

Approved 3-17-89
Date

MINUTES OF THE House COMMITTEE ON Appropriations

The meeting was called to order by Bill Bunten at
Chairperson

1:30 ~~xxx~~/p.m. on March 1, 1989 in room 514-S of the Capitol.

All members were present except: All present

Committee staff present: Debra Duncan, Legislative Research
Kathy Porter, Legislative Research
Jim Wilson, Revisor of Statutes
Sharon Schwartz, Administrative Aide
Sue Krische, Committee Secretary

Conferees appearing before the committee:

Others attending: See attached list.

HB 2028 - Appropriations for FY90, department of social and rehabilitation services and state mental health and retardation institutions.

RAINBOW MENTAL HEALTH FACILITY

Representative Wisdom reviewed the subcommittee report for FY89 and FY90 (Attachment 1). It was noted Rainbow reduced the capacity of the children and adolescents partial hospitalization program in 1988 due to lack of space in the school building. Representative Wisdom moved adoption of the subcommittee report for FY89 and FY90. Representative Lowther seconded. Motion carried.

OSAWATOMIE STATE HOSPITAL

Representative Mead reviewed the subcommittee report for FY89 and FY90 (Attachment 2). Staff advised the food cost at Osawatomie is \$2.65 per day and at Rainbow is \$3.02 per day. Representative Lowther pointed out categorical aid is not a budgeted amount for the hospitals. Representative Mead moved adoption of the subcommittee report. Representative Lowther seconded. Motion carried.

LARNED STATE HOSPITAL

Representative Lowther reviewed the subcommittee report for FY89 and FY90 (Attachment 3). Representative Shriver made a motion to delete Paragraph #4 from the FY90 subcommittee report recommending that SRS fund an Alcoholism Unit Director for the Youth Center at Larned. Representative Goossen seconded. Representative Goossen expressed concern that money is being spent for alcohol and drug programs in as many as seven state budgets. He feels ADAS should have the opportunity to make recommendations on how the federal block grant should be spent. On Representative Shriver's motion to delete, the motion failed.

Representative Helgerson expressed concern that there are two levels of care associated with the decision that part of Larned will be certified and some wards will not. Representative Lowther stated the SRS study of systemwide nursing needs at the state mental health hospitals will not be available during this Session. In response to a question, Representative Lowther stated Larned has had success in recruiting RNs and has a minimal vacancy level at that position.

Representative Lowther moved adoption of the subcommittee report for FY89 and FY90. Representative Mead seconded. Motion carried.

TOPEKA STATE HOSPITAL

The Committee reviewed the subcommittee report for FY89 and FY90 (Attachment 4). Representative Lowther explained that the Comprehensive

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Appropriations,
room 514-S, Statehouse, at 1:30 ~~am~~^{pm} on March 1, 1989.

Screening Unit must be transferred from Topeka State Hospital to facilitate HCFA recertification. Youth Services in SRS will be paying rent to Topeka State Hospital for the screening unit which will continue to be located on the hospital grounds. Representative Shriver pointed out the purpose of the screening unit is to screen youths referred by the courts for placement at the youth centers. It does not screen patients for the state hospital. Representative Lowther moved adoption of the subcommittee report for FY89 and FY90. Representative Mead seconded. Motion carried.

HB 2279 - Establishing nursing student scholarship program

Representative Chronister presented the subcommittee report on amendments to HB 2279 (Attachment 5). Representative Chronister moved adoption of the amendment to Sec. 3(a) adding reference to financial need and consideration being given to minority applicants. Representative Fuller seconded. Motion carried.

Representative Chronister moved to amend Sec. 3(b) by adding fees and books to the items covered by the scholarship. Representative Heinemann seconded. Motion carried.

Representative Chronister moved to amend HB 2279 by deleting the references to "executive officer" and inserting "state board of regents" as the agent who will set rules and regulations for the program. Representative Solbach seconded. Representative Shriver expressed concern that with the state board of regents administering the program, students seeking baccalaureate degrees may be given priority for scholarships. On a vote, the motion carried.

Representative Solbach favors expanding the bill to allow scholarships for students to pursue graduate degrees, as well as LPN and undergraduate degrees. There was objection to this proposal and Representative Solbach did not offer an amendment.

Representative Chronister moved to amend Sec. 6(a) by inserting a new (7) specifying that repayment of the scholarship may be postponed to pursue an advanced degree and to amend the same section by applying the wording "unless the local sponsoring institution disagrees" to Sec. 6(a) numbers 1 through 5 and 7. Representative Brady seconded. Motion carried.

Representative Vancrum moved to amend HB 2279 to state that the minimum term of service to satisfy the obligation should be one year for each year the individual receives the scholarship. Representative Gatlin seconded. Motion carried.

Representative Chronister moved to amend Section 7, line 182 by providing that the State Board of Regents establish criteria for evaluating financial need. Representative Heinemann seconded. Motion carried.

Representative Chronister moved to amend Sec. 9(a) by deleting "executive vice-chancellor" and adding "one member representing nursing education programs other than at a college or university under the control and supervision of the state board of regents". Representative Brady seconded. Motion carried.

Representative Heinemann moved that Sec. 6(a), item (1) regarding active military service not include the wording "unless the local sponsoring institution disagrees," as adopted in a prior amendment. Representative Francisco seconded. Motion carried.

CONTINUATION SHEET

MINUTES OF THE House COMMITTEE ON Appropriations,

room 514-S Statehouse, at 1:30 ~~xx~~ p.m. on March 1, 1989.

Representative Heinemann moved that Sec. 6(b) be amended to include a provision that if the sponsoring agency goes out of business, the obligation will be deemed satisfied. Representative Wisdom seconded. Motion carried.

Representative Chronister moved that HB 2279, as amended, be recommended favorably for passage. Representative Heinemann seconded. Motion carried.

Representative Lowther explained that HB 2339, heard by the Committee on 2-22-89, deals with the renovation of the Memorial Union at Emporia State University. Representative Lowther moved that HB 2339 be recommended favorably for passage. Representative Wisdom seconded. Motion carried.

The meeting was adjourned at 3:30 p.m.

GUEST LIST

COMMITTEE: HOUSE APPROPRIATIONS

DATE: 3-1-89

NAME (PLEASE PRINT)	ADDRESS	COMPANY/ORGANIZATION
Kirby L. Stegman	Manhattan	Div. of Budget
Mike Bohnhoff	Topoka	Div. of Budget
M. Kennedy	Topoka	DOB
K. Vonachen	Topoka	DOB
Bob Clawson	Topoka	SRS
C. Cantrell	Topoka	SRS
Ze Bestgen	Topoka	KARF
John Strubler	Manhattan	KAPS
Martha Prentice	Wichita	LWV
Karen Bauer	Wichita	LWV
ARTHUR SCHUMANN	TOPEKA	KDHE
John Grove	"	KATHA
Rex Shultz	Topoka	MHRS/SRS
Mark Intermill	Topoka	KCOA
Joey Jones	Emporia	FSU
Mari Lee	Topoka	MHRS
Al James	Topoka	MHRS
George Goebel	Topoka	AARP Capital Area Task Force
Ann Rossen	Overland Park	SRS
Margal Soroko	Topoka	AAUW
Jacklyn Hargwood	Wichita	L of W
Ruth Shue	Wichita	LWV
Sharon Gilsberg	Wichita	L of W
Ruth Kline (Mrs Phil)	Overland Park	AAUW
Louise Johnson	St. Louis, Mo.	Guest of Phil Kline
ELIZABETH E TAYLOR	TOPEKA	Assoc of Acco & Dir Programs

