

Approved \_\_\_\_\_ Date 4-28-87

MINUTES OF THE House COMMITTEE ON Appropriations

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

12 Noon a.m./p.m. on Thursday, April 2, 1987 in room 514-S of the Capitol.

All members were present except:

Committee staff present: Gloria Timmer, Legislative Research  
Diane Duffy, Legislative Research  
Jim Wilson, Revisors Office  
Sharon Schwartz, Administrative Aide  
Nadine Young, Committee Secretary

Conferees appearing before the committee:

Gary Stotts, Division of Budget  
Representative Littlejohn  
Galen Davis, Governor's Drug Program Director  
Guest List (Attachment 1)

Hearing was held on HB 2585, relating to the credentialing of health care personnel, repealing the Kansas act on credentialing.

Gary Stotts explained the provisions of the bill. HB 2585 repeals the act on credentialing, which specifies procedures for review of applications by allied health professions for licensure or registration. There would be a savings of approximately \$73,000 in state general funds for Department of Health and Environment in FY 1988. Governor's budget does not include a provision of these funds for FY 1988. (See Attachment 2)

Representative Littlejohn testified in opposition to HB 2585. He said that credentialing is strictly a state program and was never intended as a federal mandate. He said that without the credentials committee handling the registration of these people, there would be problems with making decisions in this area. He also told the committee that if credentialing is done away with that legislators will be pressured by lobbyists.

Representative Fuller asked if this would be a way to perhaps have more people involved in the decision, rather than having one person with the power to prevent a group from being heard by the Legislature. Chair recognized John Peterson, a lobbyist who represents organizations which have gone through the credentialing system. He responded to the question. The credentialing program was amended last year and a fee was added. Also, because the advisory committee reports to the statewide health coordinating council, they now report to the Secretary. Language was added requiring the Secretary to issue a report within 45-60 days so that it could move on to the Legislature. Representative Duncan said that this function was put under the Division of Policy. He also told the committee that he believes the fiscal note might be less, based on information received yesterday.

After brief discussion, Chairman Bunten asked the committee's pleasure on the bill. There was no motion offered to take action on HB 2585.

Chairman turned to HB 2310 - concerning the budget of expenditures, relating to the budget report of the governor and consensus revenue estimates.

Representative Miller addressed the committee concerning this measure. This same proposal was considered two years ago. The purpose is to put an additional restraint on the preparation of the budget recommendations and would require that the base budget be balanced on revenue of existing sources. In other words, the budget should not be proposed on the assumption that new revenue sources are forthcoming. Representative Fuller asked Representative Miller if he felt this would encourage or discourage budget amendments and supplemental requests. He replied that he didn't think it would affect supplementals one way or another.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Appropriations,  
room 514-S, Statehouse, at 12 NOON a.m./p.m. on Thursday, April 2, 1987

After brief discussion, Representative Miller moved that HB 2310 be recommended favorable for passage. Representative Ott seconded. Motion carried.

Chairman turned to HB 2583, concerning the court of appeals; relating to the number of judges.

Representative Ott explained the provisions of the bill. It allows the court of appeals judges to increase in number by one in FY 1988, one in FY 1989, and one in FY 1990, bringing the total to 10.

Marjorie Van Buren, Executive Assistant to the Judicial Administrator, testified in opposition to HB 2583 (Attachment 3). She said the need for three additional judges to come on line now has been clearly established, and that caseloads continue to increase. Representative Ott, speaking for the subcommittee who worked this budget, told the committee that granting salary increases to the judicial employees was the first and foremost consideration. Representative Wisdom told the committee that he concurs with the action taken by Representatives Ott and Fuller during his absence.

Representative Shriver offered an amendment to bring on one of the additional judges beginning July 1, 1987; one on January 1, 1988 and the third judge on July 1, 1988. Representative Mainey seconded. Motion failed.

Representative Chronister moved that HB 2583 be recommended favorable for passage. Seconded by Representative Fuller. Motion carried.

