

Approved: 4-28-92
Date

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS.

The meeting was called to order by Chairperson George Teagarden at 1:40 p.m. on March 18, 1992 in room 514-S of the Capitol.

All members were present except: All present.

Committee staff present: Ellen Piekalkiewicz, Legislative Research Department
Debra Duncan, Legislative Research Department
Jim Wilson, Revisor of Statutes
Sue Krische, Administrative Aide
Rose Baker, Committee Secretary

Conferees appearing before the committee:

Gary Stotts, Secretary of Corrections
Tom Becher, State Comptroller
Bob Wunch, Legislative Liaison, KUMC
Hugh L. Thompson, President of WU

SB 616 - Consolidating correctional institutions and changing names.

Gary Stotts, Secretary of Corrections, appeared before the committee and presented testimony in support of SB 616 (Attachment 1). Secretary Stotts indicated that this bill provided that the Secretary may consolidate the administration and operations of any correctional facility. El Dorado Correctional Work Facility would be consolidated with the El Dorado Correctional Facility. The consolidations were intended to increase efficiency in operations and result in better management.

SB 584 - WU, when budget estimate submitted, school of applied studies name change.

Hugh L. Thompson, President of Washburn University, presented testimony in favor of SB 584 (Attachment 2). Dr. Thompson stated that section 1 of this bill provides technical adjustments to Washburn's relationship to the state and to its internal operations. This bill requests that Washburn submit its budget at the time prescribed for submission of budget estimates and requests by the state educational institutions. Section 2 of this bill would allow the University to change the name of its School of Applied and Continuing Education to the School of Applied Studies. Dr. Thompson stated that the University can provide a more effective delivery of these services under the direct control of the VP for Academic Affairs. There would be no fiscal impact for either of these changes.

HB 3084 - Increase in national guard pay.

Tom Becher, State Comptroller, presented testimony in support of HB 3084 (Attachment 3). Mr. Becher explained that this bill would authorize a minimum pay of \$48 per daily rate for state emergency active duty called by the governor.

HB 3173 - Relating to certain claims against the state; concerning the hospital of KUMC.

Roberts S. Wunch, Legislative Liaison, KUMC, presented testimony in support of HB 3173 (Attachment 4). Mr. Wunch stated that this bill would allow the Medical Center an opportunity to pay or settle certain claims, absent an admission of negligence.

HB 3174 - Concerning KUMC; relating to the hospital revenue fund; concerning the interest.

Robert S. Wunch, Legislative Liaison, KUMC, provided the committee with testimony in favor of HB 3174 (Attachment 5). In answer to a question, Mr. Wunch stated that this bill would result in approximately \$100,000 being shifted from the State General Fund to the Hospital Revenue Fund.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS, room 514-S Statehouse, at 1:40 p.m. on March 18, 1992.

HB 2597 - KP&F, prior service credit for certain agents of the KBI. Representative Chronister moved that HB 2597, as amended, be recommended favorably for passage. Seconded by Representative Wisdom. Staff explained that for regular KPERS, the employee contributes 4% of their gross compensation where employees of police and fire contribute 7% of their gross compensation. A substitute motion was made by Representative Heinemann to pay back the differential between employees in regular KPERS or KP&F. Seconded by Representative Gatlin. Substitute motion was withdrawn. Original motion was carried.

HB 2752 - KPERS, assignment of lump-sum death benefit. Representative Blumenthal moved to pass HB 2752 adversely. Seconded by Representative Hochhauser. Motion failed. Representative Vancrum moved that HB 2752, as amended, be recommended favorably for passage. Seconded by Representative Wisdom. Motion carried.

HB 2773 - Certain agencies on aging, mental health centers and mental retardation and disability facilities as eligible employees of KPERS. Representative Heinemann provided the committee with a handout (Attachment 6) and explained the recommended amendments. The amendment is in section 13, line 40. Representative Heinemann moved to amend HB 2773. Seconded by Representative Chronister. Motion carried. Representative Heinemann moved that HB 2773, as amended, be recommended favorably for passage. Seconded by Representative Chronister. Motion carried.

Sub. HB 2096 - KPERS, 90 point plan for normal retirement. Representative Adam moved that Sub. HB 2096, as amended, be recommended favorably for passage. Seconded by Representative Everhart. Staff explained that this bill provides for a one year window for regular KPERS members, that they may retire at normal retirement benefits. A combination of an individual's age and years of service would equal 90 or above, the individual could retire at full retirement benefits. Motion carried.

SB 526 - Prescribing certain investment practices and standards for KPERS investments. Representative Patrick provided the committee with a handout (Attachment 7) explaining the proposed amendment to SB 526. These amendments are found in section 1 (f) of the bill. Representative Patrick moved adoption of the amendments to SB 526. Seconded by Representative Mead. Motion carried.

Representative Heinemann moved adoption of an amendment to keep the same board of trustees and move the date from June 30, 1993 to July 1, 1993. Seconded by Representative Hochhauser. Motion withdrawn. Representative Patrick moved to add language that makes any KPERS Trustee who knowingly acquires a "substantial interest" in any KPERS investment guilty of a Class A misdemeanor. Representative Mead seconded. Motion carried. Representative Hochhauser moved to amend SB 526 by removing the sections relating to the investment advisory committee. Seconded by Representative Patrick. Motion carried. Representative Dean moved to amend SB 526 by unclassifying 4 positions at KPERS. Seconded by Representative Turnquist. Motion carried. Representative Fuller moved that SB 526, as amended, be recommended favorably for passage. Seconded by Representative Wisdom. Motion carried.

SB 573 - Use of acid-free permanent paper for state publications. Representative Wisdom moved that SB 573 be recommended favorably for passage. Seconded by Representative Dean. Motion carried.