SUBCOMMITTEE REPORT

Agency: Rainbow Mental Health
Facility

Bill No. 2063

Bill Sec. 30

Analyst: Porter

Analysis Pg. No. 580

Budget Pg. No. 482

<u>Expenditure Summary</u>	<u>Agency Req. FY 89</u>	<u>Governor's Rec. FY 89</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 4,018,909	\$ 4,104,808	\$ --
Capital Improvements	39,510	487	--
TOTAL	\$ 4,058,419	\$ 4,105,295	\$ --
State General Fund:			
State Operations	\$ 2,358,900	\$ 2,437,115	\$ --
Capital Improvements	0	0	--
TOTAL	\$ 2,358,900	\$ 2,437,115	\$ --
FTE Positions	123.0	123.0	--
Average Daily Census	47	47	--

Agency Estimate/Governor's Recommendation


FY 1989. Rainbow Mental Health Facility estimates FY 1989 expenditures of \$4,018,909, as approved by the 1988 Legislature. The budget includes financing of 123.0 FTE positions. Funding includes \$2,358,900 from the State General Fund, \$202,078 from Rainbow's fee fund, \$1,432,543 from Title XIX, and \$25,388 from federal Chapter I funds.

The Governor recommends FY 1989 expenditures of \$4,104,808, an increase of \$85,899 over the revised FY 1989 estimate of \$4,018,909. The increase reflects a \$90,212 increase in salaries and wages, including \$59,094 (with fringe benefits) for the implementation of Phase III for the last half of the fiscal year. The recommendation also reflects adjustments to fringe benefits and other budget adjustments. The recommendation includes \$2,437,115 from the State General Fund, an increase of \$78,215 over the agency's FY 1989 estimate; a fee fund expenditure limitation of \$176,753, a decrease of \$25,325 from the agency's FY 1989 estimate; a Title XIX expenditure limitation of \$1,465,552, an increase of \$33,009 from the agency's estimate; and federal Chapter I funds of \$25,388, as estimated by the agency. The recommendation includes a State General Fund supplemental appropriation of \$68,202.

House Subcommittee Recommendation

The House Subcommittee concurs with the Governor's recommendation.

HA
3-1-89
Attachment 1



Representative James Lowther
Subcommittee Chairperson



Representative Bob Mead



Representative Bill Wisdom

SUBCOMMITTEE REPORT

Agency: Rainbow Mental Health
Facility

Bill No. 2028

Bill Sec. 2

Analyst: Porter

Analysis Pg. No. 580

Budget Pg. No. 482

<u>Expenditure Summary</u>	<u>Agency Req. FY 90</u>	<u>Governor's Rec. FY 90</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 4,343,214	\$ 4,459,995	\$ --
Capital Improvements	854,000	0	854,000
TOTAL	<u>\$ 5,197,214</u>	<u>\$ 4,459,995</u>	<u>\$ 854,000</u>
State General Fund:			
State Operations	\$ 2,822,273	\$ 2,825,672	\$ --
Capital Improvements	0	0	--
TOTAL	<u>\$ 2,822,273</u>	<u>\$ 2,825,672</u>	<u>\$ --</u>
FTE Positions	128.5	124.0	--
Average Daily Census	52	47	--

Agency Estimate/Governor's Recommendation

FY 1990. Rainbow requests an operating budget of \$4,343,214, an increase of \$324,305 over the FY 1989 estimate of \$4,018,909. Of the increase, 76.5 percent is attributable to salaries and wages, 12.4 percent to the education contract, 3.9 percent to the dietary contract, 3.2 percent to utilities, and 3.9 percent to other areas of the budget. The funding request includes \$2,822,273 from the State General Fund, \$208,465 from the hospital's fee fund, \$1,287,088 from Title XIX, and \$25,388 from federal Chapter I funds. The request reflects continuation of all existing programs and the addition of 5.5 FTE positions.

The Governor recommends \$4,459,995 for operating expenditures in FY 1990, an increase of \$116,781 over the agency's FY 1990 request and an increase of \$355,187, or 8.7 percent, over the Governor's FY 1989 recommendation. The FY 1990 recommendation includes funding for the implementation of Phase III of the Job Rate and Classification Study (\$134,179, including fringe benefits), a 4 percent salary increase for classified employees (\$101,373, including fringe benefits), and a 5.8 percent unclassified merit pool (\$26,011). The Governor's funding recommendation includes \$2,825,672 from the State General Fund, an increase of \$3,399 from the agency's FY 1990 request; a fee fund expenditure limitation of \$231,468, an increase of \$23,003 from the agency's FY 1990 request; \$1,377,467 from the Title XIX fund, an increase of \$90,379; and \$25,388 in federal Chapter I funds, as requested. The Governor recommends one new position.

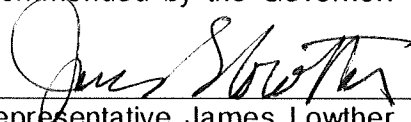
House Subcommittee Recommendation

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

1. The Subcommittee expresses concern about the waiting list for the children and adolescents' programs at Rainbow. The Subcommittee

was informed that there is usually a waiting list of 15 to 20 students and that the length of the wait is usually about six months. The Subcommittee suggests that Rainbow return to treating the number of children and adolescents treated in the partial hospitalization program prior to 1988, when the capacity of the program was reduced by ten students. Any fiscal impact of this recommendation may be addressed by Rainbow before the Senate Subcommittee.

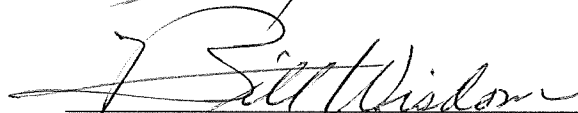
2. The Subcommittee notes that Rainbow's capital improvement request for the addition to and remodeling of the special school area was approved by the 1988 Legislature, but vetoed by the Governor due to a lack of funds in the State Institutions Building Fund. The Subcommittee requested that the Joint Committee on State Building Construction review this project and make a recommendation. The Joint Committee on State Building Construction recommended funding as requested for the project in FY 1990 and the Subcommittee concurs.
3. The Subcommittee concurs with the agency's conclusion that the Governor's recommended reduction in funding for the FY 1990 education contract will be offset by an increase in the categorical aid rate. However, the Subcommittee cautions that, if categorical aid funding is increased, the State General Fund financing for the school contract not be reduced unless the increased categorical aid funding more than offsets the reduction in funding recommended by the Governor.



