

**MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS.**

The meeting was called to order by Senator August "Gus" Bogina, Chairperson, at 11:08 a.m. on March 17, 1992 in Room 123-S of the Capitol.

All members were present except:

No one was absent

Conferees appearing before the committee:

Gloria Timmer, Director, Division of the Budget  
Marlin Rein, Associate University Director, KUMC  
Dr. Lynn Sheets, Pediatrician and Director of the Sexual Abuse Program at the University of Kansas Medical Center  
Robert Wunsch, Legislative Liaison, KUMC  
J. David DeBusman, Architectural Services  
Jerry Merryman, Division of Purchases  
Mike Lackey, Kansas Department of Transportation

**SB 712 - Disposition of certain court fees to the law enforcement training center fund.**

Gloria Timmer appeared on behalf of the Governor's office in support of **SB 712** and reviewed Attachment 1. She explained to the Committee that **SB 508**, which passed the Senate, provides \$1,265,000 in FY93 and \$1,380,000 in FY94 for the Law Enforcement Training Center through a new \$4. municipal docket fee, with an additional dollar going back to the local units. In answer to a question, she stated that the chart on Attachment 1-3 did not include the revenue from **SB 508**. She stated that the Governor had not supported **SB 508** because it called for a new fee and because municipalities indicated they did not favor the fee.

Senator Kerr stated that he did not want the project to be put in jeopardy and queried whether the Governor would veto **SB 508**. Ms. Timmer stated that the Governor had not indicated her plans, but had rejected municipal fees when formulating her budget.

Concern was expressed about the number of pending bills which call for an increase in the docket fees. It was requested that staff tabulate the bills that involve docket fees and list what the docket fees are for.

It was noted that a fund had been created within **SB 508** for municipalities that provided their own law enforcement training. After the equity fund was amended into the bill, there was little or no objection to it in Judiciary Committee.

Marlin Rein appeared before the Committee and reviewed Attachment 2. There were no questions.

Senator Hayden expressed his opinion that **SB 712** could be used as a vehicle to provide funding for emergency medical services rather than using state general fund moneys.

The Chairman announced that **SB 712** would be held in Committee awaiting tabulation of the docket fees.

**HB 3038 - KU school of medicine, scholarships, practice requirements, sexual abuse evaluation services.**

Dr. Lynn Sheets appeared before the Committee and reviewed Attachment 3. She explained that there is no board certification in the area of sexual abuse, therefore her 55% FTE service as a Clinical Assistant Professor in the Department of Pediatrics and as the Director of the Sexual Abuse Program does not meet the criteria needed to fulfill the Type I KMS Scholarship. She asked that the Committee forgive the KMS debt in order that she could continue working to expand the sexual abuse program. In answer to a question, Dr. Sheets stated that she provides approximately 30-35 hours per week of hands on service.

In answer to the Chairman's questions, Dr. Sheets stated that the service area for the Pediatric Clinic at KUMC includes 19 counties and will service approximately 350 to 400 patients this year who are referred primarily by law enforcement agencies and SRS. She told the Committee that she had voluntarily repaid 50% of her loan prior to moving back to this area and is asking forgiveness of one and a half years of scholarship costs.

Senator Rock cited the declining numbers of family physicians practicing in rural areas and queried how the Legislature should provide for exceptions to the scholarship agreements.

The Chairman explained that Representative Teagarden believed that the definition of "underserved" could be modified to include underserved "practice" rather than underserved geographic area.

Senator Kerr asked Dr. Sheets if she would consider accepting 55% forgiveness for each year of service at KUMC. Dr. Sheets answered that she would prefer that provisions of the bill stay as they were written.

Robert Wunsch appeared before the Committee in support of HB 3038 and reviewed Attachment 4. Senator Salisbury noted that the language in HB 3038 is so specific that it would not provide forgiveness of the loan for anyone other than Dr. Sheets.

The Chairman stated that HB 3038 would be held in Committee until a later date.

**HB 2299 - Specifications for acquisition of goods and services by state agencies.**

Mr. DeBusman appeared before the Committee and stated that within the Division of Architectural Services, most items are specified with open competition but, in some circumstances, such as trying to match an existing product, limiting the number of suppliers to two would be helpful. He told the Committee that currently each division is required to request for bids even though there may only be one manufacturer but multiple suppliers and installers.

Jerry Merryman appeared before the Committee on behalf of Jack Shipman, Director of Purchases, and reviewed Attachment 5. He stated that HB 2299 is consistent with the Division's existing policy and procedures, but would extend the paperwork to all local purchases. In answer to a question, he stated that the only change from current law provided in HB 2299 is the specific determination on sole source which would apply to local purchases.