SB 607 - Recovery of medical assistance from estates of deceased recipients of assistance. Staff explained that this bill provides and sets up a claim under the medicaid program for medical assistance against the property of deceased recipient beginning July 1, 1992. Representative Dean moved that SB 607 be recommended favorably for passage. Seconded by Representative Blumenthal. The chairman stated that the Department on Aging recommended an amendment be added to exclude persons with long term care insurance. A substitute motion was made by Representative Chronister to amend SB 607 to exclude persons with long-term care insurance as defined in K.S.A. 40-2227 and the bill be recommended favorably for passage, as amended. Seconded by Representative Wisdom. Substitute motion carried.

Representative Wisdom moved to accept the minutes, as presented, for February 24, 25, 26, and 27, 1992. Seconded by Representative Chronister. Motion carried.

INTRODUCTION OF BILLS

Representative Hochhauser moved introduction of a bill relating to the Kansas veterinary practice act. Seconded by Representative Kline. Motion carried. Representative Chronister moved re-introduction of HB 2985. Seconded by Representative Wisdom. Motion carried. Representative Heinemann moved introduction of a bill relating to loan brokers; concerning powers of the commissioner; providing for certain penalties. Seconded by Representative Pottorff. Motion carried. Representative Wisdom moved introduction of a bill relating to solid waste disposal areas; requiring an election prior to issuance of certain permits. Seconded by Representative Turnquist. Motion carried.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS, room 514-S Statehouse, at 1:40 p.m. on March 18, 1992.

Meeting adjourned at 3:00 p.m. The next scheduled meeting will be March 19, 1992 at 1:30 p.m. in room 514-S.

STATE OF KANSAS



DEPARTMENT OF CORRECTIONS

OFFICE OF THE SECRETARY

Landon State Office Building
900 S.W. Jackson—Suite 400-N
Topeka, Kansas 66612-1284
(913) 296-3317

Joan Finney
Governor

Gary Stotts
Secretary

To: House Appropriations Committee
From: Gary Stotts, Secretary of Corrections
Re: Senate Bill No. 616
Date: March 18, 1992

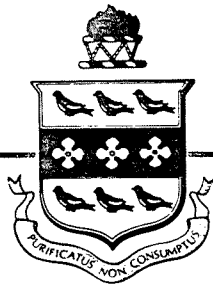
This bill was introduced at the request of the Department of Corrections for the purpose of amending certain statutes to reflect the consolidation of correctional facilities which had been previously made on an administrative basis. Specifically, as introduced, the bill provided that the Osawatomie Correctional Facility would be consolidated with and become a part of the Lansing Correctional Facility and the Toronto and El Dorado Correctional Work Facilities would be consolidated with and become a part of the El Dorado Correctional Facility.

During hearings before the Senate Committee there was an interest expressed to retain references in statute to the Toronto and Osawatomie facilities as well as restore the reference to a correctional facility at Stockton (reference to Stockton as a separate facility had been removed from statutes due through the enactment of legislation in 1990). While retaining these references in statute, the Committee supported the authority of the secretary of corrections to take action to consolidate the administration and operations of any correctional institutions. Language to that effect was inserted in Section 4 of the bill (page 4, lines 29-31).

The consolidations of the Osawatomie, Toronto, and El Dorado facilities with other facilities is part of a management consolidation process which began in 1990 with the consolidation of facilities in Lansing, Topeka, Stockton, and Norton, and continued in 1991 with the consolidation of facilities in Hutchinson and the further consolidation of facilities in Topeka. The consolidations were intended to increase efficiency of operations and result in better management of the facilities.

GS:CES/pa

HA
3-18-92
Attachment 1



WASHBURN UNIVERSITY OF TOPEKA

Topeka, Kansas 66621
Phone 913-295-6300 231-1010

March 18, 1992

Mr. Chairman, Members of the Committee:

It is a pleasure to appear before you today in support of **Senate Bill 584**. This bill provides for two minor, technical adjustments to Washburn's relationship to the state of Kansas and to its internal operations.

Section 1 of the bill relates to those statutes governing the submission of our budgetary request to the Kansas Board of Regents. With the passage of **House Bill 2333** in 1991, the University is to submit its budgetary request to the State Board at the time prescribed for submission of budget estimates and requests by the state educational institutions.

Because of its unique status as a municipal university, Washburn operates on a different budgetary cycle than the state institutions. Information crucial to the development of our budget is typically not available until after the close of the fiscal year on June 30.

We are requesting this amendment to current law to allow the State Board of Regents the flexibility to determine exactly when they wish to receive our budgetary request. If they want us to submit our request at the same time as the state educational institutions, we will be happy to comply. If they want to review our request following the review of the state university budgetary requests, it would also be our pleasure to comply.

There is no fiscal note associated with this request as it merely relates to a more efficient discussion of the University's budgetary requirements. This amendment has been discussed with the staff of the Kansas Board of Regents, and they support its enactment.

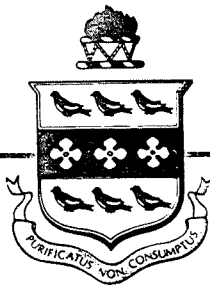
The second section of **Senate Bill 584** would allow the University to change the name of its School of Applied and Continuing Education to the School of Applied Studies.

This requested change reflects an administrative decision to shift the Division of Continuing Education to the direct control of the Vice President for Academic Affairs. The division delivering Continuing Education services to our students cuts across many disciplinary boundaries.

In our judgment, we can provide for a more effective delivery of these services by having this division under the direct control of the Vice President for Academic Affairs rather than administered within one of our schools.

Again, this requested amendment carries no fiscal consequence for the state but will, we hope, allow the University to be more efficient and responsive to the continuing education needs of our citizens. On a 40-0 vote, the Senate passed **Senate Bill 584** on February 20.

Attached to my remarks is a brief memorandum from Mr. Monical providing additional information regarding these requested technical changes. On behalf of the University, I ask your support for **Senate Bill 584**.