Representative James Lowther
Subcommittee Chairperson



Representative Bob Mead



Representative Bill Wisdom

SUBCOMMITTEE REPORT

Agency: Osawatomie State
Hospital
Analyst: Porter

Bill No. 2063
Analysis Pg. No. 571

Bill Sec. 28
Budget Pg. No. 450

<u>Expenditure Summary</u>	<u>Agency Req. FY 89</u>	<u>Governor's Rec. FY 89</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 18,371,450	\$ 18,830,434	\$ --
Capital Improvements	179,293	5,839	--
Total	<u>\$ 18,550,743</u>	<u>\$ 18,836,273</u>	<u>\$ --</u>
State General Fund:			
State Operations	\$ 14,327,105	\$ 14,691,353	\$ --
Capital Improvements	--	--	--
Total	<u>\$ 14,327,105</u>	<u>\$ 14,691,353</u>	<u>\$ --</u>
FTE Positions	639.5	639.5	--
Average Daily Census	345	335	10

Agency Request/Governor's Recommendation

Osawatomie State Hospital requests a total operating budget of \$18,371,450, the amount approved by the 1988 Legislature. Funding includes \$14,327,105 from the State General Fund, \$1,977,995 from the hospital's fee fund, \$2,037,939 from Title XIX, and \$28,411 from Chapter I funds.

The Governor recommends expenditures of \$18,830,434, an increase of \$458,984 over the hospital's FY 1989 estimate. The Governor's recommendation is based on a State General Fund supplemental appropriation of \$364,248, an increase of \$46,719 in fee fund financing, and an increase of \$48,017 in the Title XIX fund expenditure limit. The FY 1989 recommendation includes \$225,337, including fringe benefits, for the implementation of Phase III of the Classification and Job Rate Study for the last half of the fiscal year; adjustments to employee health care benefits; and a \$20 increase to printing and advertising. The Governor recommends expenditures of \$14,691,353 from the State General Fund, \$2,024,714 from the hospital fee fund, \$2,085,956 from the Title XIX fund, and \$28,411 from federal Chapter I funds.

HA
3-1-89
Attachment 2

House Subcommittee Recommendation

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

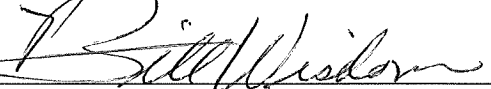
1. The Subcommittee recommends an average daily census of ten patients in the hospital's Medical Services Unit. The Governor did not recommend an average daily census for this unit.



Representative James Lowther
Subcommittee Chairman



Representative Bob Mead



Representative Bill Wisdom

494-89

SUBCOMMITTEE REPORT

Agency: Osawatomie State
Hospital
Analyst: Porter

Bill No. 2028
Analysis Pg. No. 571

Bill Sec. 2
Budget Pg. No. 450

<u>Expenditure Summary</u>	<u>Agency Req. FY 90</u>	<u>Governor's Rec. FY 90</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 19,711,215	\$ 20,316,757	\$ 53,555
Capital Improvements	664,900	323,000	--
Total	<u>\$ 20,376,115</u>	<u>\$ 20,639,757</u>	<u>\$ 53,555</u>
State General Fund:			
State Operations	\$ 19,711,215	\$ 15,890,443	\$ 53,555
Capital Improvements	--	--	--
Total	<u>\$ 19,711,215</u>	<u>\$ 15,890,443</u>	<u>\$ 53,555</u>
FTE Positions	662.5	643.5	--
Average Daily Census	345	339	10

Agency Request/Governor's Recommendation

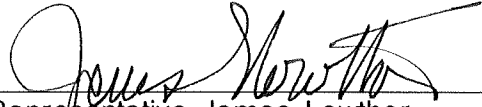
The hospital requests a total operating budget of \$19,711,215 in FY 1990, an increase of \$1,339,765 (7.3 percent) over the FY 1989 estimate. Of the increase, 68.4 percent is attributable to salaries and wages, 17.9 percent to capital outlay, 7 percent to the education contract, and 6.7 percent to other operating expenditures. The request includes funding of 662.5 FTE positions, an increase of 23. The new positions requested for FY 1990 include ten Psychiatric Aides; a Social Services Administrator II and Secretary II to coordinate the hospital's quality assessment and risk management program; a Management Analyst II and Office Specialist II to develop, implement, and manage microcomputer technology; 2 Custodial Workers; a Secretary II for the hospital attorney; 2 Office Assistants III to provide relief for the ward clerks; an Activity Therapist II to coordinate and conduct activities on closed wards; a Sheltered Workshop Technician II; and 2 Alcoholism Counselors.

The Governor recommends FY 1990 expenditures of \$20,316,757, an increase of \$605,542 over the hospital's FY 1990 request of \$19,711,215 and an increase of \$1,486,323 over the Governor's FY 1989 recommendation. The recommendation includes funding for four new FTE positions, including a Social Services Administrator II and Secretary II for the hospital's quality assurance and risk management program and two custodial workers. The Governor's recommendation includes \$15,890,443 from the State General Fund, an increase of \$324,778 over the hospital's FY 1990 request and \$1,199,090 over the Governor's FY 1989 recommendation; \$1,801,342 from the hospital's fee fund, an increase of \$159,859 over the hospital's FY 1990 request and a reduction of \$223,372 from the Governor's FY 1989 recommendation; \$2,600,905 from the Title XIX fund, an increase of \$120,905 from the hospital's FY 1990 request and an increase of \$514,949 from the Governor's FY 1989 recommendation; and \$24,067 from federal Chapter I funds, the same amount requested by the hospital for FY 1990 and a reduction of \$4,344 from the Governor's FY 1989 recommendation.

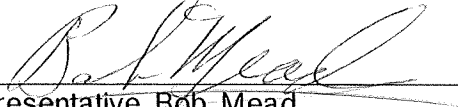
House Subcommittee Recommendation

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

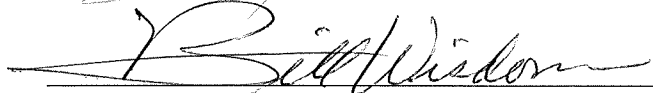
1. Add \$49,155 as a technical adjustment to restore the amounts requested for food, drugs, and pharmaceutical supplies for the hospital's Substance Abuse Program. Although the Governor's recommendation includes the continued operation of the Substance Abuse Program, funding for these items was omitted from the Governor's recommendation.
2. The Subcommittee recognizes the hospital's need for a ward clerk position to provide clerical services on the hospital wards. The Subcommittee recommends that the hospital reclassify a position which is currently vacant to meet this need.
3. The Subcommittee notes the hospital's concern that the education contract is underfunded. The Subcommittee has compared the estimated categorical aid rate used by the hospital in preparing its budget with a more recent estimate of the categorical aid rate for FY 1990. It appears to the Subcommittee that the additional funding provided by the increased categorical aid rate will be sufficient to fund the hospital's education contract in FY 1990. However, the Subcommittee cautions that, if the categorical aid rate is increased, the hospital's concerns about underfunding should be taken into account before any funding reduction is made.
4. The hospital requested that a portion of the rent deducted from staff salaries for staff housing be returned to the hospital for a maintenance and repair fund for the housing units. The Subcommittee understands that rent is paid by employees who live in the housing units through a payroll deduction and that an adjustment is made to salaries and wages similar to the adjustment made for turnover. The Subcommittee further understands that the units generated approximately \$44,000 of rental income in FY 1988. The Subcommittee recommends that 10 percent of the rental income from the housing units in the most recent actual fiscal year be returned to the hospital each year to be used for a maintenance and repair fund. This rental income may be segregated in a separate account dedicated to maintenance and repair of the rental units. This adjustment requires a \$4,400 adjustment to the turnover rate in FY 1990, changing the turnover rate from 4.72 percent to 4.69 percent.
5. The Subcommittee recommends an average daily census of ten patients in the hospital's Medical Services Unit. The Governor did not recommend an average daily census for this unit.