Mr. Mike Lackey appeared before the Committee in opposition to HB 2299 and reviewed Attachment 6. In answer to a question he stated that a series of tests is given to determine product quality.

The Chairman announced that HB 2299 would be held in Committee for further consideration. He adjourned the meeting at 12:15 p.m.



STATE OF KANSAS



DIVISION OF THE BUDGET

Room 152-E  
State Capitol Building  
Topeka, Kansas 66612-1578

(913) 296-2436  
FAX (913) 296-0231

JOAN FINNEY, GOVERNOR  
GLORIA M. TIMMER, Director

M E M O R A N D U M

TO: Senate Committee on Ways and Means  
FROM: Gloria M. Timmer, Director of the Budget  
DATE: March 17, 1992  
SUBJECT: Testimony on Senate Bill 712

Thank you for the opportunity to testify on Senate Bill 712.

This bill was introduced at the request of the Governor's Office to increase docket fees charged by the district courts for court proceedings which relate to criminal, traffic, fish and game, and water craft violations. Docket fees charged for those violations would increase by \$3 and the portion of those fees that is deposited to the Law Enforcement Training Center Fund would change from \$5 to \$8.

SB 712 is the funding portion of the Governor's proposal to provide quality physical facilities at the Law Enforcement Training Center in Hutchinson and to expand those facilities so that timely training can be given to law enforcement personnel. Currently, the lack of dormitory and instructional space limits the number of recruits that can be trained at the center. Because of these limitations, local units of government which seek to train new recruits face a waiting list of up to one year.

The passage of SB 712 would provide a method for financing the completion of planned improvements in the physical facilities at the Law Enforcement Training Center. The monies would be used to guarantee a bond issue that would permit the construction of a new dormitory, renovation of existing cafeteria and dining room space, renovation of existing dormitory space, and other improvements. The additional fees would also be used to finance increased operating costs that will occur as a result of the expansion of the program at the center.

SWAM  
March 17, 1992  
Attachment 1

It is estimated that the passage of SB 712 will increase receipts to the Law Enforcement Training Center by \$765,810 a year. Because July collections would not be remitted to the State Treasurer until August, collections for FY 1993 would total an estimated \$701,993. Current estimates of receipts to the fund are \$1,275,000 based upon the existing \$5 docket fee.

Attached is a table which projects receipts and expenditures for the Law Enforcement Training Center through FY 2008. As you can see, receipts from the projected docket fee increase will allow financing of both debt service expenditures and operating expenditures through the year 2000. Subsequent to that fiscal year, either an additional increase would be required or other adjustments in budgets either through receipts or expenditures would be necessary.

Data in the table is based upon the Division of the Budget estimates but also includes data received from the University of Kansas and the Judicial Administrator's Office. The interest rate on the bond issue is estimated at 6.17 percent which would be paid over 15 years and issued by KDFA. The cost of the project on a "cash" basis is estimated to be \$5,436,000. The total cost of the bond issue, including servicing of the issue, is estimated to be \$8,108,681 over 15 years.

1511

LAW ENFORCEMENT TRAINING CENTER BOND FINANCING

<u>Fiscal Year</u>	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>1996</u>	<u>1997</u>	<u>1998</u>	<u>1999</u>	<u>2000</u>
Balance Forward	\$518,622	\$1,042,410	\$1,293,895	\$1,391,344	\$1,258,835	\$1,054,688	\$782,800	\$441,575
Receipts	1,275,000	1,275,000	1,275,000	1,275,000	1,275,000	1,275,000	1,275,000	1,275,000
\$3 Increase -1993	701,993	765,810	765,810	765,810	765,810	765,810	765,810	765,810
\$3 Increase -2001				<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>
Total Available	2,495,615	3,083,220	3,334,705	3,432,154	3,299,645	3,095,498	2,823,610	2,482,385
Balance Forward	<u>1,042,410</u>	<u>1,293,895</u>	<u>1,391,344</u>	<u>1,258,835</u>	<u>1,054,688</u>	<u>782,800</u>	<u>441,575</u>	<u>24,522</u>
Total Expenditures	\$1,453,205	\$1,789,325	\$1,943,361	\$2,173,319	\$2,244,957	\$2,312,697	\$2,382,035	\$2,457,863

Expenditures

Capital Improvements	\$258,224	\$546,545	\$550,870	\$554,128	\$560,998	\$561,380	\$560,665	\$563,638
Operating	1,194,981	1,242,780	1,392,491	1,619,191	1,683,959	1,751,317	1,821,370	1,894,225