WASHBURN UNIVERSITY OF TOPEKA

Topeka, Kansas 66621
Phone 913-295-6300 231-1010

TO: House Appropriations Committee
FROM: David Monical
RE: Senate Bill No. 584
DATE: March 18, 1992

Senate Bill 584 is an act concerning Washburn University relating to its financing and amending K.S.A. 1991 Supp. 72-6503 and 72-6508. It contains two technical amendments designed to improve administrative operations and organization.

Section 1. KSA 1991 Supp. 72-6503

The passage of 1991 House Bill 2333 transferred the administration of Washburn's state funding from the State Board of Education to the State Board of Regents. It provides that Washburn will submit its budget request "in the manner and at the time prescribed by the State Board for submission to it of budget estimates and requests by the state educational institutions."

The state regents institutions typically submit their budgetary estimates and requests to the Kansas Board of Regents in June. The Board then reviews the requests and make its recommendations for each institution in July.

Washburn's unique status as a state affiliated municipal university results in a different budgetary process than that employed by regents institutions. Washburn University would like the Kansas Board of Regents to have greater flexibility over the timing of Washburn's budget request submittal.

The requested amendment would have Washburn's budget request submitted "in the manner and at the time prescribed by the State Board." The change has been discussed with and has the support of the staff of the Kansas Board of Regents.

Section 2. KSA 72-6508

This statute identifies by name the major academic units which the University may operate while receiving state funds. This statute was initially adopted in 1961 when Washburn, the community colleges and then Wichita University began receiving state funding.

The academic units were specified in law to ensure that no other units would be created without an act of the legislature. This statute was amended in 1972 when the School of Business was created. In 1982, it was amended to reflect the establishment of the School of Nursing and in 1983, to change the name of Center for Adult Education to School of Applied and Continuing Education.

Senate Bill 584 would change the name of School of Applied and Continuing Education to School of Applied Studies. This will reflect the internal improvements the University hopes to make by transferring The Division of Continuing Education to the direct supervision of the Vice President for Academic Affairs.

REQUEST:

Washburn University requests support for the passage of Senate Bill 584. This proposal will allow Washburn University to improve its working relationship with the Kansas Board of Regents regarding budgetary process and enable the University to deliver its continuing education programs in a more efficient manner. On February 20, the Senate, on final action, voted 40-0 and passed Senate Bill 584.

PRESENTATION
TO
HOUSE APPROPRIATIONS COMMITTEE

18 March 1992

Chairperson Teagarden and Committee Members:

I am accompanied by the Adjutant General's Special Assistant and the State Command Sergeant Major for the Kansas Army National Guard. In behalf of the Adjutant General and the Kansas National Guard we are testifying in support of House Bill 3084.

Current law, K.S.A. 1988 Supplement to 48-214 authorizes a minimum pay of \$45 for our national guard members when they are called to state emergency active duty by the governor; otherwise members receive the rate of pay as listed in the armed forces pay table. A copy of this table is included with your hand-out.

I should immediately call attention to the fact that due to the emergency nature of life-saving and property protection missions by these willing and dedicated Kansas National Guard Personnel, their daily pay is not calculated based on a hourly wage but on a daily rate. Their duty is 24 hours, and if the need exists Guard Personnel perform duty the full day. Except for leadership, no other distinction is made by grade or duties. This is in contrast to other state duty assignments which are forecasted and usually performed during a normal 8-hour period.

In 1988, when the state law was amended, it established a minimum pay rate which was comparable to other public safety employees serving in an emergency area. It was provided to assist to recoup some of their income loss while serving gallantly away from their full-time civilian employment. Since that time in the 4-year span state employees received costs of living increases of 8.5%. Increasing emergency duty pay to a minimum of \$48 is approximately an increase of 6.6%.

For your information we have prepared a pay listing for the duty performed at Andover for disaster assistance. This listing indicates those personnel that received the minimum pay of \$45. Also compiled are the amounts if the \$48 minimum pay would have been applied. As indicated the differential between the amount paid at the \$45 rate and the amount which would have been paid at \$48 is \$1,293.10.

In closing let me express the Adjutant General's appreciation for your past legislative support. Our men and women serving in your Kansas National Guard are dedicated to serving their State and Nation. I can assure you their service and performance will

HA
3-18-92
Attachment 3

continue with or without a pay increase, however in all fairness they deserve your support, and we ask favorable consideration of this House Bill.

DAILY RATES OF BASIC PAY OF OFFICERS, WARRANT OFFICERS, AND ENLISTED MEMBERS
 (THE MILITARY PAY RAISE BILL - EFFECTIVE 1 JANUARY 1992)
 DAILY RATES OF BASIC ALLOWANCE FOR QUARTERS AND OF BASIC ALLOWANCES FOR SUBSISTENCE

COMMISSIONED OFFICERS

PAY GRADE	BASIC PAY														BAQ	BAQ	BAS
	2 or Less	OVER 2	OVER 3	OVER 4	OVER 6	OVER 8	OVER 10	OVER 12	OVER 14	OVER 16	OVER 18	OVER 20	OVER 22	OVER 26	WO/D	W/D	SUBSIST
O-8	171.72	176.87	181.06			194.55		203.75		212.23	221.45	229.94	235.61		22.98	28.27	4.48
O-7	142.68	152.38			159.22		168.45		176.87	194.55	207.94				22.98	28.27	4.48
O-6	105.76	116.19	123.81						128.01	148.25	155.82	159.22	168.45	182.69	21.08	25.47	4.48
O-5	84.58	99.31	106.18				109.39	115.28	123.01	132.22	139.79	144.03	149.06		20.30	24.54	4.48
O-4	71.29	86.82	92.61		94.33	98.49	105.21	111.12	116.19	121.29	124.64				18.81	21.64	4.48
O-3	66.25	74.08	79.19	87.62	91.81	95.10	100.25	105.21	107.79						15.08	17.91	4.48
O-2	57.77	63.09	75.81	78.35	79.98										11.96	15.29	4.48
O-1	50.16	52.21	63.09												10.07	13.66	4.48