Representative James Lowther
Subcommittee Chairman



Representative Bob Mead



Representative Bill Wisdom

494-90

SUBCOMMITTEE REPORT

Agency: Larned State Hospital

Bill No. 2063

Bill Sec. 27

Analyst: Porter

Analysis Pg. No. 562

Budget Pg. No. 410

<u>Expenditure Summary</u>	<u>Agency Req. FY 89</u>	<u>Governor's Rec. FY 89</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 25,963,621	\$ 26,432,274	\$ 38,887
Capital Improvements	3,702,189	5,202,189	--
Total	<u>\$ 29,665,810</u>	<u>\$ 31,634,463</u>	<u>\$ 38,887</u>
State General Fund:			
State Operations	\$ 23,257,511	\$ 24,073,394	\$ 38,887
Capital Improvements	--	500,000	--
Total	<u>\$ 23,257,511</u>	<u>\$ 24,573,394</u>	<u>\$ 38,887</u>
FTE Positions	909.8	909.8	--
Average Daily Census	532	530	15

Agency Request/Governor's Recommendation

Larned State Hospital estimates FY 1989 operating expenditures to be \$25,963,621, the amount appropriated by the 1988 Legislature. Funding includes \$23,257,511 from the State General Fund, \$1,548,249 from Larned's fee fund, \$1,089,461 from federal Title XIX funds, and \$68,400 from federal Chapter I funds.

The Governor recommends a total operating budget of \$26,432,274, an increase of \$468,653 over the hospital's FY 1989 estimate. The recommendation includes funding for the implementation of Phase III of the Job Rate and Classification Study for the last half of the fiscal year (\$274,581, including fringe benefits), adjustments to employee health insurance benefits, a reduction of \$19,599 from the hospital's estimate for contractual services, and a reduction of \$9,162 from the hospital's estimate for commodities. The Governor recommends expenditures of \$24,073,394 from the State General Fund, \$1,178,558 from the hospital's fee fund, \$1,111,922 from the Title XIX fund, and \$68,400 from federal Chapter I funds. The recommendation includes a State General Fund supplemental appropriation of \$783,954.

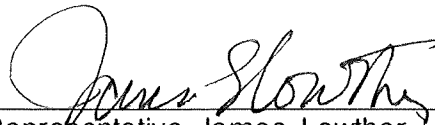
House Subcommittee Recommendations

The House Subcommittee concurs with the Governor's recommendation, with the following adjustment:

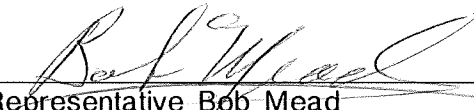
1. The Subcommittee recommends an additional supplemental appropriation of \$38,887 for utility costs in FY 1989. The Subcommittee has carefully studied year-to-date expenditures and agrees with the hospital that a shortfall in this area is likely to occur. The Subcommittee recommends that the hospital and SRS explore the possible implementation of energy-saving procedures and devices.

HA
3-1-89
Attachment 3

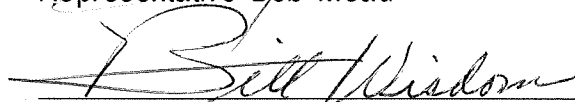
2. The Subcommittee is aware that the FY 1989 State General Fund supplemental appropriation appears to underfund the cost of Phase III and the increased cost of employee health insurance by \$26,677. After studying year-to-date expenditures, the Subcommittee believes that increased savings in other areas will offset the underfunding.
3. The Subcommittee recommends an average daily census of 15 patients in the Adult Admissions Unit. The Governor did not recommend an average daily census for this unit.



Representative James Lowther
Subcommittee Chairperson



Representative Bob Mead



Representative Bill Wisdom

410-89

SUBCOMMITTEE REPORT

Agency: Larned State Hospital

Bill No. 2028

Bill Sec. 2

Analyst: Porter

Analysis Pg. No. 562

Budget Pg. No. 410

<u>Expenditure Summary</u>	<u>Agency Req. FY 90</u>	<u>Governor's Rec. FY 90</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 29,849,508	\$ 28,995,469	\$ 225,522
Capital Improvements	829,900	573,500	(150,000)
Total	<u>\$ 30,679,408</u>	<u>\$ 29,220,897</u>	<u>\$ 75,522</u>
State General Fund:			
State Operations	\$ 23,257,511	\$ 25,719,684	\$ 190,995
Capital Improvements	--	--	--
Total	<u>\$ 23,257,511</u>	<u>\$ 25,719,684</u>	<u>\$ 190,995</u>
FTE Positions	1,033.0	923.8	11.3
Average Daily Census	532	530	15

Agency Request/Governor's Recommendation

The agency requests an FY 1990 operating budget of \$29,849,508, an increase of \$3,885,887, or 15 percent, over the approved FY 1989 budget. Of the increase, \$3,394,701, or 87.4 percent, is attributable to salaries and wages. The hospital requests 123.2 new positions. The new positions include 47 RN IIIs, 24 Licensed Mental Health Technician Is, 14 Psychiatric Aides, a Pharmacist I, a Pharmacy Attendant, a Dental Hygienist, an Administrative Officer III, a Management Analyst II, a Personnel Management Specialist I, a Social Services Administrator I, a Vocational Instructor, an Alcoholism Director, an Alcoholism Counselor, a Social Worker I, an Office Supervisor, 2 Office Specialists, 3 Secretary Is, 3.2 Office Assistants III, 10 Laborers, 4 General Maintenance and Repair Technicians, 2 Utility Workers, a Physical Plant Supervisor I, and a Painter.

The Governor recommends an FY 1990 total operating budget of \$28,647,397, an 8.4 percent increase over the FY 1989 recommendation. The recommendation includes funding for 14 new FTE positions (\$259,616, with fringe benefits), funding for the implementation of Phase III (\$591,952, with fringe benefits), a 4 percent increase for classified employees (\$773,302, with fringe benefits), a 5.8 percent increase for unclassified employees (\$117,138, with fringe benefits), and adjustments to employee health insurance benefits. The Governor's recommendation includes \$25,410,206 from the State General Fund, \$1,902,959 from the hospital's fee fund, \$1,265,832 from the Title XIX fund, and \$68,400 from federal Chapter I funds.

House Subcommittee Recommendations

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

1. The Subcommittee concurs with Governor's Budget Amendment No. 1, which adds \$348,072 to the recommendation for salaries and wages to

correct an error in the calculation of fringe benefits. Of that amount, \$309,478 is from the State General Fund, \$23,177 is from the Larned State Hospital Fee Fund, and \$15,417 is from the federal Title XIX Fund.

