representing both the Department and the Administration. "We generally support the bill, at least we are not in opposition to the bill, but I do want to point out that we don't think that the problems besetting economic development in the State of Kansas have anything to do with the organization of the Department."

Three divisions have been eliminated in the Department and their functions merged into other departments. The main problem besetting economic development is due to lack of adequate and sustained funding. Mr. Schwartz did point out that Advance Technology commission has a letter to be distributed protesting their assignment to the Division of Small Business and Resource Development. "In general however, we do support the provisions of the bill and would be happy to work with you."

Speaker Hayden appeared before the committee and presented the bill. HB 2951 would create the Kansas Department of Commerce and would be a continuing step in a new partnership for economic progress for Kansas. The partnership would be between Kansas state government, Kansas communities, and Kansas business. It would allow Kansas to compete more effectively with other state in recruiting new industry, keeping businesses within the state, and encouraging their expansion.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Ways and Means,
 room 514-S, Statehouse, at 1:30 ~~xxx~~/p.m. on Monday, February 24, 1986

This proposal has 3 principle objectives: (1) It will serve notice that Kansas intends to carry out an aggressive program of economic progress. (2) Assign clear authority for international trade to the newly constructed department. Currently, Kansas ranks near the top in its economic dependence on international trade. (3) Raise the status of our work with small business in Kansas. The structure of the department....The department would be headed by Secretary of Commerce, the department divided into 5 divisions, with the Director serving as head of the division, according to the Secretary. These divisions are: Business Recruitment, Community Development, Small Business Technology and Resource Development, Travel & Tourism, and Foreign Marketing.

This bill should not be viewed as anything negative about the present KDED, but as a continuing effort to improve all operations of the department, to raise their visibility, their profile and especially to move ahead and consolidate our activity in international marketing.

Speaker Hayden supports an amendment to the bill that would make the effective date January, 1987 to coincide with the beginning of the new administration.

The foreign market portion of agriculture would be taken from the agriculture board and put into the commerce department. There are a number of Kansas products that need to be marketed abroad and to have it consolidated into one agency would be more effective. In traveling abroad, I have found that it's not the products, but the red tape, or governmental interference in the involvement. It's not people we need who know wheat and know cattle, but we need people who know how to deal with these governments in marketing our Kansas products and resources.

HB 2951 has a small fiscal note (\$54,000 which involves reclassification or promotion of certain people) yet it's a giant step forward and something that can be achieved this session as a positive indicator that we are really committed to economic development.

HB 2906 -- concerning bonds of certain conservators; relating to surety thereon; amending K.S.A. 78-101 and repealing the existing section.

Representative Rolfs explained the provisions of the bill, which would save the state about \$50,000 a year by making the state the self-insurer for the guardianship surety bonds sponsored by KAPS. In eight years, only two claims have been paid totaling \$3,000.

Joan Strickler, Executive Director of Kansas Advocacy & Protective Services for the Developmentally Disabled, Inc. appeared in support of the bill (see Attachment G).

Dr. Robert Harder also presented testimony in support of the bill (Attachment H). A proposed amendment (Attachment I) was presented for consideration.

Chairman turned to final action on HB 2928. Representative Shriver moved and Representative Rolfs seconded that the amendment be adopted. Motion carried. Representative Chronister moved the bill be reported favorable for passage, as amended. Seconded by Representative Louis. Motion carried.

Chairman turned to final action on HB 2906. Representative Heinemann moved that the amendment offered by Dr. Harder be adopted. Seconded by Representative Chronister. Motion carried. Representative Rolfs then moved that HB 2906, as amended, be reported favorable for passage. Seconded by Representative Dyck. Motion carried.

Chairman turned to consideration of the subcommittee report on HB 2801, agency budget for Department of Administration. (Attachment J) Representative Mainey reported on this section for FY 86. Several adjustments were made in the subcommittee report. There was discussion concerning state vehicles and the 80,000 mile limit. Subcommittee feels that at this time it may be a bad policy, but they need one more year's experience to make a definite decision.

CONTINUATION SHEET

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room 514-S, Statehouse, at 1:30 ~~xxx~~ p.m. on Monday, February 24, 1986

Representative Mainey moved and Representative Chronister seconded that the FY 86 subcommittee report be adopted. Motion carried.

Representative Chronister reported on the FY 1987 subcommittee report and moved that it be adopted. Seconded by Representative Mainey. Motion carried.

Meeting adjourned at 3:45 p.m.

Date 2-24-86

Name

Address

Representing

RUD GRAND

TOPEKA

KCU

CHARLES DODSON

TOPEKA

KAPE

Vernon Humphrey

EMMORIA

KBI

JACK RICKERSON

TOPEKA

SRS

Ruth Groves

Topeka

-

Ruth Wilkin

Topeka

AAUP

SUSAN IRZA

topeka

DPS

Jamesina M. Evans

Topeka

DPS

Art Cripps

Topeka

Dept of Polm.

Joan W Wyatt

M. Pherson

K. Farmers Union

Diane Duffky

TOPEKA

Speakers office

Joan Munk

LAWRENCE

Gov. Off.

Kirby L Stegman

Manhattan

KAPS

D.B

Kansas Wildlife Art Series

1984 Print and Stamp — First Edition



"KANSAS COVEY RISE — BOBWHITE QUAIL"

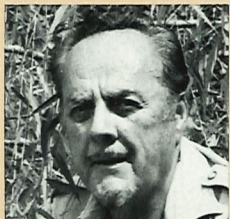
by M. Wayne Willis

THE SERIES, ITS GOALS AND OBJECTIVES

To promote awareness of this Kansas wildlife and to recognize the talent of Kansas Wildlife artists, the Kansas Wildlife Art Series was established in 1984. The series is an annual, limited edition sale of signed and numbered art prints and stamps depicting Kansas wildlife. Each print in the series will be reproduced from an original painting by a noted Kansas wildlife artist. Nationally-known wildlife artist and native Kansan M. Wayne Willis of Wichita was selected to create the first painting in the series.

THE ARTIST, HIS PAINTING

M. Wayne Willis' vivid paintings of Kansas wildfowl in its natural environment have brought him national fame. The exceptional talent of the artist and exquisite detail of each painting combine to form a masterful painting of life outdoors. Wayne Willis uses his childhood knowledge of hunting and fishing to produce his paintings. He studied at the Kansas City Art Institute. For many years he worked at Boeing Aircraft Company in Wichita as an illustrator and Art Editor/Supervisor in the Engineering Department. The demand for Willis' wildlife art made him decide to turn his hobby into a full-time career. Willis is active in Ducks



Unlimited and participates in its wildlife art shows as well as in the prestigious Easton, Maryland, Waterfowl Festival Invitational Show and in other shows throughout the country.

His wildlife paintings and prints are on display and available for purchase at wildlife art galleries across the country.

THE PRINT

The design is printed in full color on rag paper stock. Image size, 20⁵/₈" x 14³/₄". Each print will be individually presented in a protective portfolio complete with artist's biography, along with a statement of the Kansas Wildlife Art Series' long range objectives. The print will be signed and numbered. There will be a limited edition of 1,000 prints available. These prints retail for \$100.00 each. Unsigned stamps will be available individually at \$10.00 each.

HOW TO ORDER

Quantity	Amount
_____ Print (Signed and Numbered) (\$100.00@)	_____
_____ Individual Stamp (\$10.00@)	_____
_____ Print (Signed and Numbered) & Stamp (\$110.00@)	_____
_____ Block of 4 Stamps (\$40.00 per block)	_____
_____ Shipping Charge-Prints Only (\$5.25@)	_____
(No shipping fee for stamps only)	
	Total Enclosed \$ _____

Please Print all Information Clearly

Name _____

Address _____ City _____

State _____ Zip _____ Phone () _____

Send Check or Money Order to:
KANSAS WILDLIFE SERIES, Travel and Tourism Div., KDED
503 Kansas Ave., 6th Floor, Topeka, Kansas 66603

W. J. M.
2/24/86

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Kansas Wildlife Art Series

1985-1986 Print and Stamp



"PRAIRIE POND MALLARDS"

by Orville O. Rice

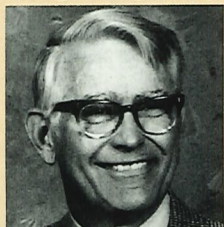
THE SERIES, ITS GOALS AND OBJECTIVES

To promote awareness of this Kansas wildlife and to recognize the talent of Kansas Wildlife artists, the Kansas Wildlife Art Series was established in 1984. The series is an annual, limited edition sale of signed and numbered art prints and stamps depicting Kansas wildlife. Each print in the series will be reproduced from an original painting by a noted Kansas wildlife artist. Nationally-known wildlife artist and native Kansan M. Wayne Willis of Wichita was selected to create the first painting in the series, titled "Kansas Covey Rise - Bobwhite Quail."

THE ARTIST, HIS PAINTING

Orville O. Rice, a resident of Topeka, has had a life-long interest in painting birds and other wildlife. He pursued his interest while studying architecture at the University of Texas, and throughout his thirty-three-year career in architecture.