COMMISSIONED OFFICERS CREDITED WITH OVER 4 YEARS ACTIVE DUTY ENLISTED SERVICE

O-3 E				87.62	91.81	95.10	100.25	105.21	109.39						16.28	19.24	4.48
O-2 E				78.35	79.98	82.52	86.82	90.14	92.61						13.84	17.36	4.48
O-1 E				63.09	67.41	69.89	72.42	74.94	78.35						11.90	16.04	4.48

WARRANT OFFICERS

W-4	67.50	72.42		74.08	77.44	80.86	84.25	90.14	94.33	97.64	100.25	103.49	106.95	115.28	16.97	19.14	4.48
W-3	61.35	66.55		67.41	68.19	73.18	77.44	79.98	82.52	84.98	87.62	91.03	94.33	97.64	14.26	17.55	4.48
W-2	53.73	58.13		59.83	63.09	66.55	69.07	71.61	74.08	76.68	79.19	81.69	84.98		12.66	16.14	4.48
W-1	44.76	51.33		55.61	58.13	60.63	63.09	65.70	68.19	70.73	73.18	75.81			10.61	13.96	4.48

ENLISTED MEN

E-9							78.53	80.29	82.11	83.99	85.87	87.54	92.13	101.09	13.94	18.37	
E-8						65.85	67.73	69.52	71.32	73.21	74.89	76.73	81.23	90.28	12.81	16.93	
E-7	45.97	49.63	51.47	53.27	55.08	56.84	58.66	60.49	63.23	65.02	66.83	67.70	72.24	81.23	10.93	15.73	
E-6	39.56	43.11	44.91	46.82	48.57	50.32	52.17	54.86	56.58	58.41	59.30				9.89	14.54	
E-5	34.71	37.78	39.62	41.34	44.06	45.85	47.67	49.42	50.32						9.12	13.07	
E-4	32.37	34.19	36.20	39.00	40.54										7.94	11.37	
E-3	30.50	32.18	33.46	34.78											7.79	10.58	
E-2	29.35														6.34	10.07	
E-1	26.19														5.63	10.07	

STATE ACTIVE DUTY—ANDOVER

NAME AND RANK	NO. OF MANDAYS	PAY RATE	DIFFERENTIAL DIFFERENTIAL	
			AT 45.00	AT 48.00
PFC CARSON	2	\$66.36	\$23.24	\$29.24
PFC ADAMS	3	\$100.14	\$34.86	\$43.86
CPL BROWN, C.	4	\$155.64	\$24.36	\$36.36
SP SIMON	4	\$155.64	\$24.36	\$36.36
SP WEAVER	2	\$77.82	\$12.18	\$18.18
SP CHRISINGHER	3	\$69.48	\$20.52	\$29.52
SP RUTCH	2	\$74.86	\$15.14	\$21.14
SST BAKER	2	\$84.56	\$5.44	\$11.44
SST BERGMAN	2	\$88.00	\$2.00	\$8.00
SP BOONE	1	\$38.91	\$6.09	\$9.09
PFC BRABBER	2	\$58.54	\$31.46	\$37.46
CPL BROWN, B.	2	\$77.82	\$12.18	\$18.18
SP BUSHNELL	2	\$69.48	\$20.52	\$26.52
CP BUTLER	2	\$77.82	\$12.18	\$18.18
SST CHESSHER	2	\$79.34	\$10.66	\$16.66
CPL COOK	2	\$77.82	\$12.18	\$18.18
SP COPLAN	2	\$77.82	\$12.18	\$18.18
SP COOK	2	\$77.82	\$12.18	\$18.18
PFC DARIL	2	\$61.76	\$29.24	\$35.24
SP DUNHAM	2	\$77.82	\$12.18	\$18.18
PVT EBERN	2	\$56.34	\$33.66	\$39.66
SST EATON	2	\$91.50	\$0.00	\$4.50
PVT ECTOR	2	\$56.34	\$33.66	\$39.66
SST GREGORY	2	\$77.82	\$12.18	\$18.18
PFC HEIDMAN	2	\$58.54	\$31.46	\$37.46
PVT HENDERSON	2	\$56.34	\$33.66	\$39.66
SP HENRY	2	\$77.82	\$12.18	\$18.18
PVT JACKSON	2	\$58.54	\$31.46	\$37.46
PFC KING	2	\$66.76	\$23.24	\$29.24
SST LEDUE	2	\$84.56	\$5.44	\$11.44
CPL MADDOX	2	\$74.86	\$15.14	\$21.14
SP MCKINZIE	2	\$74.86	\$15.14	\$21.14
SST MEYER	2	\$88.00	\$2.00	\$8.00
SP MILLEN	2	\$77.82	\$12.18	\$18.18
SST MITCHELL	2	\$84.56	\$5.44	\$11.44
SST MOORE, A.	2	\$79.34	\$10.66	\$16.66
SST MOORE, R.	2	\$84.56	\$5.44	\$11.44
SP OWENS	2	\$77.82	\$12.18	\$18.18
SP PHILLIPS	2	\$65.62	\$24.38	\$30.38
SP RAMSEY	2	\$77.82	\$12.18	\$18.18
SP MICHAEL	2	\$69.48	\$20.60	\$26.60
PFC SCHRULLEN	2	\$58.54	\$31.46	\$37.46
PFC SMITH, J.	2	\$61.76	\$28.24	\$34.24
SP SNEDEKEN	2	\$74.86	\$15.14	\$21.14
SP STOKLEY	2	\$74.86	\$15.14	\$21.14
PFC TANNER	2	\$58.54	\$31.46	\$37.46
SP VINES	2	\$77.82	\$12.18	\$18.18
SST WELTHA	2	\$91.50	\$0.00	\$4.50
PFC WHIPPLE	2	\$61.76	\$28.24	\$34.24
SST WILLIAMS, G.	2	\$91.50	\$0.00	\$4.50