Representative Miller called the committee's attention to a needed technical amendment to HB 2583..on line 85, it should read "position nine shall expire January 14, 1992", rather than 1991. There was no objection to making this change.

Representative Brady presented a proposed bill concerning KPERS retirement system and requested that the bill be introduced with the recommendation that it be referred back to this committee. Seconded by Representative Helgerson. Motion carried.

Chairman turned to HB 2587, concerning the Governor's Drug Bill

Galen Davis was recognized for the purpose of explaining the Governor's proposal. The focus of the funds recommended for this program would be primarily on services for children and youth, with funds being available in the area of education, rehabilitation, and prevention, law enforcement and corrections. He reviewed for the committee the four different areas from which funds will be drawn for the program.

Representative Teagarden presented the SRS portion of the subcommittee report (Attachment 4). In response to Representative Turnquist's question of why the Youth Center of Larned was omitted from Item #1, page 2 of the report, Representative Miller responded that subcommittee would not object to making reference to the Youth Center at Larned, that it was an oversight. Representative Turnquist moved that the Larned Youth Center be included in the funding for counseling programs. Representative Hoy seconded. Motion carried.

Committee recessed so that members could return to the floor of the House. Committee reconvened at 5:30 P.M. and Representative Miller presented the Department of Administration, Department of Education and Department of Corrections portions of the subcommittee report. There was no further discussion. Representative Miller moved to adopt the subcommittee report, as amended and that HB 2587 be recommended favorable for passage. Seconded by Representative Teagarden. Motion carried. (A4. 5)

On the Minutes for March 26 and 30, Representative Chronister moved that they be approved as written. Seconded by Representative Mainey. Motion carried.

Meeting adjourned at 6:00 p.m.



379

2585

Fiscal Note  
1987 Session  
April 2, 1987

Bill No.

The Honorable Bill Bunten, Chairperson  
Committee on Appropriations  
House of Representatives  
Third Floor, Statehouse

Dear Representative Bunten:

SUBJECT: Fiscal Note for House Bill No. 2585 by Committee  
on Appropriations

In accordance with K.S.A. 75-3715a, the following fiscal note concerning House Bill No. 2585 is respectfully submitted to your committee.

House Bill No. 2585 repeals K.S.A. 65-5008 and 65-5010, as well as K.S.A. 1986 Supp. 65-5001 to 65-5007, and 65-5009 and 65-5011. The bill repeals the Kansas Act on Credentialing, which specifies procedures for review of applications by allied health professions for state licensure or registration. It is estimated that repeal of the Kansas Act on Credentialing will avoid State General Fund expenditures of \$73,022 for the Department of Health and Environment in FY 1988. Of the total amount, \$52,348 is for salary costs for two positions -- a health planner and a clerical position -- and the remainder, for other operating costs. If responsibility for credentialing reviews is returned to the Legislature, some increase in legislative costs may result.

The FY 1988 Governor's Budget Report does not include funds to continue credentialing review activities in the Department of Health and Environment.



Gary L. Stotts  
Acting Director of the Budget

GLS:JJ:sr

Testimony on House Bill 2583  
by Marjorie J. Van Buren  
Executive Assistant to the Judicial Administrator

I am surprised to be here on this bill today. We don't understand why this is even an issue in this session. The need for three additional judges has been clearly established. No one disputes the need. Caseload continues to increase each year and it is too much for the current court to handle. Last year, in an effort to just keep even and not fall further behind, the Court brought in 67 trial judges to assist in hearing cases.

The 1986 Legislature recognized this and passed legislation creating three additional positions beginning in July 1987 and we considered the matter settled.

Planning has been on the basis of that commitment. These three positions are absolutely needed NOW. Space will be available for them, and the Court is counting on them.

I urge you to defeat House Bill 2583.