Bird paintings completed during his college years are



permanently housed in the Texas Memorial Museum in Austin. He has provided covers and illustrations for "Texas Game and Fish Magazine," has illustrated six books, and has provided illustrations for various issues of the *Living Bird*, a journal of the Cornell Laboratory of Ornithology. His painting of the greater prairie chicken was

presented to the Topeka Public Library in 1980.

Since his retirement in 1981, Mr. Rice has devoted most of his time to painting wildlife entirely in water color. He has

exhibited paintings in museums and art galleries across the country, and in shows sponsored by the National Audubon Society, Wilson Ornithological Society, and the American Ornithologists Union.

THE PRINT

The design is printed in full color on rag paper stock. Image size, 20⁵/₈" x 14³/₄". Each print will be individually presented in a protective portfolio complete with artist's biography, along with a statement of the Kansas Wildlife Art Series' long range objectives. The print will be signed and numbered. There will be a limited edition of 1,000 prints available. These prints retail for \$100.00 each. Unsigned stamps will be available individually at \$10.00 each.

HOW TO ORDER

Quantity	Amount
_____ Print (Signed and Numbered) (\$100.00@)	_____
_____ Individual Stamp (\$10.00@)	_____
_____ Print (Signed and Numbered) & Stamp (\$110.00@)	_____
_____ Block of 6 Stamps (\$60.00 per block)	_____
_____ Shipping Charge-Prints Only (\$5.25@)	_____
(No shipping fee for stamps only)	_____
	Total Enclosed _____

Please Print all Information Clearly

Name _____
 Address _____ City _____
 State _____ Zip _____ Phone () _____

Send Check or Money Order to:
 KANSAS WILDLIFE SERIES, Travel, Tourism and Film Services, KDED
 503 Kansas Ave., 6th Floor, Topeka, Kansas 66603

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REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

Your Committee on Ways and Means

Recommends that House Bill No. 2928

"AN ACT establishing a Kansas wildlife art series; creating the Kansas wildlife arts council and prescribing the powers and duties thereof; and imposing certain duties upon the division of travel, tourism and film services of the department of economic development for such purposes."

Be amended:

On page 1, in line 38, by striking "and two members shall be members" and inserting in lieu thereof ", one member shall be a member"; in line 40, preceding the period by inserting "and one member shall be a member of the senate of the Kansas legislature appointed by the president of the senate";

On page 2, in line 62, by striking "and may"; in line 63, by striking all preceding the period; in line 65, by striking "replaced and"; in line 76, by striking "wildlife art series" and inserting in lieu thereof "travel, tourism and film services division"; in line 77, by striking ", which is hereby established,"; in line 79, by striking all after "in"; in line 80, by striking "this act" and inserting in lieu thereof "promoting the state of Kansas";

And the bill be passed as amended.

Chairperson

D. Williams
2/24/86

C

HOUSE COMMITTEE
HOUSE WAYS & MEANS
Room 514S

TESTIMONY
HB 2928
KANSAS WILDLIFE ART SERIES

Cathy L. Kruzic, Travel, Tourism & Film Services Director
Kansas Department of Economic Development

February 24, 1986

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JOHN CARLIN
Governor

CHARLES J. "Jamie" SCHWARTZ
Secretary

Mr. Chairman and Members of the Committee:

Thank you for allowing me this opportunity to appear before this committee regarding the Kansas Wildlife Art Series, H.B. 2928.

In the interest of time, please let me summarize how this program came into existence and how it has fared since its creation.

Two years ago, during our House Ways and Means Subcommittee hearing with Representatives David Louis, John Solbach and Ralph Bussman concerning our appropriations bill, Representative Denise Apt proposed that a Kansas Wildlife Art Series be established to enhance the outdoor image of Kansas. After considerable discussion, it was agreed that the Travel, Tourism and Film Services Division of the Kansas Department of Economic Development could best promote and operate such a program through our public service ads and similar programs. Further, it was recommended that this program be funded through a self-generating fee fund.

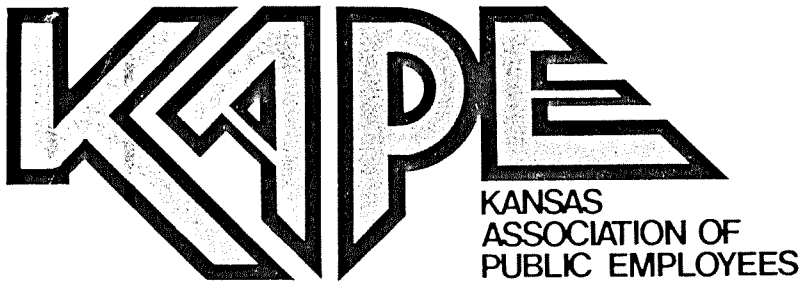
Subsequently, goals, objectives and guidelines for this program were established. After a review process in 1985, Mr. Wayne Willis of Wichita was selected as the first featured artist for the program. To date, sales of his painting of bobwhite quail, entitled, "Kansas Covey Rise" have totaled \$21,350. The second artist in the series, the late Mr. Orville Rice of Topeka was selected for his mallard painting, entitled, "Prairie Pond Mallards," with sales totaling approximately \$7,350 to date.

The following subjects are scheduled for upcoming years: 1986--Wild Turkey; 1987--Pheasant; 1988--Prairie Chicken; 1989--Red Tail Hawk.

Finally, the objectives of the Kansas Wildlife Art Series are simple and as follows:

- 1.) To increase public awareness of Kansas wildlife and related sporting opportunities.
- 2.) To identify and recognize the many Kansas artists specializing in wildlife art.
- 3.) To respond to requests of Kansas wildlife art collectors for such a series.
- 4.) To pay all expenditures related to the production, marketing and distribution of the series exclusively through sales of the stamps and prints.

Mr. Chairman and members of the committee, I urge your support of HB 2928 as amended.



Presentation of Charles Dodson
Executive Director of the
Kansas Association of Public Employees
to the
House Committee on Ways and Means

February 24, 1986

Thank you for the opportunity to appear before this committee to express our support of House Bill No. 2993. The balanced pay matrix passed during the 1985 session was an important step in the development of a comprehensive pay plan for state workers. It set straight many of the inequities which had developed because of fiscal circumstances which were present for several years prior to 1985. It ended the compaction which was becoming a major problem in the early steps of the existing pay program, and set in place the systematic movement through the pay matrix.

Unfortunately, but expectedly, it created some problems for a few employees. The timing of past personnel practices and the variations of policies within agencies from year to year had already created some strange situations. These were then amplified by the enactment of the balanced matrix and its implementation.

Good employees who were promoted during the year preceeding the implementation of the pay plan find themselves earning less than would have been the case had they not been promoted. In fact, they find that employees against whom they competed for the promotion are now earning more because of the promotion.

This problem is not widespread, but it occurs. The state Division of Personnel Services claims that nothing can be done because of the regulations which were in place at the time of the pay plan implementation. As we stated, many of the problems occur, not because of the pay matrix, but because of the inconsistent practices within agencies.

Z. W. M.
2/24/86

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HB 2993 does not damage the pay matrix concept. It only allows, through a 60 day window, each employee to appeal their specific placement to the civil service board. It only allows some flexibility beyond the existing regulations so that some adjustments can be made where the board views the placement of the employee to be incorrect or inequitable.

Employees have heard so many times that, "it isn't fair, but it's the regulation". HB 2993 simply provides the opportunity for some corrective action to be taken where warranted. If it is not correct or isn't equitable, who can be opposed to fixing it?

Testimony to
House Ways and Means
on House Bill 2993
by
Susan Irza, Director of Personnel Services
February 24, 1986

I appreciate the opportunity to offer comments on House Bill 2993. This act would allow any classified employee whose compensation was converted from the previous pay plan to appeal their placement in the new plan to the Civil Service Board. If the Board finds the placement incorrect or inequitable under all the circumstances over the last three fiscal years, it may make such orders as it deems appropriate.

The legislature made a policy decision last year by adopting the new pay plan and establishing parameters for its implementation. The pay plan has been implemented by the Department of Administration and Division of Personnel Services in accordance with the parameters the Legislature established. Implementation of the pay plan is now seen to have had unintended consequences for some of the approximately 7,100 classified employees promoted between June 18, 1982, to June 17, 1985. During the implementation year (FY 86), virtually all employees received a higher salary rate than they received the previous year. Those employees not receiving a higher salary rate received a bonus. However, some employees feel they did not

Z. J. M.
2/24/86

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receive as much of a salary increase as they were entitled to receive because time-on-step credits were calculated from the date of the last salary increase. Therefore some employees who were promoted before the pay plan's implementation received smaller step increases than they believed they should have received. They nevertheless moved to a higher salary rate.