Enclosure

PF WILLIAMS, V.	2	\$58.54	\$31.46	\$37.46
SP WRIGHT	2	\$88.00	\$2.00	\$8.00
SP CLINE	2	\$77.82	\$12.18	\$18.18
SP NELSON	2	\$74.86	\$15.14	\$21.14
SGT BRIGHTWELL	2	\$79.34	\$10.66	\$16.66
PVT BROWN, C.	2	\$50.26	\$39.74	\$45.74
SP BUCKLEY	2	\$77.82	\$12.18	\$18.18
SGT BURNETT	2	\$88.00	\$2.00	\$8.00
SP CARBON	2	\$65.62	\$24.38	\$30.38
SGT BERING	2	\$84.56	\$5.44	\$11.44
SGT GIESE	2	\$88.00	\$2.00	\$8.00
PVT GOMEZ	2	\$56.26	\$33.74	\$39.74
SGT GRAVES	2	\$84.56	\$4.44	\$10.44
PVT HACKNEY	2	\$66.76	\$24.24	\$30.24
SGT HEDRICK	2	\$84.56	\$4.44	\$10.44
CPL HELLMAN	2	\$77.82	\$12.18	\$18.18
SP HOWELL	2	\$77.82	\$12.18	\$18.18
SP SCOTT	2	\$74.86	\$15.14	\$21.14
SP JASO	2	\$74.86	\$15.14	\$21.14
PFC JORDAN	2	\$66.76	\$23.24	\$29.24
SGT KENNEDY	2	\$84.56	\$5.44	\$11.44
SP KLENDI	2	\$77.82	\$12.18	\$18.18
SGT KRAMER	2	\$91.50	\$0.00	\$4.50
PVT LANE	2	\$58.54	\$31.46	\$37.46
PVT LISTER	2	\$50.26	\$39.74	\$45.74
PVT MATTOX	2	\$50.26	\$39.74	\$45.74
PVT MCENDUCE	2	\$50.26	\$39.74	\$45.74
PVT MORRIS	2	\$50.26	\$39.74	\$45.74
SP MOSQUEDO	2	\$77.82	\$12.18	\$18.18
CPL PETERS	2	\$77.82	\$12.18	\$18.17
SP CARSON	2	\$77.82	\$12.18	\$18.18
SP DENNY	2	\$77.82	\$12.18	\$18.18
SP FOSTER	2	\$77.82	\$12.18	\$18.18
SGT CURTIS	2	\$84.56	\$5.44	\$11.44
SP SANCHEZ	2	\$77.82	\$12.18	\$18.18
SGT SCHOFIELD	2	\$79.34	\$10.66	\$16.66
SP SLAVEN	2	\$77.82	\$12.98	\$18.98
PFC STRUBHEN	2	\$66.76	\$23.24	\$29.24
SP THRASHER	2	\$74.86	\$15.14	\$21.14
CPL WILCOXSON	2	\$77.82	\$12.18	\$18.18
SGT WILL	2	\$84.56	\$5.44	\$11.44
SGT WOODY	2	\$84.56	\$5.44	\$11.44
SP SLAVEN	2	\$77.82	\$12.18	\$18.18
PFC ARCE	3	\$87.81	\$47.19	\$56.19
SGT BECKER	2	\$88.00	\$2.00	\$8.00
SP BERRY	3	\$98.43	\$36.57	\$45.57
SGT BROWN, A.	3	\$126.84	\$8.16	\$17.16
SGT CASH	2	\$88.00	\$2.00	\$8.00
SP FISHER	3	\$104.22	\$30.78	\$39.78
SP GARNER	2	\$74.86	\$15.14	\$21.14
CPL GIBSON	3	\$112.29	\$22.71	\$31.71
SP GIDEON	3	\$112.29	\$22.71	\$31.71
SP HAH	3	\$104.22	\$30.78	\$39.78
PVT HIGH	3	\$84.51	\$50.49	\$59.49
SP HUMPHREY	2	\$77.82	\$12.18	\$18.18
CPL KIMMERLY	3	\$112.29	\$22.71	\$31.71