HOUSE SUBCOMMITTEE REPORTS

H.B. 2587 Drug Programs Appropriations Bill

- Sec. 2 Department of Social and Rehabilitation Services
- Sec. 3 Department of Administration
- Sec. 4 Department of Education
- Sec. 5 Department of Corrections



Representative David Miller  
Subcommittee Chairperson



Representative Bob VanCrum



Representative George Teagarden

**SUBCOMMITTEE REPORT**

**Agency: Social and Rehabilitation  
Services**

**Bill No. 2587**

**Bill Sec. 2**

**Analyst: Hunn**

**Analysis Pg. No. 632**

**Budget Pg. No. 2-35**

<u>Expenditure Summary</u>	<u>Agency Req. FY 88</u>	<u>Governor's Rec. FY 88</u>	<u>House Subcommittee Adjustments</u>
<b>All Fund:</b>			
State Operations	\$ --	\$ --	\$ --
Local Aid	941,000	941,000	--
Other Assistance	--	--	--
Subtotal - Operating	<u>\$ 941,000</u>	<u>\$ 941,000</u>	<u>\$ --</u>
Capital Improvements	--	--	--
TOTAL	<u><u>\$ 941,000</u></u>	<u><u>\$ 941,000</u></u>	<u><u>\$ --</u></u>
<b>State General Fund:</b>			
State Operations	\$ --	\$ --	\$ --
Local Aid	--	--	--
Other Assistance	--	--	--
Subtotal - Operating	<u>\$ --</u>	<u>\$ --</u>	<u>\$ --</u>
Capital Improvements	--	--	--
TOTAL	<u><u>\$ --</u></u>	<u><u>\$ --</u></u>	<u><u>\$ --</u></u>
FTE Positions	--	--	--

Governor's Recommendation

Under the new federal Anti Drug Abuse Act, SRS will receive an estimated \$1,450,000 in new funds over a two-year period for treatment programs. The Governor recommends these funds be targeted to services for youth through the following programs:

1. \$300,000 for a 20-bed youth residential treatment program, which will be combined with \$200,000 already in the SRS budget for youth programs, for an average cost per day of \$68.
2. \$85,000 for three youth outpatient counselors focusing on after-care services.
3. \$140,000 for five youth counselors attached to a new regional prevention system.
4. \$150,000 for the Department of Corrections treatment program.
5. \$50,000 for grants to Regents' institutions.

In addition, the Governor recommends elimination of 16 existing prevention grants and establishment of a new regional alcohol and drug abuse prevention program. This new regional program was requested by SRS in its FY 1988 budget. The Governor recommends that \$158,000 in new federal funds to be received by the Department of Education be transferred to SRS to finance five regional grants. The \$158,000 would be combined with \$58,000 in new federal block grant funds and \$474,814 in existing block grant funds, for a total of \$690,814, or an average cost for each of the five grants of \$138,162.

#### House Subcommittee Recommendations

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

1. The Subcommittee recommends a proviso to the appropriation for the Drug Abuse Fund to specify that such expenditures shall include \$85,000 for counseling programs for youth served by the Youth Center at Atchison, the Youth Center at Topeka, and the Youth Center at Beloit.

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SUBCOMMITTEE REPORT

Agency: Department of Administration

Bill No. 2587

Bill Sec. 3

Analyst: Mills

Analysis Pg. No. 437

Budget Pg. No. 1-55

<u>Expenditure Summary</u>	<u>Agency Req. FY 88</u>	<u>Governor's Rec. FY 88</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 240,000	\$ 240,000	\$ --
Aid to Local Units	885,500	885,500	6,250
Other Assistance	--	--	--
TOTAL	<u>\$ 1,125,500</u>	<u>\$ 1,125,500</u>	<u>\$ 6,250</u>
State General Fund:			
State Operations	\$ 25,000	\$ 25,000	\$ 6,250
Other Assistance	--	--	--
TOTAL	<u>\$ 25,000</u>	<u>\$ 25,000</u>	<u>\$ 6,250</u>
FTE Positions	2.0	2.0	--