A few comments regarding the suggested mechanism of using the Civil Service Board to address these salary matters. We need to remember that the Civil Service Board:

- is a voluntary part-time board;
- is already carrying a heavy burden; the number of days of hearings has continued to increase:
 - FY 1985 - 40 days of hearings at a cost of \$28,000
 - FY 1986 (estimated) - 50 days of hearings at a cost of \$32,500;
- has no fiscal authority to appropriate monies that would be attendant upon its actions;
- receives no guidelines from this bill to use in its considerations in this matter;
- is not set up or staffed to deal with the potential number of appeals.

Again, virtually every employee received an increase at the time of the implementation of the pay plan. The 7,100 promotions involved would need individual attention. The Division of Personnel Services presently has inadequate resources to investigate the factors involved with each promotion and identify employees who feel they may have been adversely affected. At this point in time we are expending our limited staff resources addressing long-term problems, namely:

- increased oversight of agency personnel actions and
- producing major classification studies.

Thank you for the opportunity to present these comments to you.

Kansas Advocacy & Protective Services for the Developmentally Disabled, Inc.



Suite 2, the Denholm Bldg.
513 Leavenworth
Manhattan, KS 66502
(913) 776-1541

Chairperson

*R. C. (Pete) Loux
Wichita*

TO: The House Committee on Ways and Means
Representative Bill Bunten, Chairperson

Vice Chairperson

*Robert Anderson
Ottawa*

FROM: Kansas Advocacy and Protective Services
for the Developmentally Disabled, Inc.
R.C. Loux, Chairperson

Secretary

*Neil Benson
El Dorado*

RE: H.B. 2906

Treasurer

*Robert Epps
Topeka*

DATE: February 24, 1986

*Rep. Rochelle Chronister
Neodesha*

*Sen. Norma Daniels
Valley Center*

*Sen. Ross O. Doyen
Concordia*

*Harold James
Hugoton*

*Rep. Ruth Luzzati
Wichita*

*James Maag
Topeka*

*W. Patrick Russell
Topeka*

*W. H. Weber
Topeka*

Liaison to the Governor

Robert Epps

Executive Director

Joan Strickler

KAPS assists developmentally disabled children and adults in gaining access to the rights and services to which they are entitled. As provided for by the Developmental Disabilities Act (P.L. 94-103 as amended), each state designates an independent agency with authority to pursue legal, administrative and other appropriate remedies to insure the rights of persons with developmental disabilities. There are 54 such Protection and Advocacy agencies in our states and territories. KAPS is a private, non-profit corporation created specifically to serve this role in Kansas. We have been serving the state since 1977.

In addition to providing services required by the Developmental Disabilities Act, KAPS operates a program which, to our knowledge, is unique in the country. It is designed to assist persons who have been determined unable to manage their personal needs or finances and found in need of guardians and conservators. These individuals do not have family capable of assuming, or willing to assume, such responsibilities and they are dependent upon public support.

The goal of the Kansas Guardianship Program is to provide that qualified, caring, willing and trained

*J. A. M.
2/24/86*

volunteers are available throughout the state to serve as court appointed guardians and/or conservators for such persons in need of this level of protection and advocacy.

We initiated the program knowing that it would not be an easy task to achieve guardianships/conservatorships of this kind. It is a lot to ask someone to accept both legal and moral responsibilities for the well-being of a person unrelated and previously unknown to him or her. Nevertheless, the program does ask for this considerable personal commitment from the individuals who have agreed to volunteer to serve as KAPS guardians/conservators.

This is a brief outline of the process.

- KAPS recruits and approves volunteers willing to accept appointments by the courts, and willing to be accountable to KAPS for training and reporting
- As the Department of Social and Rehabilitation Services identifies persons it will be proposing to the courts for adjudication as disabled persons, SRS makes formal request to KAPS for names of approved volunteers who may be nominated for appointments as guardians/conservators
- SRS attorneys petition the courts for a disability hearing and the court makes its determination
- If a KAPS volunteer recruit is appointed by the judge, then KAPS may contract with the person. The guardian/conservator must agree to maintain ongoing personal contact with the ward/conservatee and file monthly written reports with KAPS. KAPS provides backup support through training, information, and consultation, and money to cover at least partial reimbursement for expenses.

We can reimburse up to \$50.00 for the cost of the conservator's bond, and provide \$20.00 per month to assist with out-of-pocket expenses in maintaining

personal contacts and in providing needed assistance and help. This negates the need for guardianship/conservatorship "fees" to come from the disabled person's resources, which may be as little as \$25 a month in Supplemental Security Income.

As of January 1, 1986, we had recruited 460 volunteers who are serving, or who were willing to serve, as guardians/conservators. Some 414 wards/conservatees were, that day, being served under the program. We had located volunteers who are willing to serve as guardians/conservators for another 102 potential wards/conservatees, and await notice of appointment by the court. We also had another 192 requests from SRS social workers for which we agreed to seek volunteers who are willing to be appointed for the potential wards/conservatees.

We project that we will be serving 700 persons by the end of our fiscal year 1986 in June. We also anticipate that we will be asked to serve an additional 317 wards/conservatees through requests in fiscal year 1987, bringing the total number of wards/conservatees projected to be served in FY '87 to 1,017.

H.B. 2906 is intended to provide that the State act as surety on the bond of the conservators who are providing services to conservatees under a contract with our agency. This could result in significant savings in State dollars.

Current law provides that the court may require the conservator to purchase a minimum bond. The cost of such a bond currently runs approximately \$50.00 per conservatee per year. While some courts have allowed a signature bond, and a few have waived the need for a bond due to the limited funds of the conservatee, most courts do require purchase of a minimum bond.

Last year our volunteers provided services to 430 wards/conservatees. If bonds had been required on all conservatees at the \$50.00 rate, it could have

cost Kansas \$21,500.00. This year we estimate that we will serve 700 persons. If bonds are purchased for all conservatees served, it could result in an expenditure of \$35,000.00 in State funds. By the end of Fiscal Year 87, KAPS could be serving more than 1,000 wards/conservatees and bonding costs could run over \$50,000.00.

Since the guardianship program began operating in 1978, only one forfeiture has occurred out of the more than 560 persons served. The forfeiture was in the amount of \$1,700.00. Since all persons served in the program are identified by Social and Rehabilitation Services as income eligible, conservators have very little money to manage at any given time. The likelihood of any substantial financial risk to Kansas in providing surety for a conservator is, therefore, unlikely.

We do support the SRS suggested amendment to the bill and to the guardianship act to clarify intent and to assure that this option for providing surety on the bonds of KAPS' conservators is utilized.

Respectfully submitted:


Joan Strickler
Executive Director

STATE DEPARTMENT OF SOCIAL & REHABILITATION SERVICES
Statement Regarding House Bill No. 2906

1. Title - This Bill would authorize the Secretary of SRS to act as surety on the bond of any conservator recruited by the Kansas Advocacy and Protective Services, amending K.S.A. 78-101.
2. Purpose - The Kansas Advocacy and Protective Services (KAPS), recruits guardians and conservators for disabled persons who have no family members able or willing to act in that capacity. KAPS reimburses the conservators it recruits for bonding expenses. The purpose of this Bill is to save most of that money by allowing the Secretary of SRS to act as surety in his official capacity.
3. Background - KAPS has recruited 560 conservators since it began providing that service in 1978. It is anticipated that there will be 700 conservators by July 1, 1986, and 1,000 by July 1, 1987. KAPS reimburses conservators for bonding expenses, which have recently been raised from \$30.00 to \$50.00 per year by many private insurers. Currently, this is costing KAPS approximately \$28,000 (560 x \$50.00), but could be as high as \$50,000 by July 1, 1987.

All conservators recruited by KAPS are referred by SRS after exhausting family alternatives. Conservatees are usually indigent but may be receiving income from four basic sources:

- (1) Veterans' benefits in the amount of \$15.00 to \$40.00 per month,
- (2) Social Security benefits at approximately \$200.00 per month,
- (3) Earnings from sheltered workshops ranging from \$10.00 to \$35.00 per month, and
- (4) Various railroad pensions.

Conservators receive \$20.00 per month from KAPS and are expected to make their own annual accountings to the court. KAPS receives letters of guardianship/conservatorship and a copy of the court order finding that the ward is in need of a guardian.

Since 1978, there has been only one bond forfeiture in the approximately 560 cases that KAPS has opened. Even then, the amount of forfeiture was only \$1,700. Therefore, the savings to be expected from allowing the Secretary of SRS to act as surety for conservators recruited by KAPS could range from \$26,300 currently, to as high as \$48,300 by July 1, 1987.

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4. Effects of Passage - Passage of this Bill would have some fiscal impact on SRS since the Secretary must receive orders of appointment from district courts; and log, file, and maintain them. In order to assure that the program is used by courts, thereby saving the money intended by the Bill, the word "may," at line 0033 should be changed to "shall." It also seems appropriate to add some language in the Guardianship Act for courts to follow when informed that the proposed conservator is participating in the KAPS program. The following changes are suggested:
- I. K.S.A. 59-3009(a). If the proposed ward or proposed conservatee is alleged to be a disabled person, the petition shall state:
- (9) the name, address, and relationship to the proposed ward or proposed conservatee, if any, of the person whom the court is requested to appoint as a guardian or as a conservator. If a proposed conservator is under contract with the agency designated as the developmental disabilities protection and advocacy agency pursuant to P.L. 94-103, the application for appointment of guardian or conservator shall so state.