PVT LAGREE	2	\$50.25	\$39.74	\$45.74
CPL LARBE	2	\$77.82	\$12.18	\$18.18
PFC LEIKER	3	\$100.14	\$34.86	\$43.86
PFC LEWIS	2	\$66.76	\$23.24	\$29.24
SP LOVE	3	\$116.73	\$18.27	\$25.27
SGT LUND	2	\$79.34	\$10.66	\$16.66
SGT MCKENNEY	2	\$88.00	\$2.00	\$8.00
CPL MILLER	2	\$77.82	\$12.18	\$18.18
SP MILLIKAN	2	\$74.86	\$15.14	\$21.14
SGT NAIPHON	3	\$119.01	\$15.99	\$24.99
SP BARTON	3	\$116.73	\$18.27	\$27.27
PFC PHELPS	2	\$61.76	\$28.24	\$34.34
SP PIERCE	2	\$62.14	\$27.86	\$33.86
SP REESE	3	\$116.73	\$18.27	\$25.27
PVT ROBBINS	2	\$56.34	\$33.66	\$39.66
PVT RUCTTO	2	\$56.34	\$33.66	\$39.66
CPL ROSENBAUM	2	\$74.86	\$15.14	\$21.14
SGT SMALLEY	3	\$119.01	\$15.99	\$24.99
CPL SPANKS	3	\$98.43	\$36.57	\$45.57
SGT STRUNK	3	\$114.06	\$28.94	\$29.94
PFC WEDMAN	3	\$87.81	\$47.19	\$56.19
PVT BIBSON	3	\$75.39	\$59.61	\$68.61
CPL ADMOND	4	\$149.72	\$38.28	\$42.28
PFC AXTELL	3	\$92.64	\$42.36	\$51.36
SP BARCLAY	2	\$74.86	\$15.14	\$21.24
SP BARNES	2	\$69.48	\$20.52	\$26.52
PVT BULLE	2	\$56.34	\$33.66	\$39.66
PVT BOONE	3	\$84.51	\$50.49	\$59.49
SGT BALNER	1	\$38.02	\$6.98	\$9.98
SP BOYCE	2	\$77.82	\$12.18	\$18.18
SGT COON	2	\$88.00	\$2.00	\$8.00
SGT COX	4	\$155.64	\$24.36	\$36.36
SP DUGGER	3	\$104.22	\$38.78	\$39.78
SP EVANS	3	\$116.73	\$18.27	\$27.27
CPL FLEEMAN	2	\$74.86	\$15.14	\$21.14
PFC GARCIA	3	\$87.81	\$47.19	\$56.19
PFC GEORGE	3	\$87.81	\$47.19	\$56.19
SP GORMAN	3	\$104.22	\$38.78	\$39.78
PFC GUTSCH	4	\$117.08	\$62.92	\$74.92
SP HEINERMAN	3	\$112.29	\$22.71	\$31.71
CPL HOPPER	4	\$149.72	\$38.28	\$42.28
SSG HOFFMAN	3	\$159.83	\$0.00	\$4.17
CPL JONES	2	\$74.86	\$15.14	\$21.14
CPL CHRISTOPHER	3	\$112.29	\$22.71	\$31.71
SP KING	4	\$124.28	\$55.72	\$67.72
SP KLAUS	3	\$93.21	\$41.79	\$50.29
PFC LARNE	3	\$92.64	\$42.36	\$51.36
SP LAKE	4	\$131.24	\$48.76	\$60.76
SP LITTLE	4	\$131.24	\$48.76	\$60.76
SGT MCCLUFLIN	2	\$94.86	\$0.00	\$1.14
SP MCCLURE	3	\$112.29	\$22.71	\$31.71
PVT MCCLITNEY	3	\$84.51	\$50.49	\$59.49
SP CHRISTOPHER	3	\$104.22	\$38.78	\$39.78
SGT MORROW	3	\$108.78	\$26.22	\$35.22
PVT MADEAN	3	\$84.51	\$50.49	\$59.49
PFC NEWMAN	2	\$61.76	\$28.24	\$34.24

CPL NUCE	4	\$133.52	\$46.48	\$58.48
SST GAKLEY	3	\$126.84	\$8.16	\$17.16
SP PAGE	2	\$74.86	\$22.71	\$28.71
SP RAGAN	4	\$155.64	\$24.36	\$36.36
SST ROGERS	3	\$126.84	\$8.16	\$17.16
SP RUSSELL	2	\$69.48	\$28.52	\$26.52
SP SCHROEDER	3	\$104.22	\$28.78	\$29.78
PVT SEABOLT	2	\$58.26	\$39.74	\$45.74
PFC SENHARD	3	\$108.14	\$34.86	\$46.86
SP SEXTON	3	\$104.22	\$28.78	\$29.78
SST SUTTON	4	\$183.88	\$8.88	\$9.88
CPL TALKINGTON	3	\$104.22	\$28.78	\$29.78
PFC THOMAS	3	\$92.64	\$42.36	\$54.36
PVT TAYOR	2	\$56.34	\$33.66	\$39.66
PVT THIELEN	2	\$56.34	\$33.66	\$39.66
PFC VENTLE	4	\$133.52	\$46.48	\$58.48
SST VENTLE	4	\$169.12	\$18.88	\$22.88
SP WINZER, M.	4	\$131.24	\$48.76	\$68.76
SP WINZER, W.	4	\$149.72	\$38.28	\$42.28
SST MAHAN	1	\$44.88	\$1.88	\$4.88
PFC THERMAN	1	\$29.27	\$15.73	\$18.73
SST LINDSEY	1	\$42.28	\$2.72	\$5.72
	448		\$3,936.87	\$5,239.17

TESTIMONY BEFORE THE HOUSE APPROPRIATIONS COMMITTEE

HB 3173

ROBERT S. WUNSCH

March 18, 1992

Thank you, Mr. Chairman. I am Robert Wunsch appearing on behalf of the Kansas University Medical Center as a proponent to House Bill 3173.

The passage of this bill along with the next bill, HB 3174, set for hearing today would further Legislative intent, initiated a few years ago, of allowing the Hospital to operate in a more competitive mode with other Kansas City hospitals. We very much appreciate each opportunity given us to conduct the Hospital in a business-like manner.

K.S.A. 46-922 allows a state agency independently to pay or settle certain claims up to \$500. This bill would allow the Medical Center latitude to pay or settle certain hospital claims up to \$2500. The number of hospital claims over \$500 are not great, but they do take a considerable amount of time for our legal and Hospital staff to adjudicate. Attached is a summary of Hospital claims since Fiscal Year 1989.

When I was before the Committee in January to seek introduction of this bill and other bills, it is my recollection that Representative Dean, from his experience on the Claims Committee, spoke of the difficulty the Hospital has over paying or settling claims which might be appropriately paid or settled if we did not have to admit "negligence," so to speak. This was a very perceptive observation. This bill has thus been drafted in a manner which will allow the Medical Center an opportunity to pay or settle certain claims, absent an admission of negligence.

We would offer, as a suggested amendment, on page one, line 42, after the word "personal" the words "injury or" be added. This would then be consistent with line 26 in subsection (b).

Mr. Chairman, I would be pleased to try to answer any questions.

#

HR
3-18-92
Attachment 4

House Appropriations Committee

House Bill 3173

3/17/92

Summary of Hospital Claims

FY '89	--	19 claims totalling \$5439.92 2 claims over \$500.00 (\$700.00 and \$1800.00)
FY '90	--	15 claims totalling \$3582.93 2 claims over \$500.00 (\$1240.00 and \$1500.00)
FY '91	--	25 claims totalling \$6541.06 4 claims over \$500.00 (\$517; \$579; \$640 and \$1200)
7-1-91/ 12-19-91	--	18 claims totalling \$5490.50 1 over \$500.00 (\$900.00)

Robert S. Wunsch
Legislative Liaison
KU Medical Center

TESTIMONY BEFORE THE HOUSE APPROPRIATIONS COMMITTEE

HB 3174

ROBERT S. WUNSCH

March 18, 1992

Thank you, Mr. Chairman. I am Robert Wunsch appearing on behalf of the Kansas University Medical Center as a proponent to House Bill 3174.