Agency Request/Governor's Recommendation

The Governor recommends establishment of a Law Enforcement Anti-Drug Abuse Program within the Department of Administration in response to enactment of federal legislation, the Anti-Drug Abuse Act of 1986 (P.L. 99-570, Subtitle K). The Department of Administration will receive \$2,021,000 in law enforcement assistance funds under the federal anti-drug program in state fiscal years 1988 and 1989. For FY 1988, the Department of Administration will utilize 10 percent (\$100,000) of the funds for administration of the program, as provided by the federal law. These federal funds will be matched by \$25,000 (25 percent of administrative expenses) from the State General Fund, as required by the federal law. This administrative funding will support 2.0 new positions (a Governor's Special Assistant on Drug Abuse and a Local Grants Administrator/Public Information Specialist) and provide other operating expenditures to administer the law enforcement grant program.

Under guidelines developed by the Department of Administration, law enforcement grants will be made to local units of government (FY 1988, \$885,000 federal and \$221,375 local match). Local units of government will be able to apply for grant funds to be used to reduce drug sales to school-age youth, particularly around schools.

The Department of Administration will allocate \$25,000 in FY 1988 of the law enforcement funds for a grant to the Kansas Department of Corrections to fund one position to provide screening, assessment, and referral coordination services.

Lastly, the Department of Education will transfer \$230,471 to the Department of Administration for expenditures in support of activities of the Governor's Coalition Against Alcohol and Drug Abuse.

#### House Subcommittee Recommendation

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

1. The Subcommittee learned that the required 25 percent state match for the law enforcement component of these funds should be based on the total expenditures, rather than only the federal portion of funding. This information became available only after the submission of GBA No. 2. The Subcommittee therefore recommends \$6,250 from the State General Fund for state operations to provide the full 25 percent state match. This change also allows \$6,250 in federal funds to be shifted from state operations to local aid and thereby increase the amount of funding available to local units of government for law enforcement programs.
2. The Subcommittee recommends that any local agency applying for the law enforcement funds should be required to enter into an agreement of coordination with the local school district and any other local agencies involved in alcohol and drug abuse programs. The Subcommittee recommends that requests for proposals developed by the Department of Administration for these funds should include this requirement.
3. The Subcommittee recommends that the 2.0 FTE positions recommended by the Governor for this program be unclassified special projects positions and, as such, not included in the agency's position limitation.

SUBCOMMITTEE REPORT

Agency: Department of Education      Bill No. 2587      Bill Sec. 4  
 Analyst: Rampey      Analysis Pg. No.      Budget Pg. No.

<u>Expenditure Summary</u>	<u>Agency Req. FY 88</u>	<u>Governor's Rec. FY 88</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 69,360	\$ 69,360	\$ (5,000)
Aid to Local Units	714,460	483,989	--
Other Assistance	--	--	--
TOTAL	<u>\$ 783,820</u>	<u>553,349</u>	<u>\$ (5,000)</u>
State General Fund:			
State Operations	\$ --	\$ --	\$ --
Aid to Local Units	--	--	--
Other Assistance	--	--	--
TOTAL	<u>\$ --</u>	<u>\$ --</u>	<u>\$ --</u>
FTE Positions	1.5	1.5	--

Agency Request/Governor's Recommendation

The Board of Education requests an expenditure limitation of \$783,820 for drug abuse education. The request includes funding for the salaries of an Education Program Specialist (1.0 FTE) and a Secretary I (.5 FTE) to develop materials and provide technical assistance to schools. The total amount of \$69,360 requested for operating expenses also includes funds for honoraria, travel and subsistence, fees for professional services, and supplies. The State Department proposes to fund \$15,583 of the operating expenditures of the program from the Department's State General Fund appropriations. All other money for the program would be from federal funds. (It is the Department's plan to shift a portion of a salary currently funded from the State General Fund to the State Safety Fund, thereby making \$15,583 available from the State General Fund to be used for the drug program.) Aid to local units for drug abuse programs is estimated by the Department to be \$483,989. An additional amount of \$230,471 received by the Department would be transferred to the Department of Administration and the Department of Social and Rehabilitation Services.