This same language might be repeated at 59-3009(b)(8).

- II. K.S.A. 59-3014(d)...upon the filing of a bond in such an amount as the court may direct and an oath according to law, letters of conservatorship shall be granted. The Secretary of Social and Rehabilitation Services shall, in the Secretary's official capacity, be appointed by the court to act as surety on the bond of any conservator providing advocacy services to a conservatee under contract with the agency designated as the developmental disabilities protection and advocacy agency pursuant to P.L. 94-103, as amended. The court shall send a certified copy of the order appointing a conservator who is providing advocacy services under contract with said agency to the Secretary.
- III. K.S.A. 59-3029(a). Except where expressly waived by the court, every guardian shall file annually with the court, on a form prescribed for this purpose by rule of the Supreme Court, a report on the condition of the guardian's ward and of the estate which has been subject to the possession and control of the guardian. Every conservator who is providing advocacy services to a conservatee under contract with the agency designated as the developmental disabilities protection and advocacy agency pursuant to P.L. 94-103, as amended, and for whom the Secretary of Social and Rehabilitation Services has been appointed by the court to act as surety on said conservator's bond, shall also file a copy of his or her annual report with the Secretary.

In addition to further statutory amendments suggested above, it may also be helpful to establish a fund from which any bond forfeitures ordered by district courts may be paid, and to authorize the Secretary to make those payments which he finds legitimate and properly due. If the current experience of KAPS continues, bond forfeitures should be a very rare occurrence.

5. SRS Recommendation - The Department of Social and Rehabilitation Services supports this legislation as a reasonable attempt to save state funds which are now being paid to private insurers.

Robert C. Harder, Secretary
Social & Rehabilitation Services
296-3271

HOUSE BILL No. 2906

By Representative Rolfs

2-12

0016 AN ACT concerning bonds of certain conservators; relating to _____, 59-3009, 59-3014, and 59-3029
0017 surety thereon; amending K.S.A. 78-101 and repealing the
0018 existing section. _____ sections.

0019 *Be it enacted by the Legislature of the State of Kansas:*

0020 Section 1. K.S.A. 78-101 is hereby amended to read as fol-
0021 lows: 78-101. (a) *Except as provided by subsection (b), no state*
0022 *or county officers, or their deputies, shall be taken as surety on*
0023 *the bond of any administrator, executor, or other officer, from*
0024 *whom, by law, bond is or may be required; and by law. No*
0025 *practicing attorney shall be taken on any official bond, or bond in*
0026 *any legal proceedings as aforesaid, in the district in which he or*
0027 *she may reside; and if any such officer or deputy is surety in any*
0028 *such bond filed in any office, provided by law for the deposit*
0029 *thereof, such officer with whom such bond is filed shall, within*
0030 *thirty days from and after the taking effect of this act, notify the*
0031 *principal on such bond to give additional security, which shall*
0032 *be approved as the law requires the attorney resides.*

0033 (b) *The secretary of social and rehabilitation services may,*
0034 *in the secretary's official capacity, act as surety on the bond of*
0035 *any conservator providing advocacy services to a conservatee*
0036 *under contract with the agency designated as the developmental*
0037 *disabilities protection and advocacy agency pursuant to P.L.*
0038 *94-103, as amended.*

_____ shall

Sec. 2. K.S.A. 59-3009 is hereby amended to read as follows: 59-3009.

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Any person may file in the district court of the county of the residence or presence of the proposed ward a verified petition for the appointment of a guardian. Any person may file in the district court of the county of the residence of the proposed conservatee a verified petition for the appointment of a conservator. If the proposed conservatee resides without the state, such petition may be filed in any county in which any of the property of the proposed conservatee is situated.

(a) If the proposed ward or proposed conservatee is alleged to be a disabled person the petition shall state:

(1) The petitioner's belief that the proposed ward or proposed conservatee is a disabled person;

(2) the name, age, residence and present address of the proposed ward or proposed conservatee, if known to the petitioner;

(3) the name and address of the nearest relatives of the proposed ward or proposed conservatee, if known to the petitioner and if not known, that the petitioner has made diligent inquiry to learn the name of such relatives;

(4) the general character and probable

value of the real and personal property, including the amount and sources of income, of the proposed ward or proposed conservatee, if known to the petitioner;

(5) the name and address of the person, if any, having custody and control of the proposed ward or proposed conservatee, if known to the petitioner;

(6) the names and addresses of witnesses by whom the truth of the petition may be proved;

(7) the reasons for the need of the appointment of a guardian or conservator, or both;

(8) a request that the court make a determination that the proposed ward or proposed conservatee is a disabled person; make one or more of the orders provided for in K.S.A. 59-3010 and 59-3011 and acts amendatory thereof; and appoint a guardian or conservator, or both;

(9) the name, address, and relationship to the proposed ward or proposed conservatee, if any, of the person whom the court is requested to appoint as a guardian or as a conservator. Any such petition may be accompanied, or the court may require that such petition be accompanied by a statement in writing of a physician stating that said physician has examined the proposed ward or proposed conservatee and the results of the examination on the issue of whether the proposed ward or proposed conservatee is a disabled person or the court may allow such petition to be accompanied by a verified statement by the petitioner that the proposed ward or proposed conservatee has refused to submit to an examination by a physician.

(b) If the proposed ward or proposed conservatee is alleged to be a minor the petition shall state:

(1) The proposed ward or proposed conservatee is a minor;

(2) the name, age, residence and present address of the proposed ward or proposed conservatee, if known to the petitioner;

(3) the name and address of the natural guardian, guardian, conservator and custodian, if any, of the proposed ward or proposed conservatee, if known to the petitioner, and if not known that the petitioner has made diligent inquiry to learn their names;

(4) the general character and probable value of the real and personal property, in-

If a proposed conservator is under contract with the agency designated as the developmental disabilities protection and advocacy agency pursuant to P.L. 94-103, the application for appointment of guardian or conservator shall so state.

cluding the amount and sources of income, of the proposed ward or proposed conservatee, if known to the petitioner;

(5) the names and addresses of witnesses by whom the truth of the petition may be proved;

(6) the reasons for the need for the appointment of a guardian or conservator, or both;

(7) a request that the court make a determination that the proposed ward or proposed conservatee is a minor; make one or more of the orders provided for by K.S.A. 59-3010 and 59-3011 and acts amendatory thereof; and appoint a guardian or a conservator, or both;

(8) the name, address, and relationship to the proposed ward or proposed conservatee, if any, of the person whom the court is requested to appoint as a guardian or as a conservator.

(c) If the proposed conservatee has been duly adjudged an incapacitated person, a disabled person, an insane person or an incompetent person by any court of competent jurisdiction in any other state and a domiciliary conservator or guardian for the estate of such person has been appointed, a duly authenticated transcript of such adjudication and appointment shall be prima facie evidence of such incapacity and may be relied upon for the appointment of an ancillary conservator in this state; such authenticated transcript shall be attached to the petition which shall state:

(1) That the proposed conservatee has been duly adjudged an incapacitated person, a disabled person, an insane person or an incompetent person by a court of competent jurisdiction of another state and a domiciliary conservator or guardian for such conservatee's estate has been appointed, which adjudication and appointment are still in full force and effect;

(2) the name, age, residence and present address of the proposed conservatee, if known to the petitioner;

(3) the name and address of the nearest relatives of the proposed conservatee, if known to the petitioner and if not known, that the petitioner has made diligent inquiry to learn the name of such relatives;

(4) the location and value of Kansas property for which an ancillary conservatorship is needed;

(5) the name and address of the person,

if any, having custody and control of the proposed conservatee, if known to the petitioner;

(6) the reasons for the need for the appointment of an ancillary conservator;

(7) a request that the court appoint an ancillary conservator as provided in subsection (c) of K.S.A. 59-3010 and amendments thereto.

Sec. 3. K.S.A. 59-3014 is hereby amended to read as follows: 59-3014.

(a) Subject to K.S.A. 59-3004 and amendments thereto, the court in appointing a suitable guardian or conservator shall give priority in the following order:

(1) To the nominee of a minor over the age of 14 years who is not a disabled person.

(2) To the nominee of a natural guardian.

(b) The court shall consider the workload and capabilities of the proposed guardian or conservator, or both, before making such appointment, and the court shall give particular attention in making such appointment to all cases in which the proposed guardian or conservator, or both, other than a corporation, is serving as guardian or conservator, or both, for 15 or more wards or conservatees, or both.

(c) Subject to K.S.A. 59-3004 and amendments thereto, in appointing a suitable guardian for a person who is an adherent of a religion whose tenets and practices call for reliance on prayer alone for healing, the court shall consider, but shall not be limited to, the appointment of a person as guardian who is sympathetic to and will support such system of healing.