<u>Fiscal Year</u>	<u>2001</u>	<u>2002</u>	<u>2003</u>	<u>2004</u>	<u>2005</u>	<u>2006</u>	<u>2007</u>	<u>2008</u>
Balance Forward	\$24,522	\$231,184	\$419,022	\$521,872	\$538,187	\$466,647	\$300,694	\$38,993
Receipts	1,275,000	1,275,000	1,275,000	1,275,000	1,275,000	1,275,000	1,275,000	1,275,000
\$3 Increase -1993	765,810	765,810	765,810	765,810	765,810	765,810	765,810	765,810
\$3 Increase -2001	<u>701,000</u>	<u>766,000</u>	<u>766,000</u>	<u>766,000</u>	<u>766,000</u>	<u>766,000</u>	<u>766,000</u>	<u>766,000</u>
Total Available	2,766,332	3,037,994	3,225,832	3,328,682	3,344,997	3,273,457	3,107,504	2,845,803
Balance Forward	<u>231,184</u>	<u>419,022</u>	<u>521,872</u>	<u>538,187</u>	<u>466,647</u>	<u>300,694</u>	<u>38,993</u>	<u>9,800</u>
Total Expenditures	\$2,535,149	\$2,618,972	\$2,703,960	\$2,790,495	\$2,878,349	\$2,972,764	\$3,068,511	\$2,836,003

Expenditures

Capital Improvements	\$565,155	\$570,178	\$573,215	\$574,520	\$573,735	\$575,965	\$575,840	\$243,625
Other Expenditures	1,969,994	2,048,794	2,130,745	2,215,975	2,304,614	2,396,799	2,492,671	2,592,378

trainfdt/dob/17-Mar-92

Testimony on Senate Bill 712  
Senate Ways and Means Committee  
March 17, 1992

Mr. Chairman, members of the Committee, my name is Marlin Rein. I'm here to represent the University of Kansas, and the Kansas Law Enforcement Training Center which is a part of the Division of Continuing Education of the University.

The Kansas Law Enforcement Training Center was established by the Kansas Legislature in 1968 as the central law enforcement training facility for the state and as the headquarters for all law enforcement training in Kansas. The facility currently provides basic training to approximately 300 new officers annually, and last year the KLETC staff provided in-service training to nearly 6,000 officers at KLETC as well as at other training sites across the state. The facility is located at the former naval air training station near Yoder.

Several years ago the Kansas Legislature endorsed a program for upgrading the facility and program at the Law Enforcement Training Center. A funding mechanism was established which provided for a \$5 docket fee to be charged on criminal and traffic-related cases in state district courts. That funding was committed to the Law Enforcement Training Center to provide some program enhancements, but also to institute a long-range physical facility improvement program at the site. In 1986 the institution employed an architect to develop a master plan for the facility which was presented to and approved by the Legislative Building Construction Committee. Construction of a multi-purpose/gymnasium, lockers and rest rooms and administrative office addition have been completed. Construction has begun on a classroom/seminar room addition. The final phases of the construction program call for a doubling of the current dormitory and cafeteria capacities, thereby eliminating the current training delay and backlog. Cost for the remainder of the project is approximately \$5.4 million which will enable the Center to greatly enhance the number of officers that can be trained. Unfortunately, the current \$5 docket fee is not adequate to finance this additional construction cost.

In November, the University took to the Board of Regents a proposal to institute a \$5 docket fee on municipal court cases, a concept similar to that embodied in Senate Bill 508. This income would provide additional revenue to complete the construction of the facility as well as to defray the increased operational costs for the Law Enforcement Training Center. Senate Bill 712 is a recommendation made by the Governor in her budget message to the Legislature which would increase the current \$5 docket fee on district court cases to \$8. In her budget message the Governor also endorsed completion of the facility improvements at the site for which we are most appreciative. Her proposal is debt finance the construction with the additional income from this docket fee increase committed to debt retirement and increased operational costs.

SWAM  
March 17, 1992  
Attachment 2

Senate Bill 508 has already been passed by the Senate and has moved on to the House. There are several differences between the two concepts. For one, Senate Bill 508 would extend the docket fee to municipal court cases which the University does support since nearly 62% of the officers trained at the site are municipal police officers. Furthermore, it would provide an adequate source of revenue into the foreseeable future to not only complete the construction of the facility but to fund the operational costs of the Law Enforcement Training Center. Were Senate Bill 712 enacted, the institution would be able to complete the construction of the facility through the issuance of bonds. There would have to be some additional increments in funding over the next decade or so to finance not only the debt service but the increased operational costs. As Senate Bill 508 was eventually enacted, there would be some funding also available to reimburse those community law enforcement training facilities for costs of training police officers, a concept that is not currently embodied in Senate Bill 712.

