

MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS

The meeting was called to order by Senator August "Gus" Bogina at  
Chairperson

11:00 a.m./p.m. on March 3, 1986 in room 123-S of the Capitol.

All members were present except:

Committee staff present:

Research Department: Ed Ahrens, Carolyn Rampey, Paul West, Laura Howard,  
Julian Efird, Lynne Holt

Revisor's Office: Norman Furse

Committee Office: Judy Bromich, Doris Fager

Conferees appearing before the committee:

SB 584 - Supplemental Appropriations FY 1986 - General Government

SB 524 - Appropriations FY 1987 - General Government

Senator Winter presented the subcommittee report on SB 584 and SB 524.

SB 584 - Kansas Commission on Civil Rights - Section 2

There was a brief discussion concerning the nature of Commission hearings following Senator Winter's presentation of the subcommittee report.

SB 524 - Kansas Commission on Civil Rights - Section 2

Following Senator Winter's presentation of the subcommittee report on Section 2, Senator Bogina asked about the reduction in the agency's federal fund balance, and the percentage the balance of \$49,029 represents. Staff indicated it would amount to approximately 17½% of the total funds.

Senator Gaines commented about recommendation No. 2, and noted that Senator Anderson takes the position that the Hearing Examiner position may not be necessary. Senator Anderson's logic is that, if you are going to have a hearing, it will probably go to court, anyway, and will be tried.

Senator Winter answered that he had not heard from Senator Anderson. He explained that the Governor had included about \$20,000 additional State General Fund money for temporary examiners; and the subcommittee felt the agency would operate more efficiently by having only one person. He added that there wasn't one person who appeared who didn't oppose the elimination of the Hearing Examiner position.

Senate Bill 584 - Attorney General

Committee members were given the opportunity to question Senator Winter following his presentation of the subcommittee report on this section.

SB 524 - Attorney General - Section 3

Senator Bogina asked Senator Winter how much had been appropriated previously for the water rights litigation with Colorado (subcommittee recommendation No. 3). Senator Winter indicated there was an appropriation of \$225,000 last year. He added that the Governor had concurred to proceed with the lawsuit, and that the subcommittee is baffled that the Governor did not also recommend the funding for the suit. He said he understood that Colorado has appropriated over \$1 million for that litigation. Senator Bogina asked if the subcommittee would recommend the additional funding if there is no Budget Amendment from the Governor. Senator Winter answered in the affirmative.

Senator Winter moved and Senator Harder seconded his motion to change the language in the first paragraph of the subcommittee report to clarify the

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SB 584 - Continued

SB 524 - Continued

SB 524 - Attorney General - Section 3, Continued

reason for the reduction of requested funds for FY 1987. The conceptual change would be in the third sentence of the paragraph, deleting the word "discontinuance of a case" and adding "need for no additional funding for a case." The motion carried by voice vote.

Senator Winter informed the committee that there is funding in the Governor's budget recommendation to move the Attorney General's office to the State Office Building. Senator Winter said the Attorney General is opposed to the move, and had asked that the funding for that purpose be removed. However, the subcommittee did not remove it.

There followed a discussion concerning the proposed move for the Attorney General's office. It was noted that the Attorney General's move to the Judicial Center at the time it was completed was to be a temporary situation. Senator Gaines suggested there is a legal conflict in having both the Supreme Court and the Attorney General in the same building, since the Court is supposed to be a totally impartial body.

SB 584 - Attorney General - KBI

Committee members were given the opportunity to question Senator Winter following his presentation of the subcommittee report for FY 1986.

SB 524 - Attorney General - KBI - Section 4

There was a brief discussion concerning the subcommittee report on this section.

SB 524 - Public Disclosure Commission - Section 5

Following Senator Winter's presentation of the subcommittee report on this section, committee members were given the opportunity to question him.

SB 524 - Governor's Department - Section 6

During discussion regarding the subcommittee report on this section, Senator Winter informed the committee that there is sufficient budgeting to take care of the change in the Governor's office during the next fiscal year. He added that those funds are included in the budget of the Department of Administration.

SB 584 - Department of Human Resources

There were no questions following Senator Winter's presentation of the subcommittee report on this section.

SB 524 - Department of Human Resources - Section 7

Committee members questioned Senator Winter about certain recommendations during his presentation of the subcommittee report, but no changes were made.

SB 584 - Insurance Department

Following Senator Winter's review of the subcommittee report, committee members were given the opportunity to question him.

CONTINUATION SHEET

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SB 584 - Continued

SB 524 - Continued

SB 524 - Insurance Department - Section 9

There were no questions following presentation of the Subcommittee report by Senator Winter.

SB 524 - Kansas Arts Commission - Section 10 (Report includes FY 1986)

Committee members were given opportunity to question Senator Winter following his review of the subcommittee report for FY 1986 and FY 1987.

SB 524 - Lieutenant Governor - Section 11

Following Senator Winter's presentation of the subcommittee report on the Lieutenant Governor's office, members of the committee were given the opportunity to question him.

SB 524 - Board of Tax Appeals - Section 12

Following his presentation of the subcommittee report on the Board of Tax Appeals, Senator Winter stated that Fred Weaver, Chairman of the Board, said the case load has increased by about 33% during the past two months. The assumption is that the economy is creating havoc in the area of taxation, and more people are appealing. Senator Winter added that Chairman Weaver had mentioned this increase in order to alert the committee that there may be funding problems in the future.

SB 524 - Secretary of State - Section 13

There was extended discussion concerning subcommittee recommendation No. 13 in the report.

Motion was made by Senator Feleciano and seconded by Senator Winter to introduce a bill setting the maximum fee for filing and searches at \$5 and to provide that the Secretary of State's office make adjustments depending on the balances in the fund. The motion carried by voice vote.

The Chairman indicated that the remaining subcommittee reports for SB 524 will be given and acted upon at the next meeting. He then adjourned the meeting.