(d) Upon the filing of an oath according to law, letters of guardianship shall be granted. If the court, pursuant to K.S.A. 59-3013 and amendments thereto, has made a finding that a disabled person is able to and should be permitted to make some decisions which affect the person, a guardian shall be appointed and "Letters of Limited Guardianship" shall specify which of the powers and duties of a guardian shall be assigned to the limited guardian. If the

court, pursuant to K.S.A. 59-3013 and amendments thereto, has made a finding that a disabled person is unable to, and should not be permitted to, make any decisions which will affect the person of the disabled person, or if the ward is a minor, a guardian shall be appointed and the guardian shall be possessed of all the powers and duties of a guardian as set out in K.S.A. 59-3018 and amendments thereto. Upon the filing of a bond in such an amount as the court may direct and an oath according to law, letters of conservatorship shall be granted. If the court, pursuant to K.S.A. 59-3013 and amendments thereto has made a finding that a disabled person is able to and should be permitted to make some decisions which affect the person's property, a limited conservator shall be appointed and the "Letters of Limited Conservatorship" shall specify which of the powers and duties of a conservator shall be assigned to the limited conservator. If the court, pursuant to K.S.A. 59-3013 and amendments thereto, has made a finding that the disabled person

The Secretary of Social and Rehabilitation Services shall, in the Secretary's official capacity, be appointed by the court to act as surety on the bond of any conservator providing advocacy services to a conservatee under contract with the agency designated as the developmental disabilities protection and advocacy agency pursuant to P.L. 94-103, as amended. The court shall send a certified copy of the order appointing a conservator who is providing advocacy services under contract with said agency to the Secretary.

is unable to make any decisions which affect the property of the disabled person, or the ward is a minor, a conservator shall be possessed of all powers and duties of a conservator as set out in K.S.A. 59-3019 and amendments thereto. If there is no property, the court may waive the filing of a bond, but if the conservator receives or becomes entitled to any property, the conservator shall immediately file a report thereof and a bond in such amount as the court may direct. If the guardian or conservator appointed is the one named by a testator under the provisions of K.S.A. 59-3004 and amendments thereto and the testator has provided by will that no bond be required of such guardian or conservator, then no bond shall be required, unless the court shall otherwise direct.

(e) If the guardian dies, resigns or is removed, the court, after notice to the ward as the court directs, shall appoint a successor selected in accordance with this section unless the guardianship is terminated or a guardian is serving on a standby basis under subsection (c) of K.S.A. 59-3036. If a guardian is serving on a standby basis under subsection (c) of K.S.A. 59-3036, the court shall appoint a successor selected in accordance with this section upon the conclusion of the proceedings under K.S.A. 59-3029 and

amendments thereto. If the conservator dies, resigns or is removed, the court, after notice to the conservatee as the court directs, shall appoint a successor selected in accordance with this section unless the conservatorship is terminated.

Sec. 4. K.S.A. 1985 Supp. 59-3029 is hereby amended to read as follows: 59-3029.

(a) Except when expressly waived by the court, every guardian shall file annually with the court, on a form prescribed for this purpose by rule of the supreme court, a report on the condition of the guardian's ward and of the estate which has been subject to the possession and control of the guardian. The supreme court may require by rule that other matters relating to guardianship be contained in the report. At the termination of the guardianship or upon the guardian's removal or resignation, the guardian or the guardian's personal representative, in the event of the guardian's death or incapacity, shall file with the court a final report the contents of which shall be prescribed by rule of the supreme court on a form prescribed for this purpose by rule of the supreme court.

(b) Every conservator shall annually present on a form prescribed for this purpose by rule of the supreme court a verified account covering the period from the date of appointment or the last account. The supreme court may require by rule that other matters relating to conservatorship be contained in the report. At the termination of the conservatorship or upon the conservator's removal or resignation, the conservator or the conservator's personal representative, in the event of the conservator's death or incapacity, shall present a verified final account with a petition for the settlement and allowance thereof. The contents of the final account shall be prescribed by rule of the supreme court on a form prescribed for this purpose by rule of the supreme court. The conservator or the conservator's estate shall not be discharged from liability until such account is presented, settled and allowed. A conservator's surety, in such surety's discretion, may perform the duties required of a conservator pursuant to this section in the event the conservator or the conservator's personal representative fails to perform such duties.

Every conservator who is providing advocacy services to a conservatee under contract with the agency designated as the developmental disabilities protection and advocacy agency pursuant to P.L. 94-103, as amended, and for whom the Secretary of Social and Rehabilitation Services has been appointed by the court to act as surety on said conservator's bond, shall also file a copy of his or her annual report with the Secretary.

5.

, 59-3009, 59-3014, and 59-3029 are

6.

~~Sec. 2.~~ ~~K.S.A. 78-101~~ is hereby repealed.

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

SUBCOMMITTEE REPORT

Agency: Department of
Administration

Bill No. 2801

Bill Sec. 2

Analyst: Hauke

Analysis Pg. No. 515

Budget Pg. No. 1-55

<u>Expenditure Summary</u>	<u>Agency Req. FY 86</u>	<u>Governor's Rec. FY 86</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$20,186,910	\$19,461,802	\$ (233,019)
Aid to Local Units	450,000	450,000	--
Other Assistance	30,000	30,000	--
Subtotal - Operating	<u>\$20,666,910</u>	<u>\$19,941,802</u>	<u>\$ (233,019)</u>
Capital Improvements	2,106,858	2,106,858	(48,336)
TOTAL	<u>\$22,773,768</u>	<u>\$22,048,660</u>	<u>\$ (271,355)</u>
State General Fund:			
State Operations	\$19,327,694	\$18,658,810	\$ (223,019)
Other Assistance	--	--	--
Subtotal - Operating	<u>\$19,327,694</u>	<u>\$18,658,810</u>	<u>\$ (223,019)</u>
Capital Improvements	944,983	944,983	(130,353)
TOTAL	<u>\$20,272,677</u>	<u>\$19,603,793</u>	<u>\$ (353,372)</u>
FTE Positions	906.0	906.0	--

House Subcommittee Recommendations

The House Subcommittee concurs with the Governor's recommendations with the following adjustments:

1. The Subcommittee recommends that of the \$213,005 appropriated from the Buildings and Ground Fund to redevelop the existing printing plant site, the amount of \$48,336 be lapsed. The Subcommittee's recommendations lapse that portion of the appropriation which would extend the parking lot beyond its existing area.
2. The Subcommittee reviewed expenditures associated with the new capitol complex steam plant. A detailed description of that review is contained in item 1 of the FY 1987 report. Consistent with those recommendations, several FY 1986 adjustments are possible. The Subcommittee recommends: (1) correction of a \$29,588 technical inaccuracy concerning amounts necessary to operate the plant in FY 1986, as described in item 1a of the FY 1987 report; (2) deletion of all amounts for the State Office Building to avoid duplication in obligations against the State Buildings Operating Fund, as detailed in item 1b of the FY 1987

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report; and (3) reduction of the FY 1986 budget for natural gas to the amount requested for FY 1987, allowing a reduction to the FY 1986 budget of \$96,506. These adjustments reduce obligations on the State General Fund by \$211,394 as follows:

- a. Reduction by \$62,051 in the Statehouse steam budget, which the Subcommittee recommends be reappropriated to FY 1987.
 - b. Reduction by \$21,965 in the Memorial Building budget, which this Subcommittee recommends be incorporated into the budget of the Historical Society by the Subcommittee considering that budget.
 - c. Reduction by \$127,378 in the budget for operation of the State Office Building, which the Subcommittee recommends be added to the General Fund transfer from the Buildings Operating Fund, which the Governor is recommending.
3. The Subcommittee reviewed salary and wage expenditures in the reportable operating budget. The Subcommittee recommends reductions in certain areas of the department. The Subcommittee recommendations were produced by estimating the remainder of the year utilizing the payroll of the most recent month. The Subcommittee recommends the following reductions and that the General Fund savings be reappropriated to FY 1987. These reductions result in a total General Fund savings of \$93,968.

a. Buildings and Grounds	\$21,846
b. Architectural Services	37,192
c. General Administration	32,258
d. Division of Purchases	2,672

Utilizing the above method, a surplus of approximately \$28,000 appears in the Division of the Budget. However, a deficit of a similar amount appears in the Division of Accounts and Reports. The Subcommittee recommends that the surplus in one account be utilized to offset the deficit in the other, if necessary. This shift could be accomplished through Executive Order.

4. The Subcommittee reviewed salary and wage expenditures in the nonreportable budget. Due to salary savings in the State Office Building, the Subcommittee recommends that expenditures from the State Buildings Operating Fund be reduced by \$20,000. The Subcommittee recommends that this amount be added to the State General Fund transfer from the Buildings Operating Fund which the Governor is recommending.