In closing, I would like to state again our appreciation to the Governor for her support for completion of the physical plant improvements at KLETC. With the completion of the expanded cafeteria and dormitory facility, the number of officers that can be trained will be greatly increased and the current backlog eventually eliminated.



# The University of Kansas Medical Center

School of Medicine  
Department of Pediatrics  
November 21, 1991

Allen Erenberg, M.D.  
Chairman

Representative George Teagarden  
State Capitol Building  
Room 514-W  
Topeka, Kansas 66612

Dear Representative Teagarden:

This letter is pursuant to our telephone conversation on November 12, 1991. I am a board certified Pediatrician and the Director of the Sexual Abuse Program at the University of Kansas Medical Center (KUMC). I am currently repaying the three years of Type I Kansas Medical Scholarship (KMS) loans that I incurred during medical school in 1981, 1982, and 1983. I ask that my public service fulfill the Type I KMS obligations completely. The specialty of Sexual Abuse evaluations is so new that no board certification exists and, therefore, does not meet the specialty criteria of the Type I contract. I have been informed through the appeal process that there is no current legal exception that would make allowance for my position. Therefore, with the support of KUMC and of the many counties that we serve, I implore you to initiate legislation on our program's behalf that would allow the KMS debt to be forgiven.

Following my medical education, I completed a Pediatric residency at Duke University Medical Center and then a two-year Robert Wood Johnson Fellowship in Academic Pediatrics (see Appendix 1 for Curriculum Vitae). In 1988, my husband and I were delighted at the opportunity to move back to Kansas. Because my husband is a neurotoxicologist, a rural setting was not an option for us and with three small children (ages one to five) I am limited to working part-time. My work status is 55% Full Time Equivalent (F.T.E.) as a Clinical Assistant Professor in the Department of Pediatrics and the Director of the Sexual Abuse Program. In addition to my 55% status, I provide coverage 24-hours/day for sexual abuse consultations and administrative decisions. Despite the extraordinary time demands, stress, and the obvious financial sacrifices (my entry-level state salary is not competitive with private practice and the KMS payback is almost \$500/month in after-tax dollars), I have directed and developed the Sexual Abuse program for the last two years. My commitment is strong but the financial toll on my family is tremendous. I hope you recognize the extent to which this demonstrates my commitment to provide expertise in this underserved specialty.

*SWAM*  
*March 17, 1992*  
*Attachment 3*

ADMINISTRATION-588-6301  
ALLERGY-588-6390  
AMBULATORY SERVICE DIRECTOR-588-5908  
BEHAVIORAL SCIENCES-588-6377  
BUSINESS OFFICE-588-6327