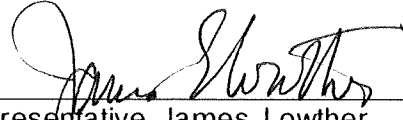
2. The Subcommittee recommends the addition of 5.5 FTE RN III positions, 4.8 FTE Mental Health Aide positions, and \$138,472 to support the positions for the final six months of FY 1990. Of that amount, \$129,277 is from the State General Fund and \$9,195 is from the Larned State Hospital Fee Fund. The Subcommittee recommends these positions to address a staffing shortfall which the hospital states will occur with the move of the current Adult Psychosocial Rehabilitation Units from Rush and Pinel Buildings, which have a combined rated bed capacity of 83 beds, to the new Adult Treatment Facility, which will have a rated bed capacity of 90. In addition to the increased bed capacity, a second reason for increased staffing is that currently there are two Adult Psychosocial Rehabilitation Units, while there will be three units in the new facility. The Subcommittee has been informed that HCFA and JCAHO surveyors study staffing levels on each unit and also look at the time it takes nursing personnel to respond if a nurse is covering more than one unit. Given the increase in bed capacity and the increased number of wards, the Subcommittee feels that these additional positions are warranted.
3. The Subcommittee acknowledges that the hospital requested 72 additional direct care positions both because of the hospital's concerns regarding certification and because of the seriousness of the psychiatric and behavioral problems of the patients at Larned State Hospital. The Subcommittee shares the hospital's concerns in these areas, but declines to make a recommendation regarding the hospital's request for additional direct care staffing pending the final results of an SRS study of systemwide nursing needs at the state mental health hospitals. The Subcommittee has inquired and has been informed that, at the present time, there are no final recommendations as a result of this study.

The Subcommittee notes that the majority of direct care positions requested would be assigned to those areas of the hospital which are not currently certified. The Subcommittee is aware that there is concern that JCAHO and HCFA could find that two levels of treatment are being provided because of the different staffing levels and could take issue with the situation. The Subcommittee is also aware that quality of treatment remains a concern and that certification is not the sole issue to be considered. However, the Subcommittee has been informed by hospital officials that the cost of the additional direct care personnel would be \$1,625,098 and that certification of the noncertified wards would generate approximately \$1,270,380 in additional federal funds.

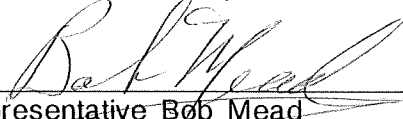
4. The Subcommittee recommends that the Department of Social and Rehabilitation Services fund an Alcoholism Unit Director (\$25,332) for the Youth Center at Larned. The Governor recommended this position for the state's other youth centers, but not for the Youth Center at Larned. The Subcommittee was informed that Alcohol and Drug Services (ADAS) will receive an increase in federal block grant funds in FY 1990 for alcohol and drug programs, a part of which could potentially be used for the Youth Centers. The Subcommittee recommends that this position and

the required funding be placed in the Larned State Hospital budget rather than in the SRS budget.

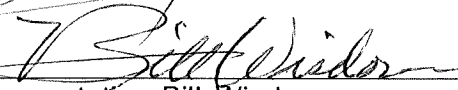
5. The Subcommittee notes that, with the implementation of Phase III, the two range salary differential for staff of the Special Security Program was eliminated. The Subcommittee believes that the nature of the patients in this program and the conditions present may warrant a salary differential. The Subcommittee recommends that the Division of Personnel Services study this issue in its continuing Job Rate and Classification Study.
6. Add \$39,503 as a technical adjustment to restore the amounts requested for food, drugs, pharmaceutical supplies, and other commodities for the hospital's Substance Abuse Program. Although the Governor's recommendation includes the continued operation of the Substance Abuse Program, funding for these items was omitted from the Governor's recommendation.
7. Add \$22,215 for communications expenditures in FY 1990. The hospital included an estimate of \$70,000 for a telephone system for the new Adult Treatment Facility. The hospital has learned that the low bid for the telephone system is \$67,338, while the high bid is \$82,379. Addition of \$22,215 would restore the hospital to its original request.
8. The Subcommittee notes the hospital's concern that the education contract is underfunded. The Subcommittee has compared the estimated categorical aid rate used by the hospital in preparing its budget with a more recent estimate of the categorical aid rate for FY 1990. It appears to the Subcommittee that the additional funding provided by the increased categorical aid rate will be sufficient to fund the hospital's education contract in FY 1990. However, the Subcommittee cautions that, if the categorical aid rate is increased, the hospital's concerns about underfunding should be taken into account before any funding reduction is made.
9. The Subcommittee concurs with the decision of the Joint Committee on State Building Construction not to fund any projects below systemwide priority 18 in fiscal year 1990. The four razing projects recommended by the Governor in FY 1990 are systemwide priority 20 and would not be funded in FY 1990. The Subcommittee recommends that the hospital's request for an infectious waste incinerator at a cost of \$35,000 be given further consideration by the Joint Committee on State Building Construction. The Subcommittee notes that disposal of infectious waste is a safety issue and presents a potential certification issue.
10. The Subcommittee recommends an average daily census of 15 patients in the Adult Admissions unit. The Governor did not recommend an average daily census for this unit.



Representative James Lowther
Subcommittee Chairperson



Representative Bob Mead



Representative Bill Wisdom

410-90

SUBCOMMITTEE REPORT

Agency: Topeka State Hospital Bill No. 2063 Bill Sec. 29
 Analyst: Porter Analysis Pg. No. 595 Budget Pg. No. 578

<u>Expenditure Summary</u>	<u>Agency Req. FY 89</u>	<u>Governor's Rec. FY 89</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 20,117,621	\$ 20,627,999	\$ (156,060)
Capital Improvements	22,637	22,637	--
TOTAL	\$ 20,140,258	\$ 20,650,636	\$ (156,060)
State General Fund:			
State Operations	\$ 15,241,898	\$ 18,015,222	\$ (166,060)
Capital Improvements	0	0	--
TOTAL	\$ 15,241,898	\$ 18,015,222	\$ (166,060)
FTE Positions	687.5	687.5	--
Average Daily Census	380	326	39

Agency Estimate/Governor's Recommendation

FY 1989. Topeka State Hospital requests an FY 1989 operating budget of \$20,117,621, the amount approved by the 1988 Legislature. The agency requests funding for 687.5 FTE positions. Funding includes \$15,241,898 from the State General Fund, \$3,037,391 from the hospital's fee fund, \$1,754,812 from Title XIX, and \$83,520 from federal Chapter I funds.

The Governor recommends an FY 1989 budget of \$20,627,999, an increase of \$510,378 over the FY 1989 estimate. The increase is reflected in capital outlay (\$52,000) and in salaries and wages (\$458,378), including \$467,473 (with fringe benefits) for the implementation of Phase III of the Job Rate and Classification Study. The recommendation also includes adjustments to employee health insurance and an increase in turnover savings from the agency's FY 1989 estimate. The Governor's recommendation includes funding of \$18,015,222 from the State General Fund, an increase of \$2,773,324 over the FY 1989 estimate; \$1,966,649 from the hospital's fee fund, a reduction of \$1,070,742 from the FY 1989 estimate; \$562,608 from the Title XIX fund, as estimated; and \$83,520 from federal Chapter I funds, as estimated. The recommendation includes a State General Fund supplemental appropriation of \$2,773,324.

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendations of the Governor, with the following adjustment:

1. The Subcommittee recommends that the Chapter I expenditure limitation be raised by \$10,000 to an expenditure limitation of \$93,520. The Subcommittee has been informed that this funding is available and will lapse if it is not utilized by one of the state hospital schools. The


NA
3-1-89
Attachment 4

hospital proposes to use the additional funding to buy equipment for the school.