Again, HB 3174 is a bill which would further augment past Legislative intent allowing the Hospital to function as a competitive business as opposed to a state institution with business overtones.

This bill would allow the Hospital the investment income generated by the pooled money investment board from its investment of Hospital Revenue Fund balances. Although as reflected in the Fiscal Note, this bill would not be an immediate boon to our revenue, it could become significant in the future. Certainly, the hospitals that we compete with have the benefit of the income their balances generate.

Once again, we very much appreciate the occasions you have seen fit to give the Medical Center the opportunity to operate competitively within the Kansas City hospital market. This would be another step, in what we feel, is the right direction.

This request is not without precedent. Presently there is statutory authority for the Department of Transportation and the Department of Wildlife and Parks each to receive the revenue from the investment of their balances.

Mr. Chairman, I would be pleased to try to answer any questions.

#

HA
3-18-92
Attachment 5

HOUSE BILL No. 2773

By Representative Reinhardt

1-24

Proposed Amendments to H.B. 2773

9 AN ACT concerning the Kansas public employees retirement system;
10 relating to eligible employers; participating service credit for cer-
11 tain members; amending K.S.A. 1991 Supp. 46-1302 and 74-4902
12 and repealing the existing section sections.
13

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

15 Section 1. K.S.A. 1991 Supp. 74-4902 is hereby amended to read
16 as follows: 74-4902. As used in K.S.A. 74-4901 to 74-4929, inclusive,
17 and amendments thereto, unless the context otherwise requires:

18 (1) "Accumulated contributions" means the sum of all contribu-
19 tions by a member to the system which are credited to the member's
20 account, with interest allowed thereon;

21 (2) "acts" means K.S.A. 74-4901 to 74-4929, inclusive, and
22 amendments thereto;

23 (3) "actuarial equivalent" means an annuity or benefit of equal
24 value to the accumulated contributions, annuity or benefit, when
25 computed upon the basis of the actuarial tables in use by the system;

26 (4) "actuarial tables" means the actuarial tables approved and in
27 use by the board at any given time;

28 (5) "actuary" means the actuary or firm of actuaries employed or
29 retained by the board at any given time;

30 (6) "agent" means the individual designated by each participating
31 employer through whom system transactions and communication are
32 directed;

33 (7) "beneficiary" means any natural person or persons or estate
34 named by a member to receive any benefits as provided for by this
35 act. Designations of beneficiaries by a member who is a member of
36 more than one retirement system made on or after July 1, 1987,
37 shall be the basis of any benefits payable under all systems unless
38 otherwise provided by law. Except as otherwise provided by sub-
39 section (33) of this section, if there is no named beneficiary living
40 at time of member's death, any benefits provided for by this act
41 shall be paid to: (A) The member's surviving spouse; (B) the mem-
42 ber's dependent child or children; (C) the member's dependent par-
43 ent or parents; (D) the member's nondependent child or children;

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Attachment 6

1 in force on the effective date of this act, pursuant to an early re-
 2 tirement incentive program as provided in K.S.A. 72-5395 et seq.
 3 and amendments thereto, shall be included in the amount of com-
 4 pensation of such member used in determining such member's final
 5 average salary and shall not be subject to the 15% limitation provided
 6 in this subsection. Any contributions by such member on the amount
 7 of such increase which exceeds 15% which is not included in com-
 8 pensation shall be returned to the member. Unless otherwise pro-
 9 vided by law, beginning with the employer's fiscal year coinciding
 10 with or following July 1, 1985, compensation shall include any
 11 amounts for tax sheltered annuities or deferred compensation plans.
 12 Beginning with the employer's fiscal year which begins in calendar
 13 year 1991, compensation shall include amounts under sections 403b,
 14 457 and 125 of the federal internal revenue code of 1986 and any
 15 other section of the federal internal revenue code of 1986 which
 16 defers or excludes amounts from inclusion in income;

17 (10) "credited service" means the sum of participating service
 18 and prior service and in no event shall credited service include any
 19 service which is credited under another retirement plan authorized
 20 under any law of this state;

21 (11) "dependent" means a parent or child of a member who is
 22 dependent upon the member for at least 1/2 of such parent or child's
 23 support;

24 (12) "effective date" means the date upon which the system be-
 25 comes effective by operation of law;

26 (13) "eligible employer" means the state of Kansas, and any
 27 county, city, township, special district or any instrumentality of any
 28 one or several of the aforementioned or; any noncommercial public
 29 television or radio station located in this state which receives state
 30 funds allocated by the Kansas public broadcasting commission whose
 31 employees are covered by social security; ~~or any nonprofit area~~
 32 ~~agency on aging, any nonprofit community mental health center and,~~
 33 ~~as provided in K.S.A. 19-4001 et seq. and amendments thereto,~~
 34 ~~any nonprofit community facility for individuals with mental re-~~
 35 ~~tardation, developmental disabilities and physical disabilities~~
 36 for the mentally retarded, as provided in K.S.A. 19-4001 et seq.
 37 and amendments thereto, any nonprofit independent living agency,
 38 as defined in K.S.A. 65-5101 and amendments thereto ~~and~~ any
 39 nonprofit countywide economic development corporation or organ-
 40 ization, *which receives state or local funds or grants to provide the*
 41 *services offered by such organization;* or any community action
 42 agency established by the economic opportunity act of 1964 and
 43 the omnibus budget reconciliation act of 1981. If a class or several

and any nonprofit certified development
 corporation certified by the United States
 small business administration

22

43

6-2

As Amended by House Committee

[As Amended by Senate Committee of the Whole]

As Amended by Senate Committee

Session of 1992

SENATE BILL No. 526

By Committee on Ways and Means

1-24

13 AN ACT concerning the Kansas public employees retirement system;
14 creating a new board of trustees; prescribing certain investment
15 practices and standards; creating a joint committee on pensions,
16 investments and benefits; amending K.S.A. 74-4905, 74-4906, 74-
17 4906, as amended by section 2 of this bill, 74-4907 and 74-4908
18 and K.S.A. 1991 Supp. 46-1118, 74-4909, ~~74-4909~~, as amended
19 by section 5 of this bill, 74-4920 and 74-4921 and repealing the
20 existing sections.