CARDIOLOGY-588-6311  
CHAIRMAN-588-6339  
CYSTIC FIBROSIS-588-6377  
GASTROENTEROLOGY-588-6354

ENDOCRINOLOGY-588-6326  
FETAL GROWTH-588-5919  
HEMATOLOGY/ONCOLOGY-588-6340  
INFECTIOUS DISEASE-588-6336

NEONATOLOGY-588-6337  
NEPHROLOGY-588-6323  
NEUROLOGY-588-6371  
RHEUMATOLOGY-588-6325

Representative George Teagarden  
November 21, 1991  
Page 2

The 1990 first report from the U.S. Advisory Board on Child Abuse and Neglect declared "that child abuse and neglect in the U.S. now represents a national emergency."<sup>1</sup> It is estimated that 1% of all children are molested each year<sup>2</sup> and that up to 35% of all children are molested by the time they are 18-years-old.<sup>3</sup> The medical field has responded to a growing need for Sexual Abuse evaluations by research and accumulation of a large body of knowledge. The area of Sexual Abuse evaluations is now considered a subspecialty and requires extensive expertise. The American Academy of Pediatrics in February, 1991 published "Guidelines for the Evaluation of Sexual Abuse of Children." In these guidelines, they recommended that "the pediatrician should know what resources are available in the community and should identify these in advance, including a consultant with special expertise in evaluating sexually abused children."<sup>4</sup> Unfortunately, there is very little incentive for professionals to specialize in this area; in the State of Kansas, Sexual Abuse evaluations by experts in the field are available at the University of Kansas Medical Center and in Wichita. These centers serve all Kansans. As outlined in the Kansas Child Abuse Prevention Council's (KCAPC) handbook on multidisciplinary teams,<sup>5</sup> rural areas benefit from the availability of such expertise and the rural isolation of physicians is reduced. Only regional centers, usually university-based, are able to support the research, education and clinical expertise in this field. The U.S. Advisory Board recommended that the number of competent professionals in the area of child abuse and neglect should be increased. However, "because child abuse and neglect is an extraordinarily unpleasant subject, few students who are preparing for a professional career are naturally drawn to work in child protection. Incentives which might cause them to overcome their reluctance are absent."<sup>1</sup> The board urged "legislative bodies at all levels (to provide) the funds necessary to prevent and treat child abuse and neglect."<sup>1</sup> Furthermore, the board urged "each Governor to become the visible and effective leader of a renewed State effort to prevent the maltreatment of children and to assure that child victims of abuse and neglect receive appropriate services."<sup>1</sup> I urge you to support my continued leadership in the Sexual Abuse program by legislating that Sexual Abuse evaluation is a subspecialty that fulfills the KMS Type I criteria.

Under my leadership, with the support of Pat Phillips, R.N., PNP and the Pediatric foundation here at KU, the Sexual Abuse Program has grown and developed into a regional center for medical evaluations. In the last two years:

- The service area for our clinic has increased from primarily Wyandotte county to include 16 Kansas counties. See Appendix 2 for support letters.
- We initiated 24-hour/day coverage for Sexual Abuse phone consultations.
- Brief clinic visits with handwritten evaluations were replaced with comprehensive medical evaluations for Sexual Abuse that are documented by thorough typed reports. See Appendix 3 for an example. The dissemination of these reports to law enforcement and SRS has dramatically improved as well.
- 2 clinics per week were expanded to 4 clinics per week to meet the growing demand.
- Weekly staffing of each patient's case and review of medical photos were initiated.
- Periodic meetings with other health care providers who specialize in Sexual Abuse exams was initiated. Approximately every 4 months, cases are shared in this forum.
- A formal education program in the areas of Sexual Abuse evaluations was developed for resident physicians.
- Reimbursement for medical exams has increased from less than 30% to almost 100%.
- The University Pediatrics Association (UPA) has increased its secretarial and provider support. Previously, secretarial duties were inefficiently provided by several secretaries and now a single secretary works primarily in the area of Sexual Abuse. Our Nurse Practitioner's time has increased from 35% to 70%. These improvements represent a strong commitment by the UPA Foundation.
- KUMC has become a regional and local center for Sexual Abuse evaluations and for the collection of forensic specimens.

Representative George Teagarden  
November 21, 1991  
Page 4

The future goals of our program are exciting and will benefit the entire State of Kansas. We plan to develop the resident education further to systematically educate all Pediatric and Family Practice residents. These future primary care providers will have the necessary expertise to evaluate many of the victims of child abuse and neglect. Research in this growing field will be initiated as the time and resources become available. We plan to develop an outreach education program for Kansas physicians so that our expertise may be shared with rural primary care physicians. In addition, local investigations of alleged sexual abuse and their subsequent management should be coordinated by a multidisciplinary team approach.

I have discussed a proposed legislative change with James McHenry, Ph.D., Executive Director of KCAPC and with KUMC administration. Both are supportive (See Appendix 4). Mr. Robert Wunsch in the Office of the Executive Vice Chancellor of KUMC is very aware of my current situation and would assist in the formation of this legislative change. He can be reached at (913) 588-1400.

Thank you very much for your consideration of this matter. By relieving this financial impediment, you will assist me in continuing to meet this urgent need for the children of Kansas.

Sincerely,



Lynn Sheets, M.D.  
Director  
Sexual Abuse Clinic

LS/kh

Attachments

### BIBLIOGRAPHY

1. Child Abuse and Neglect: Critical First Steps in Response to a National Emergency, U.S. Department of Health and Human Services; August, 1990
2. National Study on the Incidence of Child Abuse and Neglect, Washington, D.C.: U.S. Department of Health and Human Services; 1988
3. McFarlane, K., and Waterman, J. (1986). Sexual Abuse of Young Children. New York: The Guilford Press.
4. AAP Committee on Child Abuse and Neglect. Guidelines for the Evaluation of Sexual Abuse of Children: Pediatrics, 1991; 87: 254-260.
5. Kansas Child Abuse Prevention Council. The Kansas Multidisciplinary Child Protection Handbook.