5. The Subcommittee reviewed utility expenditures in state buildings. Due to seasonal variations and aberrations in the billing cycle, it was too early for the Subcommittee to establish trends upon which to base a recommendation. Therefore, the Subcommittee made no adjustments to the Governor's recommendations. However, the Subcommittee highlights this as a possible area for the Senate to review given additional months of data.
6. The Subcommittee reviewed expenditures from the Workers Compensation Self Insurance Fund. Due to monthly variations in claims, it was not possible to predict the degree to which this item would be within its budget. The Subcommittee also highlights this as an area the Senate may wish to review given additional months of data.
7. Due to the Subcommittee's FY 1987 recommendations for use of the Property Contingency Fund (item 3 of the FY 1987 report), the Subcommittee recommends that \$130,353 be appropriated from the Property Contingency Fund to prepare areas of the Santa Fe Building for occupancy by DISC. The Subcommittee recommends that \$130,353 be lapsed from a previous State General Fund appropriation for this purpose.
8. The Subcommittee reviewed FY 1986 expenditures for DISC Information Systems, and submits recommendations as follows:
 - a. The Subcommittee learned that the communications link between the State Office Building and the Santa Fe Building will be approximately \$67,000 less than budgeted. Due to this saving, the Subcommittee recommends that FY 1986 expenditures from the Central Management Information Systems and Computing Operations account of the General Fund be reduced by \$67,000 and the savings be reappropriated to FY 1987.
 - b. The Subcommittee reviewed expenditures from the nonreportable category of information systems. The Subcommittee believes those expenditures will be at least \$324,120 less than budgeted due to salary savings (\$140,000) and the new IBM equipment being secured at less than originally budgeted (\$184,120). The Subcommittee recommends that the FY 1986 DISC budget be reduced by those amounts. However, the Subcommittee recommends that DISC continue its charges to agencies at the rates in the Governor's revised FY 1986 recommendations. This will increase the Computer Services Fund carryforward to FY 1987. The Subcommittee's FY 1987 recommendations address use of the balance.

9. The Subcommittee reviewed expenditures to date for the Central Motor Pool. Based upon average monthly expenditures, it would appear possible to reduce the FY 1986 budget for fuels and supplies by as much as \$39,200 and the budget for vehicle repairs by as much as \$48,450. Nevertheless, the Subcommittee understands that fluctuations in expenditure patterns can distort such averages. Therefore, the Subcommittee recommends reduction of half the abovementioned savings or a total of \$43,800. The Subcommittee also highlights this as an area for further review, given additional months of expenditure experience.



Representative Rochelle Chronister
Subcommittee Chairman



Representative Bill Bunten



Representative Lee Hamm



Representative David Heinemann



Representative Don Mainey

SUBCOMMITTEE REPORT

Agency: Department of
Administration

Bill No. 2776

Bill Sec. 2

Analyst: Hauke

Analysis Pg. No. 515

Budget Pg. No. 1-55

<u>Expenditure Summary</u>	<u>Agency Req. FY 87</u>	<u>Governor's Rec. FY 87</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$23,355,538	\$19,777,683	\$ (280,753)
Aid to Local Units	450,000	450,000	--
Other Assistance	30,000	30,000	--
Subtotal - Operating	<u>\$23,835,538</u>	<u>\$20,257,683</u>	<u>\$ (280,753)</u>
Capital Improvements	5,208,460	478,279	--
TOTAL	<u>\$29,043,998</u>	<u>\$20,735,962</u>	<u>\$ (280,753)</u>
State General Fund:			
State Operations	\$21,668,061	\$18,145,828	\$ (170,400)
Other Assistance	--	--	--
Subtotal - Operating	<u>\$21,668,061</u>	<u>\$18,145,828</u>	<u>\$ (170,400)</u>
Capital Improvements	5,108,460	0	0
TOTAL	<u>\$26,776,521</u>	<u>\$18,145,828</u>	<u>\$ (170,400)</u>
FTE Positions	1,024.0	940.0	2.0

House Subcommittee Recommendations

The House Subcommittee concurs with the Governor's recommendations with the following adjustments:

1. The Subcommittee reviewed the budget for operation of the new Capitol Complex Heating Plant. The Subcommittee learned the following:
 - a. Amounts contained in individual agency budgets for payments to the plant exceed the amounts budgeted for operation of the plant by \$29,588 in FY 1986 and \$70,002 in FY 1987. The Subcommittee recommends that this difference be prorated among the users and reduced from the FY 1986 and FY 1987 budgets of user agencies.
 - b. Both the State Office Building and the Heating Plant are reflected in the nonreportable budget as obligations to the State Buildings Operating Fund. When the basic cost of operating the heating plant and the portion charged to the State Office Building are included

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as obligations against the same fund, duplication exists in the total obligation to the Buildings Operating Fund. The Subcommittee agrees with charging the State Office Building for its share of steam and the manner in which those costs are displayed in the budget. However, the Subcommittee recommends that to avoid duplicate accounting, the charges attributable to the State Office Building be reduced from the obligation to the Buildings Operating Fund.

- c. Reflecting the Subcommittee's recommendations, a total FY 1987 reduction of \$164,756 is possible, of which \$45,024 is from the State General Fund and \$119,732 is from the Buildings Operating Fund. This recommendation is as follows:
 1. Reduce the General Fund appropriation for Statehouse steam by \$30,964.
 2. Reduce the General Fund appropriation for Memorial Building steam by \$14,060 (which the Subcommittee recommends be made by the Subcommittee considering the Historical Society budget).
 3. Reduce the expenditure limitation on the Buildings Operating Fund by \$119,732.

 - d. The Subcommittee believes that the amounts deleted from the Buildings Operating Fund in FY 1987 reduce demands on the Fund's FY 1987 beginning balance, while preserving its ending balance. Therefore, the Subcommittee recommends that the \$119,732 in savings enumerated in the preceding paragraph be added to the FY 1986 General Fund Transfer from the Buildings Operating Fund, which the Governor is recommending.
2. The Subcommittee reviewed the Governor's recommendations to delete five positions from the Municipal Accounting Unit. The Subcommittee is of the opinion that this unit provides a valuable service to local units of government, particularly very small jurisdictions. The Subcommittee received testimony on this issue from local units of government; the Association of Certified Public Accountants; and the Division of Accounts and Reports. The Subcommittee recommends the following:
 - a. Restoration of two positions (two Central Accountants II) for a total expenditure of \$62,278, of which \$42,278 is from the State General fund and \$20,000 is from the Municipal Accounting Services Recovery Fund.

- b. The Subcommittee concurs with the agency's charges of \$5 for participants to attend training sessions. The Subcommittee recommends that the agency charge local jurisdictions a fee for the on-site training and assistance they perform. The Subcommittee recommends that the agency establish fees at a rate which will generate \$20,000 to partially finance the costs of this activity during FY 1987. The Subcommittee recommends that these fees be deposited in the Municipal Accounting Service Recovery Fund, as authorized by existing provisos.

3. The Subcommittee reviewed the Governor's recommendations for purchase of movable partitions in the Santa Fe Building. The Governor is recommending that partitions be purchased from the Property Contingency Fund. The Subcommittee recommends that whenever possible, special revenue funds be utilized to finance these partitions. This would reduce FY 1987 expenditures from the Property Contingency Fund by \$130,353. The Subcommittee recommends that \$130,353 in savings from the Property Contingency Fund be utilized in FY 1986 to reduce the General Fund expenditures associated with remodeling areas of the Santa Fe Building for use by DISC.

4. The Subcommittee reviewed the DISC Information Systems budget including several items which the agency appealed to the Subcommittee. The Subcommittee recommends the following items, which increase expenditures by \$229,535:
 - a. Additional disk storage devices for four months to serve as bridging equipment during the Santa Fe move, for an increase of \$29,250.
 - b. Lease of duplicate software for four months during the move to Santa Fe, for an increase of \$40,755.
 - c. Revisions to the rental budget to reflect lease of space for the Sperry Univac in the State Office Building and duplicate leasing of computer space during the move. These revisions increase the FY 1987 budget by \$90,117.
 - d. Due to inadvertent omission of the cost of Regents participation in the cold site contract, the Subcommittee increases the rentals budget by \$35,000.
 - e. The Subcommittee reviewed the agency request for an additional communications controller for the IBM system, at an FY 1987 cost of \$137,652. The Subcommittee learned that this unit would serve as backup to the existing controller, an element that becomes more critical when distributed network processing is implemented. The Subcommittee believes that the

implementation schedule for distributed processing is such that this unit is not critical during FY 1987. The Subcommittee recommends that \$34,413 be allowed for lease of an additional unit, which will be necessary during the Santa Fe move.