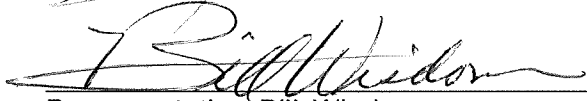
2. The Subcommittee is aware that the Governor's recommendation overstates funding for salaries and wages by \$100,000. After a careful examination of FY 1989 year-to-date expenditures, the Subcommittee concludes that the overfunding is offset by more than that amount in unbudgeted salary and wage expenses. The hospital paid approximately \$30,000 for a single retirement and experienced an unbudgeted cost of approximately \$50,000 because it began to pay its registered nurses at Step C of the applicable pay range in order to compete with other local employers. Since the retirement of the person serving in the dual capacity of superintendent and clinical director, the hospital has been paying for both a superintendent and clinical director. The superintendent position represents an additional cost of over \$23,000 to the hospital. The Subcommittee recommends no adjustment to salaries and wages as a result of this technical error.
3. After examining year-to-date expenditures, it appears to the Subcommittee that the hospital will have total budget savings of \$166,060 in FY 1989. The Subcommittee recommends that this amount be reappropriated.
4. The Subcommittee recommends an average daily census of 39 for the Comprehensive Screening Unit in FY 1989. Although the Governor recommends the transfer of the Screening Unit to the authority of the Commissioner of Youth Services in FY 1990, the unit remains a part of Topeka State Hospital in FY 1989.



Representative James Lowther



Representative Bob Mead



Representative Bill Wisdom

SUBCOMMITTEE REPORT

Agency: Topeka State Hospital Bill No. 2028 Bill Sec. 2
 Analyst: Porter Analysis Pg. No. 595 Budget Pg. No. 578

<u>Expenditure Summary</u>	<u>Agency Req. FY 90</u>	<u>Governor's Rec. FY 90</u>	<u>Subcommittee Adjustments</u>
All Funds:			
State Operations	\$ 22,198,700	\$ 21,338,240	\$ 398,567
Capital Improvements	983,300	438,600	--
TOTAL	<u>\$ 23,182,000</u>	<u>\$ 21,776,840</u>	<u>\$ 398,567</u>
State General Fund:			
State Operations	\$ 13,794,024	\$ 12,297,202	\$ 230,730
Capital Improvements	0	0	--
TOTAL	<u>\$ 13,794,024</u>	<u>\$ 12,297,202</u>	<u>\$ 230,730</u>
FTE Positions	727.5	644.3	8.4
Average Daily Census	380	323	--

Agency Estimate/Governor's Recommendation

FY 1990. The FY 1990 operating budget request for Topeka State Hospital is \$22,198,700, an increase of 10.3 percent over the FY 1989 estimated operating budget. The request provides for 727.5 positions. The FY 1990 budget request presumes that the hospital will be certified for the entire fiscal year. Of the increase, 59.6 percent is for salaries and wages, including new positions, 21 percent is for capital outlay, 4.6 percent is for the education contract, 4.8 percent is for the Menninger contract, and 10 percent is for other items. The budget request includes 40 new positions, including 11 Licensed Mental Health Technician Is, 5 Psychologist IIs, 4 Social Worker Is, 2 Patrol Officers, 3 Activity Therapy Aide IIs, and a variety of other positions.

The Governor recommends an FY 1990 operating budget of \$21,338,240, a decrease of \$860,460 from the FY 1990 request of \$22,198,700. The recommendation is an increase of \$710,241, or 3.4 percent, over the Governor's FY 1989 recommendation. The FY 1990 recommendation includes the transfer of the Comprehensive Screening Unit and its financing to the authority of the Commissioner of Youth Services. (The Screening Unit's FY 1989 recommended budget is \$1,272,229, including 52.7 positions.) The Governor's recommendation includes funding for the implementation of Phase III (\$959,432, including fringe benefits), a 4 percent increase for classified employees (\$529,737, including fringe benefits), and a 5.8 percent merit pool for unclassified employees (\$88,757, including fringe benefits). The Governor recommends the addition of 9.5 FTE positions, including four Licensed Mental Health Technicians (LMHTs), two Social Workers, a .5 Physician, a Research Analyst II, a Custodial Worker, and a Social Services Administrator I. The Governor's funding recommendation includes expenditures of \$12,297,202 from the State General Fund, a decrease of \$1,496,822 from the FY 1990 request; \$3,384,488 from the Title XIX fund, an increase of \$181,271 from the FY 1990 request; \$5,561,030 from the hospital's fee fund, an increase of \$455,091 over the FY 1990 request; and federal Chapter I funds of \$95,520, as requested.

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendations of the Governor with the following adjustments:

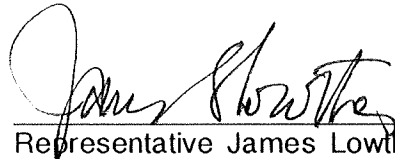
1. The Subcommittee concurs with Governor's Budget Amendment No. 1, which decreases the FTE position limitation by 1.5 to a total FTE limitation of 644.3, the correction limitation.
2. The Subcommittee notes the extensive efforts toward recertification made by the hospital administration and staff. A Medical Records Committee was reorganized to review and revise medical records policies, procedures, and format. Intensive inservice training was conducted for all Topeka State Hospital multidisciplinary treatment teams. Training included a video tape, inservice training session, weekly visits by the Patient Care Monitoring Committee, and rewriting treatment plans for all resident patients. The Patient Care Monitoring Committee initiated a publication to remind clinical staff of medical records documentation issues. The number of therapeutic groups offered by professional staff was increased and procedures regarding recording of active treatment were reviewed, revised, and re-emphasized. The Nursing Department introduced a nursing assessment format, weekly progress note format, and patient assessment form. The Nursing Department also developed a standard of care manual and distributed it to each treatment unit. The hospital established and filled one additional psychiatrist position. Through reclassification and reassignment, the hospital has increased its RN FTE positions from 81 in November, 1988 to a total of 86 positions. Of that total, 5.3 positions are currently unfilled. Quality assurance monitoring has also been initiated.

Topeka State Hospital has invited HCFA surveyors to return to the hospital on March 20, 1989 or as soon as thereafter as is possible for a reasonable assurance survey. If the results of the reasonable assurance survey are favorable, HCFA surveyors will return in 30 days for a full survey.

3. The Subcommittee recommends that addition of 8.4 FTE positions in FY 1990 and funding of \$398,567 to support the positions. Of that amount, \$230,730 is from the State General Fund, \$104,345 is from the fee fund, and \$63,492 is from the Title XIX fund. Subsequent to its budget request submission and the Governor's recommendations, the hospital reconsidered its staffing needs. The hospital requested, and the Subcommittee recommends, that the hospital retain 5.5 of the 9.5 positions recommended by the Governor (.5 FTE Physician, 1 Research Analyst II, 1 Custodial Worker, 1 Social Service Administrator I, and 2 Social Workers I). The hospital requested, and the Subcommittee recommends, that the 4 LMHT positions recommended by the Governor be deleted. In addition, the Subcommittee recommends the following positions requested by the hospital: 6 RNS III, .6 RN IV, 1 Physician, 1 Office Assistant III, 3 Psychologists, and a .8 Social Service Administrator. These positions are currently a part of the Comprehensive Screening Unit.