APPENDIX 1

## CURRICULUM VITAE

Lynn Kathleen Sheets, M.D.

## ADDRESS/PHONE:

Department of Pediatrics  
 University of Kansas Medical Center  
 39th and Rainbow Blvd.  
 Kansas City, KS 66103

(913) 588-7339

## PERSONAL INFORMATION:

Born: January 23, 1958 in Kansas City, Kansas  
 Marital Status: Married, three children  
 Race: Caucasian  
 Citizenship: U.S.A.

## EDUCATION/AWARDS:

Shawnee Mission Northwest High School, Shawnee, Kansas 1973-1975  
 Class rank: 1/574  
 GPA: 4.0  
 Honors: National Honor Society, 1975  
 Debate Letter, 1975

Johnson County Community College, Overland Park, Kansas 1975-1976  
 GPA: 4.0  
 Honors: Fourth place in National Junior College  
 Debate Tournament  
 (Lincoln-Douglas debate) 1976  
 First place Lincoln-Douglas debate  
 speaker - 1976

The University of Kansas, Lawrence, Kansas 1976-1979  
 B.S. Organismal Biology, May, 1979 with High Distinction  
 GPA: 3.98  
 Honors: Phi Beta Kappa, May, 1979  
 Phi Kappa Phi Honor Society, 1978  
 Watkins-Berger Scholar, 1978  
 Honor Roll, 1976-1979

The University of Kansas School of Medicine 1979-1983  
 Kansas City, Kansas  
 M.D. May, 1983  
 Class rank 3/140  
 GPA: 3.84  
 Honors: Alpha Omega Alpha - elected in Junior year - 1982  
 Dean's List, 1982 and 1983  
 Dean's Academic Scholarship, 1982  
 AMWA Scholastic Citation, 1983

Lynn Kathleen Sheets  
Page 2

RESIDENCY AND FELLOWSHIPS

Internship 1983-1984  
The University of Kansas Medical Center  
Kansas City, Kansas

PL-2 and PL-3 1984-1986  
Duke University Medical Center  
Durham, North Carolina

Robert Wood Johnson 2-year fellowship in 1986-1988  
Academic Pediatrics  
Duke University Medical Center  
Durham, North Carolina

PROFESSIONAL

National Board Diplomate 7/2/84

American Academy of Pediatrics 1983  
Elected to Fellow Status 6/90

Board Certified in Pediatrics 7/1/87 (# 206133)

American Professional Society on  
the Abuse of Children (APSAC) 2/28/90

AAP Child Abuse and Neglect Section 5/90

Physicians Recognition Award 1/90

Kansas Child Abuse Prevention Council 9/91

PRESENTATIONS

Sheets, L. "Long-term Follow-up of the Infant of a Diabetic Mother." Presented at the Robert Wood Johnson General Academic Pediatric Development Meeting, June 5, 1987, Princeton, N.H.

CURRENT POSITION

Clinical Assistant Professor, Department of Pediatrics, KUMC  
Medical Director of Sexual Abuse Program  
Director of Child Protection Team



Lynn Kathleen Sheets  
Page 3

SEXUAL ABUSE/CHILD ABUSE & NEGLECT EXPERIENCE

Pediatric Residency (KUMC and Duke University Medical Center)  
Medical exams of approximately 50 children for suspected  
abuse/neglect

Fellowship

1. Directly supervised exams in approximately 20 patients
2. Took Child Abuse/Neglect call every 7th night - provided medical consultation for suspected abuse/neglect cases in the ER
3. Worked with Marcia Herman-Giddens, PA who is well known for her sexual abuse research

University of Kansas Medical Center - November, 1988

1. Supervised and/or directly evaluated approximately 350 children for suspected sexual abuse
2. Attended 1990 National Symposium on Child Victimization April 25-28 in Atlanta
3. Director of Sexual Abuse Clinic and of Child Protection Team
4. Provided 24 hours/day consultative back-up to KUMC for cases of alleged abuse/neglect
5. Attended the 1991 15th Annual Governor's Conference for the Prevention of Child Abuse and Neglect
6. 1991 Medical Student and Pediatric Resident lectures on Child Sexual Abuse evaluations

revised 11/18/91 dsc

APPENDIX 2



1991 JUL 10 PM 12:02  
STATE OF KANSAS

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

915 S.W. Harrison, Docking State Office Building, Topeka, Kansas 66612-1570

JOAN FINNEY, Governor

July 1, 1991

Ft. Scott SRS Office  
108 West 2nd Street  
Ft. Scott, Ks. 66701  
316 223 4010

Dr. Allen Erenberg, Chairman  
Department of Pediatrics  
Kansas University Medical Center  
39th and Rainbow  
Kansas City, Ks. 66103

Re: Letter of Support

Dear Dr. Erenberg:

During the last year Ft. Scott SRS referred two children to the Child Sexual Abuse Program directed by Dr. Lynn Sheet and Pat Phillips, PNP. for an examination and report of their findings relating to the extent of physical and emotional trauma in the aftermath of an alleged sexual abuse report. In both cases the examinations revealed that previous examinations were in error and that there were serious abnormalities present in these children's vaginas.