21

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

23 Section 1. On and after July 1, 1993, K.S.A. 74-4905 is hereby
24 amended to read as follows: 74-4905. (a) ~~There shall be a board~~
25 ~~of trustees which On July 1, 1993, the board of trustees of the~~
26 ~~Kansas public employees retirement system, as such board existed~~
27 ~~on June 30, 1993, is hereby abolished. On July 1, 1993, there is~~
28 ~~hereby established a new board of trustees of the Kansas public~~
29 ~~employees retirement system. Such board established on July 1, 1993,~~
30 ~~shall consist of seven nine members appointed by the governor,~~
31 ~~subject to confirmation by the senate as provided in K.S.A. 75-~~
32 ~~4315b. Each member shall serve for a term of four years. If a~~
33 ~~vacaney occurs on the board, the governor shall appoint a per-~~
34 ~~son to fill the vacaney for the remainder of the unexpired term~~
35 ~~in the same manner that appointments for regular terms are~~
36 ~~made, as follows:~~

37 (1) *Six appointed members, four appointed by the governor sub-*
38 *ject to confirmation by the senate as provided in K.S.A. 75-4315b*
39 *and amendments thereto, one appointed by the president of the*
40 *senate and one appointed by the speaker of the house of*
41 *representatives;*

42 (2) *two ~~elected~~ retirement system members elected by the mem-*
43 *bers and retirants of the system as provided in subsection (12) of*

Proposed Amendments to S.B. No. 526

HA
3-18-92
Attachment 7

1 K.S.A. 74-4909 and amendments thereto. For purposes of this sub-
2 section, retirement system means the Kansas public employees re-
3 tirement system, the Kansas police and firemen's retirement system
4 and the retirement system for judges; and

5 (3) the state treasurer.

6 (b) All members of the board as provided in subsection (a)(1)
7 and (a)(2) shall serve four-year terms, except that of the members
8 first appointed by the governor, two shall be appointed for two-
9 year terms and the member appointed by the speaker of the house
10 of representatives shall be appointed for a two-year term. The gov-
11 ernor shall designate the term for which each of the members first
12 appointed shall serve. All members appointed to fill vacancies in the
13 membership of the board and all members appointed to succeed
14 members appointed to membership on the board shall be appointed
15 in like manner as that provided for the original appointment of the
16 member succeeded. All members appointed to fill vacancies of a
17 member of the board appointed by the governor, the president of
18 the senate or the speaker of the house of representatives shall be
19 appointed to fill the unexpired term of such member. All vacancies
20 on the board by a member elected by the members and retirants of
21 the system shall be filled as provided by rules and regulations
22 adopted as provided in subsection (12) of K.S.A. 74-4909 and amend-
23 ments thereto.

24 (b) (c) The board shall elect one of its members as a chair-
25 person of the board at its annual meeting each year the first
26 regular meeting held on or after July 1, 1993, and at each annual
27 meeting thereafter from the members of the board. The chairperson
28 shall preside over meetings of the board and perform such other
29 duties as required by the board.

30 (e) (d) The chairperson shall appoint another board member as
31 vice-chairperson, and the vice-chairperson shall perform the duties
32 of chairperson in the absence of the chairperson or upon the chair-
33 person's inability or refusal to act.

34 (e) The six members appointed pursuant to subsection (a)(1) shall
35 have had at least five years' experience in the field of investment
36 making management or analysis, actuarial analysis or administration
37 of an employee benefit plan.

38 (f) No person shall serve on the board if such person has a direct
39 or indirect financial interest in any non publicly traded investment
40 made with moneys of the fund and any such person who acquires
41 such an interest shall vacate such member's position on the board.

42 (g) No person who serves on the board shall be employed for a
43 period of two years commencing on the date the person no longer

knowingly acquired a
substantial interest in any

. Any
knowingly

and shall be guilty of a class A misdemeanor,

For purposes of this subsection, "substantial interest" means any of the following:

(1) If an individual or an individual's spouse, either individually or collectively, has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5% of any business, whichever is less, the individual has a substantial interest in that business.

(2) If an individual or an individual's spouse, either individually or collectively, has received during the preceding calendar year compensation which is or will be required to be included as taxable income on federal income tax returns of the individual and spouse in an aggregate amount of \$2,000 from any business or combination of businesses, the individual has a substantial interest in that business or combination of businesses.

(3) If an individual or an individual's spouse holds the position of officer, director, associate, partner or proprietor of any business, the individual has a substantial interest in that business, irrespective of the amount of compensation received by the individual or individual's spouse.

(4) If an individual or an individual's spouse receives compensation which is a portion or percentage of each separate fee or commission paid to a business or combination of businesses, the individual has a substantial interest in any client or customer who pays fees or commissions to the business or combination of businesses from which fees or commissions the individual or the individual's spouse, either individually or collectively, received an aggregate of \$2,000 or more in the preceding calendar year.

(5) If an individual or an individual's spouse has received a loan from or received financ from any bank, savings and loan, credit union or any other financial institution in an amount wh. exceeds \$2,000, the individual has a substantial interest in that financial institution.

As used in this subsection, "client or customer" means a business or combination of businesses.

7-2