The Subcommittee worked extensively with the hospital in an effort to reduce the FY 1990 cost of these positions. The cost include delayed hiring and an increased rate of turnover for the nursing positions. The Subcommittee notes that both HCFA and JCAHO surveyors are expected in the spring of 1989. Although these positions will not be in place in time for the surveys, the Subcommittee was informed that, to some extent, surveyors will consider the hospital's plans for these positions. The Subcommittee believes that these positions are necessary to place the hospital in good standing for future surveys. The Subcommittee shares the confidence of hospital officials that the hospital will be recertified. The Subcommittee has been informed that, as a result of recertification, \$3,723,523 of additional funding will be generated in FY 1990.

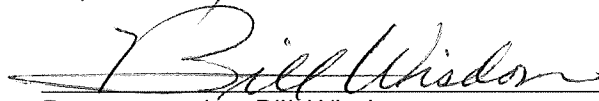
4. The Subcommittee notes the hospital's concern that the education contract is underfunded. The Subcommittee has compared the estimated categorical aid rate used by the hospital in preparing its budget with a more recent estimate of the categorical aid rate for FY 1990. It appears to the Subcommittee that the additional funding provided by the increased categorical aid rate will be sufficient to fund the hospital's education contract in FY 1990. However, the Subcommittee cautions that, if the categorical aid rate is increased, the hospital's concerns about underfunding should be taken into account before any funding reduction is made.



Representative James Lowther
Subcommittee Chairperson



Representative Bob Mead



Representative Bill Wisdom

HOUSE BILL No. 2279

3/1/89

By Committee on Appropriations

2-8

15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44

AN ACT establishing the nursing student scholarship program; authorizing the awarding of scholarships and establishing eligibility, terms, conditions and requirements therefor; providing for administration of the act; establishing the nursing student scholarship program fund; establishing the nursing scholarship review committee and providing the duties and functions thereof.

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

Section 1. This act shall be known and may be cited as the nursing student scholarship program.

Sec. 2. As used in this act:

(a) "Committee" means the nursing scholarship review committee established under section 9 and amendments thereto.

(b) "Executive officer" means the executive officer of the state board of regents appointed under K.S.A. 74-3203 and amendments thereto.

(c) "Rural area" means any county in this state which has a population of not more than 20,000 people at the time of application

(d) "School of nursing" means a school within the state of Kansas which is approved by the state board of nursing to grant a diploma, associate degree or baccalaureate degree in professional nursing or practical nursing.

(e) "Sponsor" means any adult care home licensed under the adult care home licensure act, any medical care facility licensed under K.S.A. 65-425 *et seq.* and amendments thereto, and any state agency which employs licensed practical nurses or licensed professional nurses. , any psychiatric hospital licensed under K.S.A. 75-3307b and amendments thereto

Sec. 3. (a) There is hereby established the nursing student scholarship program. A scholarship may be awarded under the nursing student scholarship program to any qualified nursing student enrolled

Attachment 5
3-1-89
HA

45 in or admitted to a school of nursing in a course of instruction leading
 46 to licensure as a licensed professional nurse or licensed practical
 47 nurse. The number of scholarships awarded under the nursing stu-
 48 dent scholarship program in any year shall not exceed 250. Of this
 49 number, 100 scholarships shall be awarded to nursing students whose
 50 sponsors are located in rural areas and who are enrolled in a course
 51 of instruction leading to licensure as a registered professional nurse,
 52 50 scholarships shall be awarded for nursing students enrolled in or
 53 admitted to a school of nursing operated by a community college or
 54 area vocational school in a course of instruction leading to licensure
 55 as a licensed practical nurse and the remaining 100 scholarships shall
 56 be awarded to any nursing students who have a sponsor and who
 57 are enrolled in a course of instruction leading to licensure as a
 58 registered professional nurse. The determination of the individuals
 59 qualified for such scholarships shall be made by the executive officer
 60 after seeking advice from the committee.

, area vocational-technical school

Within each scholarship category prescribed by this subsection, scholarships shall be awarded on a priority basis to qualified applicants who have the greatest financial need for such scholarships. To the extent practicable and consistent with the other provisions of this section, consideration shall be given to minority applicants.

61 (b) Scholarships awarded under the nursing student scholarship
 62 program shall be awarded for the length of the course of instruction
 63 leading to licensure as a licensed professional nurse or licensure as
 64 a licensed practical nurse in which the student is enrolled in or
 65 admitted to unless otherwise terminated before such period of time.
 66 Such scholarships shall provide to the nursing student receiving the
 67 scholarship the payment of tuition, room and board in an amount
 68 to not exceed the total of \$3,500 annually. The amount of each
 69 scholarship shall be established annually by the executive officer and
 70 shall be financed equally by the sponsor of the nursing student and
 71 by the state of Kansas.

fees, books,

72 Sec. 4. (a) An applicant for a scholarship under the nursing stu-
 73 dent scholarship program shall provide to the executive officer, on
 74 forms supplied by the executive officer, the following information:

- 75 (1) The name and address of the applicant;
- 76 (2) the name and address of the school of nursing which the
 77 applicant is enrolled in or to which the applicant has been admitted;
- 78 (3) the name and address of the sponsor of the applicant and a
 79 verified copy of the agreement entered into by the applicant and
 80 the sponsor in accordance with the provisions of this act; and
- 81 (4) any additional information which may be required by the

5-2

82 executive officer.

83 (b) As a condition to awarding a scholarship under this act, the
84 executive officer and the applicant for a scholarship shall enter into
85 an agreement which shall require that the scholarship recipient:

86 (1) Complete the required course of instruction and attain licen-
87 sure with the Kansas state board of nursing as a licensed professional
88 nurse or a licensed practical nurse;

89 (2) engage in the full-time practice of nursing in the employment
90 of the sponsor in accordance with the agreement entered into by
91 the scholarship recipient and the sponsor and comply with such other
92 terms and conditions as may be specified by such agreement;

93 (3) commence the full-time practice of nursing within six months
94 after registration in accordance with the agreement entered into by
95 the scholarship recipient and the sponsor and continue such full-
96 time practice for the total amount of time required under the
97 agreement;

98 (4) maintain records and make reports to the executive officer as
99 may be required by the executive officer to document the satisfaction
100 of the obligations under this act and under agreements entered into
101 with the sponsor; and

102 (5) upon failure to satisfy an agreement to engage in the full-
103 time practice of nursing for the required period of time under any
104 such agreement, repay to the state and to the sponsor amounts as
105 provided in section 5 and amendments thereto.

106 (c) Upon the awarding of a scholarship under the nursing student
107 scholarship program, the sponsor shall pay to the executive officer
108 50% of the amount of such scholarship. Each such amount shall be
109 deposited in the nursing student scholarship program fund in ac-
110 cordance with section 8 and amendments thereto.