Our hope is to continue to have access to experts in the field of child sexual abuse and that access is within our geographical proximity such as the program at KUMC. We feel that having trained medical staff that know what to look for in instances of child sexual abuse is an asset which could reduce liability in cases when a second opinion is sought.

Furthermore, for the well being of the victim, having competent medical staff available and able to respond to the child's need to know that they are not "irreversibly damaged" can not be emphasized enough. The victim is sometimes further victimized by how professionals react, and act towards them during the disclosure phase of reported child sexual abuse. This alone has serious implications for the outcome of the on going treatment and case management for the entire family.

Since we view the area of child sexual abuse to have a high degree of complexity; we agree that a high level of sophistication and expertise is required for effective, and compassionate medical examinations. We strongly urge that the Child Sexual Abuse Program continue to be funded.

Sincerely,

*Patty Magee*  
Patty Magee, LBSW  
Social Worker I

*Scott Nogue*  
Scott Nogue, LBSW  
Social Worker I

*Tommy C. Keith*  
Tommy C. Keith, SW IV  
Social Service Supervisor

cc Mr. Herbert Hickman  
Social Service Chief  
Pittsburg SRS Office



1991 JUL -2 AM 11:46


STATE OF KANSAS

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

915 S.W. Harrison, Docking State Office Building, Topeka, Kansas 66612-1570

JOAN FINNEY, Governor

Osawatomie SRS Office, P.O. Box 1000, Osawatomie, KS 66064-1000

 (913) 755-2162

Robert C. Harder  
Acting Secretary

July 1, 1991

Mike VanLandingham  
Area Director

Dr. Allen Erenberg  
Chairman, Dept. of Pediatrics  
University of KS Medical Center  
39th & Rainbow Boulevard  
Kansas City, Kansas 66103

Dear Dr. Erenberg,

This letter is in support of the Sexual Abuse Clinic at the Medical Center. It is one of the few facilities in Kansas that has the expertise to complete medical examinations for sexual abuse investigations. I would encourage the continued funding of this project.

Sincerely,

  
Mary Cole, LMSW  
Social Service Supervisor

MC:pm



## STATE OF KANSAS

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

915 S.W. Harrison, Docking State Office Building, Topeka, Kansas 66612-1570

JOAN FINNEY, Governor

November 15, 1991

Lynn Sheets, MD  
 Department of Pediatrics  
 University of Kansas Medical Center  
 3901 Rainbow Boulevard  
 Kansas City, Kansas 66160-7330

Dear Dr. Sheets,

Thank you for your phone call this morning informing me of your findings yesterday. I know this was an especially difficult examination because of the child's handicap. I just thought you would like to know you were our only resource for a comprehensive sexual abuse examination. While local physicians will examine children for sexual abuse, they do not have the specialized training and equipment needed. Consequently, when local physicians are used, we do not have the degree of confidence in their findings that we need. Even when the finding is negative, as in this case, the degree of confidence our workers have in the examination is important, for only when confidence is high can we put the issue of sexual abuse aside and begin work on other issues important to the family.

Thank you again for your call and for the services rendered our agency over the past year. Many children from our area have benefited as a result of your availability and expertise.

Sincerely,

Wayne Sramek, MSW  
 Children's Unit Supervisor  
 Pittsburg SRS  
 20th & Bypass  
 P O Box 402  
 Pittsburg, KS 66762

STATE OF KANSAS  
Tenth Judicial District

OFFICE OF DISTRICT ATTORNEY  
1991 JUL -2 AM 11:46

PAUL J. MORRISON  
DISTRICT ATTORNEY

JOHNSON COUNTY COURTHOUSE  
P.O. BOX 728, 6TH FLOOR TOWER  
OLATHE, KANSAS 66061  
913-782-5000, EXT. 5333

July 1, 1991

Dr. Alan Erenberg  
Chairman, Pediatrics Department  
University of Kansas Medical Center  
39th & Rainbow Boulevard  
Kansas City, KS 66106

RE: DR. LYNN SHEETS

Dear Dr. Erenberg:

I am the assigned Assistant District Attorney in Johnson County, Kansas in charge of the crimes against children division. I have been working in this area for approximately five years.