5. In its review of DISC budget, the Subcommittee is recommending two decreases which will reduce agency data processing budgets among major users by \$1,129,442, of which approximately \$619,000 is from the State General Fund. The adjustments are as follows:
 - a. The acquisition of a new IBM mainframe at less than budgeted cost allows reduction of the FY 1987 DISC budget by \$552,360.
 - b. The Governor's FY 1987 recommendations for the Computer Services Fund reflect a fund balance of \$1,800,675. The Subcommittee understands that some fund balance is desirable to facilitate cash flow. However, the abovementioned balance exceeds that necessary for cash flow. The Subcommittee recommends that the balance be reduced by \$614,731. When the Subcommittee's FY 1986 and FY 1987 expenditure reductions are considered, this leaves a balance of \$1,280,829 at the end of FY 1987.
 - c. To facilitate the Subcommittee recommendations, it will be necessary for several subcommittees to adjust agency budgets among major DISC users. Attachment I of this Subcommittee report reflects amounts to be deleted from individual agency budgets. The Subcommittee recommends reduction of the Department of Administration's reportable General Fund budget for purchase of DISC services by \$181,714, due to this systemwide recommendation.
6. The Subcommittee reviewed the Governor's Motor Pool recommendations, related to vehicle replacement. The Subcommittee concurs with the Governor's recommendations to replace a total of 250 vehicles. The Subcommittee recommends that not more than 250 vehicles be acquired. The Subcommittee learned that uncertainty exists concerning whether all of the vehicle replacement budget shall be expended, when cars are acquired at less than the budgeted price, or whether only the budgeted number of vehicles should be acquired. As the vehicle acquisition budget is based upon the need to replace specified vehicles, the Subcommittee believes that not more than the budgeted number of vehicles be acquired without a specific request.
7. This Subcommittee wishes to remind subcommittees considering agency budgets having significant KANS-A-N long distance budgets that savings are possible in this area during FY 1986 and FY

1987. These savings are due to implementation of new long distance tariffs at a later date than originally anticipated. The Subcommittee believes that FY 1986 long distance budgets can be computed by averaging monthly KANS-A-N expenditures and adding 15 percent for the months of May and June. Once FY 1986 has been computed in the above manner, FY 1987 KANS-A-N costs can be calculated by applying 11 percent inflation to the FY 1986 estimate. This method contains no allowance for increased utilization. Consequently, Subcommittees should review requests for increased utilization on an agency by agency basis.

8. The Subcommittee learned that the Secretary of Administration and the Division of the Budget are preparing a proposal for including capitol complex Central Mail activities in the nonreportable budget and charging user agencies for those services. That function is now financed by a State General Fund appropriation. The Subcommittee endorses this concept, as it would save the State General Fund approximately \$70,000. The Subcommittee recommends that the Legislature give favorable consideration to this proposal, when it arrives later in the Session.
9. The Subcommittee reviewed the Governor's recommendations concerning lapse of an existing General Fund appropriation of \$3,030,000 for Santa Fe Building renovation and replacement of it with a loan from the Pooled Money Investment Board totaling \$4,530,000. The Subcommittee concurs with the Governor's recommendations in this regard. The Subcommittee notes that the Governor's recommendations contain the full \$6.1 million for Santa Fe Building renovations, which had been discussed when the building was acquired. Actual appropriations to date have totaled only \$4.6 million.
10. The Subcommittee discussed the concept of a state travel agency. If S.B. 239 is passed, legislative intent in this matter would be clear. In the absence of such, this Subcommittee recommends that wherever possible, savings be achieved in travel expenditures. The Subcommittee believes that many savings could be achieved by agencies using the prudent buyer concept in securing travel services and by having one staff member who is familiar with travel discounts. Further, the Subcommittee recommends that the Department of Administration remain abreast of developments in the travel industry and keep agencies informed of methods to achieve travel efficiencies.

Summary

11. The Subcommittee has made several recommendations that directly impact the Department of Administration's expenditures. Those recommendations are summarized in the tables which precede the Subcommittee's report. In addition, the Subcommittee's recommendations impact various General Fund transfers, the nonreportable budget, and the budgets of several agencies. If all recommendations of the Subcommittee are implemented, the State General Fund would be benefited by \$1,297,684, of which \$566,515 would occur in FY 1986 and \$741,169 would be in FY 1987. The Subcommittee is attaching, as Attachment I, its recommendations to other Subcommittees for data processing reductions.

Rochelle Chronister
Representative Rochelle Chronister
Subcommittee Chairman

Bill Bunten
Representative Bill Bunten

Lee Hamm
Representative Lee Hamm

D. Heinemann
Representative David Heinemann

Don Mainey
Representative Don Mainey

Attachment I

DISC Information Systems Revenue -House Subcommittee Rec.

Agency Use Of DISC Information Systems	Revised Governor's FY 1986 Rec.	Governor's FY 1987 Rec.	Agency Percent Total	Utilization Percent Excluding DoA	Pronata of Equip Savings	Pronata of Fund Bal. Reduction	Pronata of Total Reduction
*****	*****	*****	*****	*****	*****	*****	*****
Department of Revenue	3,096,023	4,401,456	32.70	46.4	256,295	201,017	457,312
Department of Admin	3,899,854	3,979,114	29.56	0.0	0	181,714	181,714
Soc. and Rehab. Svc.	1,487,283	1,791,393	13.31	18.9	104,396	81,821	186,217
Dept. of Transportation	1,040,579	1,099,364	8.17	11.6	64,074	50,224	114,298
Health and Environment	303,252	310,708	2.31	3.3	18,228	14,200	32,428
Ks. Bureau of Investig.	260,060	221,900	1.65	2.3	12,704	10,143	22,847
Dept. of Agriculture	152,947	161,174	1.2	1.7	9,390	7,377	16,767
Ks Pub Emp Ret Sys(KPERS)	466,704	583,307	4.33	6.2	34,246	26,618	60,864
Ks Highway Patrol	130,729	141,287	1.05	1.5	8,285	6,455	14,740
Ks Fish and Game	126,707	124,615	0.93	1.3	7,181	5,717	12,898
Ks Corporation Comm	102,900	119,613	0.89	1.3	7,181	5,471	12,652
Judicial Branch	98,284	83,757	0.62	0.9	4,971	3,811	8,782
State Dept of Education	73,875	79,525	0.57	0.8	4,419	3,504	7,923
All Other Agencies	282,260	364,787	2.71	3.8	20,990	16,659	37,649
TOTAL	11,521,457	13,462,000			552,360	614,731	1,167,091

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

Your Committee on Ways and Means

Recommends that House Bill No. 2928


"AN ACT establishing a Kansas wildlife art series; creating the Kansas wildlife arts council and prescribing the powers and duties thereof; and imposing certain duties upon the division of travel, tourism and film services of the department of economic development for such purposes."

Be amended:

On page 1, in line 38, by striking "and two members shall be members" and inserting in lieu thereof ", one member shall be a member"; in line 40, preceding the period by inserting "of representatives and one member shall be a member of the senate of the Kansas legislature appointed by the president of the senate";

On page 2, in line 62, by striking "and may"; in line 63, by striking all preceding the period; in line 65, by striking "replaced and"; in line 76, by striking all after "the" and inserting in lieu thereof "publication and other sales"; in line 77, by striking ", which is hereby established,"; in line 79, by striking all after "in"; in line 80, by striking "this act" and inserting in lieu thereof "promoting the state of Kansas";

And the bill be passed as amended.

 Chairperson

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

Your Committee on Ways and Means

Recommends that House Bill No. 2906

"AN ACT concerning bonds of certain conservators; relating to surety thereon; amending K.S.A. 78-101 and repealing the existing section."

Be amended:

On page 1, in line 33, by striking "may"; in line 34, preceding "act" by inserting "shall"; following line 38, by inserting the following material to read as follows:

"Sec. 2. K.S.A. 59-3009 is hereby amended to read as follows: 59-3009. Any person may file in the district court of the county of the residence or presence of the proposed ward a verified petition for the appointment of a guardian. Any person may file in the district court of the county of the residence of the proposed conservatee a verified petition for the appointment of a conservator. If the proposed conservatee resides without the state, such petition may be filed in any county in which any of the property of the proposed conservatee is situated.

(a) If the proposed ward or proposed conservatee is alleged to be a disabled person the petition shall state:

(1) The petitioner's belief that the proposed ward or proposed conservatee is a disabled person;

(2) the name, age, residence and present address of the proposed ward or proposed conservatee, if known to the petitioner;

(3) the name and address of the nearest relatives of the proposed ward or proposed conservatee, if known to the petitioner and if not known, that the petitioner has made diligent inquiry to learn the name of such relatives;

(4) the general character and probable value of the real and

personal property, including the amount and sources of income, of the proposed ward or proposed conservatee, if known to the petitioner;

(5) the name and address of the person, if any, having custody and control of the proposed ward or proposed conservatee, if known to the petitioner;

(6) the names and addresses of witnesses by whom the truth of the petition may be proved;

(7) the reasons for the need of the appointment of a guardian or conservator, or both;

(8) a request that the court make a determination that the proposed ward or proposed conservatee is a disabled person[†], make one or more of the orders provided for in K.S.A. 59-3010 and 59-3011 and acts amendatory thereof[†], and appoint a guardian or conservator, or both; and

(9) the name, address, and relationship to the proposed ward or proposed conservatee, if any, of the person whom the court is requested to appoint as a guardian or as a conservator. If a proposed conservator is under contract with the agency designated as the developmental disabilities protection and advocacy agency pursuant to public law 94-103, as amended, the application for appointment of guardian or conservator shall so state. Any such petition may be accompanied, or the court may require that such petition be accompanied by a statement in writing of a physician stating that said the physician has examined the proposed ward or proposed conservatee and the results of the examination on the issue of whether the proposed ward or proposed conservatee is a disabled person or the court may allow such petition to be accompanied by a verified statement by the petitioner that the proposed ward or proposed conservatee has refused to submit to an examination by a physician.