111 Sec. 5. Except as provided in section 6 and amendments thereto,
112 upon the failure of any person to satisfy the obligation under any
113 agreement entered into pursuant to the nursing student scholarship
114 program, such person shall pay to the executive officer an amount
115 equal to 50% of the total amount of money received by such person
116 pursuant to such agreement plus annual interest at a rate of 15%
117 and shall pay to the sponsor an amount equal to 50% of the total
118 amount of money received by such person pursuant to such agree-

5-3

119 ment plus annual interest at a rate of 15%. Installment payments of
 120 any such amounts may be made in accordance with the provisions
 121 of agreements entered into by the scholarship recipient and the
 122 sponsor or if no such provisions exist in such agreements, in ac-
 123 cordance with rules and regulations of the ~~executive officer~~, except
 124 that such installment payments shall commence six months after the
 125 date of the action or circumstances that cause the failure of the
 126 person to satisfy the obligations of such agreements, as determined
 127 by the executive officer based upon the circumstances of each in-
 128 dividual case. Amounts paid under this section to the executive
 129 officer shall be deposited in the nursing student scholarship program
 130 fund in accordance with section 8 and amendments thereto.

131 Sec. 6. (a) Except as otherwise specified in the agreement with
 132 the sponsor, an obligation under any agreement entered into under
 133 the nursing student scholarship program shall be postponed: (1) Dur-
 134 ing any required period of active military service; (2) during any
 135 period of service as a part of volunteers in service to America
 136 (VISTA); (3) during any period of service in the peace corps; (4)
 137 during any period of service commitment to the United States public
 138 health service; (5) during any period of religious missionary work
 139 conducted by an organization exempt from tax under subsection (c)
 140 of section 501 of the internal revenue code of 1986 as in effect on
 141 January 1, 1989; ~~or~~ (6) during any period of temporary medical
 142 disability during which the person obligated is unable because of
 143 such medical disability to practice professional nursing. Except for
 144 clause (6) of this subsection (a), an obligation under any agreement
 145 entered into under the nursing student scholarship program shall
 146 not be postponed more than five years from the time the obligation
 147 was to have been commenced under any such agreement. An ob-
 148 ligation under any agreement under the nursing student scholarship
 149 program shall be postponed under clause (6) of this subsection (a)
 150 during the period of time the medical disability exists.

151 (b) An obligation under any agreement under the nursing student
 152 scholarship program shall be satisfied: (1) If the obligation in ac-
 153 cordance with an agreement under the nursing student scholarship
 154 program has been completed; (2) if the person obligated dies; (3) if
 155 because of permanent physical disability, the person obligated is

state board of regents

; or (7) during any period of time the person obligated is enrolled and actively engaged on a full-time basis in a course of study leading to a degree in the field of nursing which is higher than that attained formerly by the person obligated

156 unable to satisfy the obligation; (4) if the person obligated fails to
 157 satisfy the requirements for graduation from the school of nursing
 158 after making the best effort possible to do so; or (5) if the person
 159 obligated fails to satisfy all requirements for a permanent license to
 160 practice nursing in Kansas or has been denied a license after applying
 161 for a license and making the best effort possible to obtain such
 162 license.

state board of regents

163 Sec. 7. The ~~executive officer~~, after consultation with the com-
 164 mittee, may adopt rules and regulations establishing minimum terms,
 165 conditions and obligations which shall be incorporated into the pro-
 166 visions of any agreement entered into between a sponsor and the
 167 recipient of a scholarship under the nursing student scholarship pro-
 168 gram. The terms, conditions and obligations shall be consistent with
 169 the provisions of law relating to the nursing student scholarship
 170 program. The terms, conditions and obligations so established shall
 171 include, but not be limited to, the terms of eligibility for financial
 172 assistance under the nursing student scholarship program, the
 173 amount of financial assistance to be offered, the length of employment
 174 with the sponsor required as a condition to the receipt of such
 175 financial assistance, the circumstances under which such employment
 176 obligation may be discharged or forgiven, the amount of money
 177 required to be repaid because of failure to satisfy the obligations
 178 under an agreement and the method of repayment and such other
 179 additional provisions as may be necessary to carry out the provisions
 180 of the nursing student scholarship program. The ~~executive officer~~
 181 ~~may adopt such other rules and regulations~~, after consultation with
 182 the committee, as may be necessary to administer the nursing stu-
 183 dent scholarship program.

state board of regents

shall adopt rules and regulations establishin
 criteria for evaluating the financial need of
 applicants for scholarships and may adopt such
 other rules and regulations

184 Sec. 8. There is hereby created in the state treasury the nursing
 185 student scholarship program fund. The executive officer shall remit
 186 all moneys received under the nursing student scholarship program
 187 to the state treasurer at least monthly. Upon receipt of each such
 188 remittance the state treasurer shall deposit the entire amount thereof
 189 in the state treasury, and such amount shall be credited to the
 190 nursing student scholarship program fund. All expenditures from the
 191 nursing student scholarship program fund shall be for scholarships
 192 awarded under the nursing student scholarship program and shall

5-5

193 be made in accordance with appropriation acts upon warrants of the
194 director of accounts and reports issued pursuant to vouchers ap-
195 proved by the executive officer or by a person designated by the
196 executive officer.

197 Sec. 9. (a) There is hereby created the nursing scholarship re-
198 view committee which shall consist of the ~~executive vice-chancellor~~
199 ~~of the university of Kansas medical center and the~~ following members
200 appointed by the governor: One member representing Kansas hos-
201 pitals; one member representing Kansas adult care homes; one mem-
202 ber representing Kansas registered nurses; and the chief executive
203 officer of a college or university under the ~~jurisdiction and~~ control
204 of the state board of regents which college or university has a school
205 of nursing.

one member representing nursing education
programs other than at a college or university
under the control and supervision of the stat
board of regents;

and supervision

206 (b) The members of the nursing scholarship review committee
207 appointed by the governor shall be appointed for three-year terms
208 and until their successors are appointed and qualified. Upon the
209 vacancy of a position on the committee appointed by the governor,
210 the governor shall appoint a person of like qualifications to fill such
211 position. If a vacancy occurs prior to the expiration of a term, the
212 governor shall appoint a person of like qualifications to fill such
213 position for the unexpired term.

214 (c) The nursing scholarship review committee shall elect annually
215 from among its members a chairperson. The committee shall meet
216 on the call of the chairperson or upon the request of a majority of
217 the members of the committee. A majority of the members of the
218 committee shall constitute a quorum.

219 (d) The nursing scholarship review committee shall provide ov-
220 ersight of the nursing student scholarship program and shall be
221 advisory to the executive officer in the administration of such pro-
222 gram. The committee shall exercise such other powers and duties
223 as may be specified by law.

and the state board of regents

224 (e) The executive officer and other office staff of the state board
225 of regents shall provide staff assistance to the nursing scholarship
226 review committee.

227 (f) The members of the nursing scholarship review committee
228 who are not state officers or employees and who are attending meet-
229 ings of such committee, or attending a subcommittee meeting thereof

5-6

230 authorized by such committee, shall be paid amounts provided in
231 subsection (e) of K.S.A. 75-3223 and amendments thereto. Amounts
232 paid under this subsection (f) shall be from appropriations to the
233 state board of regents upon warrants of the director of accounts and
234 reports issued pursuant to vouchers approved by the executive officer
235 or a person designated by the executive officer.

236 Sec. 10. This act shall take effect and be in force from and after
237 its publication in the statute book.

6-9