The Governor concurs with the State Department's request, except that the Governor's recommendation for the Department of Education as contained in his Budget Amendment No. 2 treats money received by the State Department that will be transferred to other agencies as a transfer and not an expenditure. The Governor concurs with the plan to use \$15,583 from the State General Fund for operating expenditures and recommends an increase in the expenditure limitation of the State Safety Fund of \$15,583 to offset expenditures from the State General Fund.

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendation of the Governor, with the following exceptions:

1. Reduce expenditures for honoraria by \$5,000. It is the Subcommittee's recommendation that the reduction be made to expenditures from the State General Fund. (The adjustment would have to be made to the Department's appropriation contained in H.B. 2225 or in the Omnibus Bill.) The Subcommittee concurs with the Governor's recommendation that \$15,583 in expenditures from the State General Fund be offset by a corresponding increase in expenditures from the State Safety Fund, but recommends that only \$10,583 from the State General Fund, not \$15,583 as proposed by the Governor, be used for the drug program.
2. Amend H.B. 2587 in Section 4(b) to correct a technical error. (The expenditure limitation increase on the State Safety Fund should be from \$1,465,066 to \$1,480,649.)
3. The 1.5 FTE new positions added should be unclassified special projects personnel who are not counted as part of the Department's authorized position limitation.
4. The Subcommittee calls attention to its recommendation that the Department of Administration should require any local agency applying for law enforcement funds under the drug program to enter into an agreement of coordination with the local school district and any other local agencies involved in alcohol and drug abuse programs.

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## SUBCOMMITTEE REPORT

Agency: Department of Corrections

Bill No. 2587

Bill Sec. 5

Analyst: Conroy

Analysis Pg. No. --

Budget Pg. No. --

<u>Expenditure Summary</u>	<u>Agency Req. FY 88</u>	<u>Governor's Rec. FY 88</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 33,333	\$ 33,333	\$ (2,083)
State General Fund:			
State Operations	8,333	8,333	(2,083)
FTE Positions	1.0	1.0	(1.0)

### Agency Request/Governor's Recommendation

The agency's FY 1988 request and the Governor's recommendation of \$33,333 and 1.0 additional FTE would provide a Drug Abuse Program Consultant II to manage the Department's substance abuse treatment programs. This would include the development, operation, and refinement of a comprehensive substance abuse treatment and education program for those inmates in the custody of the Secretary of Corrections as well as those persons under the supervision of Parole Services. The proposed substance abuse services would begin at the initial evaluation of the offender and proceed through treatment, education, and conclude with aftercare or discharge. The proposed budget includes \$30,787 for salaries and wages and \$2,546 for other operating expenditures.

### House Subcommittee Recommendation

FY 1988. The House Subcommittee concurs with the Governor's recommendations with the following exceptions:

1. Delete \$2,083 in State General Fund support for the requested position. The reduction would reflect the latest Governor's recommendation based on the correct split of funds between State General Fund support and federal funds. The reduction would be in the following two areas:
  - a. Delete \$1,414 for salaries and wages, which would allow the requested new position to be hired at salary range 24, step B, instead of step C. The Subcommittee believes a qualified alcohol/drug abuse program consultant can be hired at a lower starting salary range than proposed by the Governor.

- b. Delete \$669 for other operating expenses for the recommended position. The Subcommittee believes the Department's communication and travel and subsistence budgets are sufficient to partially absorb the costs associated with a new position.
  
2. Provide no FTE for the position but instead have the recommended employee be a special projects employee. Because of a technical oversight in H.B. 2587 no additional FTE was provided for in the Governor's recommendation, so no adjustment is needed in the bill.

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