(b) If the proposed ward or proposed conservatee is alleged to be a minor the petition shall state:

(1) The proposed ward or proposed conservatee is a minor;

(2) the name, age, residence and present address of the

proposed ward or proposed conservatee, if known to the petitioner;

(3) the name and address of the natural guardian, guardian, conservator and custodian, if any, of the proposed ward or proposed conservatee, if known to the petitioner, and if not known that the petitioner has made diligent inquiry to learn their names;

(4) the general character and probable value of the real and personal property, including the amount and sources of income, of the proposed ward or proposed conservatee, if known to the petitioner;

(5) the names and addresses of witnesses by whom the truth of the petition may be proved;

(6) the reasons for the need for the appointment of a guardian or conservator, or both;

(7) a request that the court make a determination that the proposed ward or proposed conservatee is a minor; and make one or more of the orders provided for by K.S.A. 59-3010 and 59-3011 and acts amendatory thereof; and appoint a guardian or a conservator, or both; and

(8) the name, address, and relationship to the proposed ward or proposed conservatee, if any, of the person whom the court is requested to appoint as a guardian or as a conservator.

(c) If the proposed conservatee has been duly adjudged an incapacitated person, a disabled person, an insane person or an incompetent person by any court of competent jurisdiction in any other state and a domiciliary conservator or guardian for the estate of such person has been appointed, a duly authenticated transcript of such adjudication and appointment shall be prima facie evidence of such incapacity and may be relied upon for the appointment of an ancillary conservator in this state; and Such authenticated transcript shall be attached to the petition which shall state:

(1) That the proposed conservatee has been duly adjudged an incapacitated person, a disabled person, an insane person or an

incompetent person by a court of competent jurisdiction of another state and a domiciliary conservator or guardian for such conservatee's estate has been appointed, which adjudication and appointment are still in full force and effect;

(2) the name, age, residence and present address of the proposed conservatee, if known to the petitioner;

(3) the name and address of the nearest relatives of the proposed conservatee, if known to the petitioner and if not known, that the petitioner has made diligent inquiry to learn the name of such relatives;

(4) the location and value of Kansas property for which an ancillary conservatorship is needed;

(5) the name and address of the person, if any, having custody and control of the proposed conservatee, if known to the petitioner;

(6) the reasons for the need for the appointment of an ancillary conservator; and

(7) a request that the court appoint an ancillary conservator as provided in subsection (c) of K.S.A. 59-3010 and amendments thereto.

Sec. 3. K.S.A. 59-3014 is hereby amended to read as follows: 59-3014. (a) Subject to K.S.A. 59-3004 and amendments thereto, the court in appointing a suitable guardian or conservator shall give priority in the following order:

(1) To the nominee of a minor over the age of 14 years who is not a disabled person;

(2) To the nominee of a natural guardian.

(b) The court shall consider the workload and capabilities of the proposed guardian or conservator, or both, before making such appointment, and the court shall give particular attention in making such appointment to all cases in which the proposed guardian or conservator, or both, other than a corporation, is serving as guardian or conservator, or both, for 15 or more wards or conservatees, or both.

(c) Subject to K.S.A. 59-3004 and amendments thereto, in

appointing a suitable guardian for a person who is an adherent of a religion whose tenets and practices call for reliance on prayer alone for healing, the court shall consider, but shall not be limited to, the appointment of a person as guardian who is sympathetic to and will support such system of healing.

(d) Upon the filing of an oath according to law, letters of guardianship shall be granted. If the court, pursuant to K.S.A. 59-3013 and amendments thereto, has made a finding that a disabled person is able to and should be permitted to make some decisions which affect the person, a guardian shall be appointed and "Letters of Limited Guardianship" shall specify which of the powers and duties of a guardian shall be assigned to the limited guardian. If the court, pursuant to K.S.A. 59-3013 and amendments thereto, has made a finding that a disabled person is unable to, and should not be permitted to, make any decisions which will affect the person of the disabled person, or if the ward is a minor, a guardian shall be appointed and the guardian shall be possessed of all the powers and duties of a guardian as set out in K.S.A. 59-3018 and amendments thereto. Upon the filing of a bond in such an amount as the court may direct and an oath according to law, letters of conservatorship shall be granted. The secretary of social and rehabilitation services, in the secretary's official capacity, shall be appointed by the court to act as surety on the bond of any conservator providing advocacy services to a conservatee under contract with the agency designated as the developmental disabilities protection and advocacy agency pursuant to public law 94-103, as amended. The court shall send a certified copy of the order appointing a conservator who is providing advocacy services under contract with such agency to the secretary. If the court, pursuant to K.S.A. 59-3013 and amendments thereto has made a finding that a disabled person is able to and should be permitted to make some decisions which affect the person's property, a limited conservator shall be appointed and the "Letters of Limited Conservatorship" shall specify which of the powers and duties of

a conservator shall be assigned to the limited conservator. If the court, pursuant to K.S.A. 59-3013 and amendments thereto, has made a finding that the disabled person is unable to make any decisions which affect the property of the disabled person, or the ward is a minor, a conservator shall be possessed of all powers and duties of a conservator as set out in K.S.A. 59-3019 and amendments thereto. If there is no property, the court may waive the filing of a bond, but if the conservator receives or becomes entitled to any property, the conservator shall immediately file a report thereof and a bond in such amount as the court may direct. If the guardian or conservator appointed is the one named by a testator under the provisions of K.S.A. 59-3004 and amendments thereto and the testator has provided by will that no bond be required of such guardian or conservator, then no bond shall be required, unless the court shall otherwise direct.

(e) If the guardian dies, resigns or is removed, the court, after notice to the ward as the court directs, shall appoint a successor selected in accordance with this section unless the guardianship is terminated or a guardian is serving on a standby basis under subsection (c) of K.S.A. 59-3036 and amendments thereto. If a guardian is serving on a standby basis under subsection (c) of K.S.A. 59-3036 and amendments thereto, the court shall appoint a successor selected in accordance with this section upon the conclusion of the proceedings under K.S.A. 59-3029 and amendments thereto. If the conservator dies, resigns or is removed, the court, after notice to the conservatee as the court directs, shall appoint a successor selected in accordance with this section unless the conservatorship is terminated.

Sec. 4. K.S.A. 1985 Supp. 59-3029 is hereby amended to read as follows: 59-3029. (a) Except when expressly waived by the court, every guardian shall file annually with the court, on a form prescribed for this purpose by rule of the supreme court, a report on the condition of the guardian's ward and of the estate which has been subject to the possession and control of the

guardian. The supreme court may require by rule that other matters relating to guardianship be contained in the report. At the termination of the guardianship or upon the guardian's removal or resignation, the guardian or the guardian's personal representative, in the event of the guardian's death or incapacity, shall file with the court a final report the contents of which shall be prescribed by rule of the supreme court on a form prescribed for this purpose by rule of the supreme court.

(b) Every conservator shall annually present on a form prescribed for this purpose by rule of the supreme court a verified account covering the period from the date of appointment or the last account. Every conservator who is providing advocacy services to a conservatee under contract with the agency designated as the developmental disabilities protection and advocacy agency pursuant to public law 94-103, as amended, and for whom the secretary of social and rehabilitation services has been appointed by the court to act as surety on such conservator's bond, shall also file with the secretary a copy of the annual report required by this subsection. The supreme court may require by rule that other matters relating to conservatorship be contained in the report. At the termination of the conservatorship or upon the conservator's removal or resignation, the conservator or the conservator's personal representative, in the event of the conservator's death or incapacity, shall present a verified final account with a petition for the settlement and allowance thereof. The contents of the final account shall be prescribed by rule of the supreme court on a form prescribed for this purpose by rule of the supreme court. The conservator or the conservator's estate shall not be discharged from liability until such account is presented, settled and allowed. A conservator's surety, in such surety's discretion, may perform the duties required of a conservator pursuant to this section in the event the conservator or the conservator's personal representative fails to perform such duties.";

And by renumbering sections accordingly;

Also on page 1, in line 39, by striking "78-101 is" and inserting in lieu thereof "59-3009, 59-3014 and 78-101 and K.S.A. 1985 Supp. 59-3029 are";

Also on page 1, in the title, in line 17, by striking "78-101" and inserting in lieu thereof "59-3009, 59-3014 and 78-101 and K.S.A. 1985 Supp. 59-3029"; in line 18, by striking "section" and inserting in lieu thereof "sections";

And the bill be passed as amended.

Dei Austin Chairperson