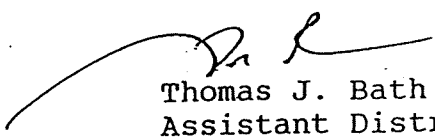
During this time, I have worked with Dr. Sheets on numerous occasions. Dr sheets is a dedicated and knowledgeable physician. Further, Dr: Sheets' work in the area of child sexual abuse is unsurpassed.

Dr. Sheets' expertise and services are essential to the citizens of Kansas. Should Dr. Sheets no longer provide these services, there would be no viable alternative. This would be a significant setback to the successful prosecution of child abuse.

Paul Morrison, the Johnson County, Kansas District Attorney, is also supportive of Dr. Sheets' continued efforts.

Please do not allow the State of Kansas to lose such a valuable asset.

Very truly yours,

  
Thomas J. Bath  
Assistant District Attorney

TJB/lv



1991 JUL -3 PM 4: 25

STATE OF KANSAS

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

915 S.W. Harrison, Docking State Office Building, Topeka, Kansas 66612-1570

JOAN FINNEY, Governor

Robert C. Harder  
Acting Secretary

July 1, 1991

Mike VanLandingham,  
Area Director

Leavenworth SRS Office  
109 Delaware  
Leavenworth, KS. 66048

Dr. Allan Erenberg  
Chairman of Dept. of Pediatrics  
University of Kansas Med. Center  
39th. & Rainbow  
Kansas City, Ks. 66103

Dr. Erenberg:

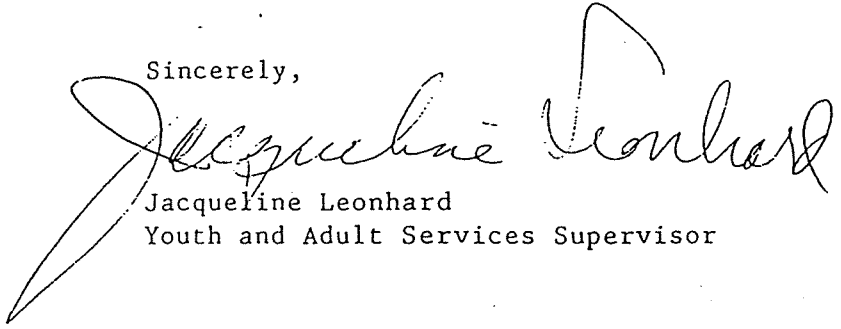
This letter is in support of the continued need in Leavenworth County for the Sexual Abuse Clinic at the University of Kansas Medical Center.

The services provided by this team of professionals is an invaluable tool in the investigation and identification of child sexual abuse. Considering that clinical determination of physical evidence of sexual abuse is an underserved need in the area, the threat of discontinuation is of great concern.

Without this valuable service it would be increasingly difficult for this agency and the courts to make safe recommendations for children.

-If we can be of further assistance, please contact Jacqueline Leonhard, Youth Services Supervisor or Linda Lewis, Child Protection Services supervisors at 651-6200.

Sincerely,

  
Jacqueline Leonhard  
Youth and Adult Services Supervisor

JL:pmc



Office of The  
DISTRICT ATTORNEY  
Of The 29th Judicial District of Kansas

Wyandotte County Justice Complex  
710 N. 7th Kansas City, Kansas 66101  
(913) 573-2851

DISTRICT ATTORNEY  
Nick A. Tomasic

July 1, 1991

Dr. Allen Erenberg  
Chairman, Department of Pediatrics  
University of Kansas Medical Center  
Olathe and Cambridge  
Kansas City, Kansas 66103

Dear Dr. Erenberg:

This is to acknowledge what a valuable service Dr. Lynn Sheets is providing to child victims of sexual abuse in Wyandotte County. Our office has worked closely with Dr. Sheets since the summer of 1989.

Dr. Sheets has performed countless examinations on child victims. She has a good rapport with the children and her reports are quite good. We have used her frequently as an expert witness both in criminal trials and in hearings in Juvenile Court. The services she performs are so important to us because of her expertise and compassion. Because of her specializing in the area of sexual abuse of children, our preference is for children to be examined by her rather than a general practitioner or a child's regular pediatrician. Many pediatricians out in regular practice don't have the instruments and the experience necessary to determine if the examination yields results consistent with sexual abuse.

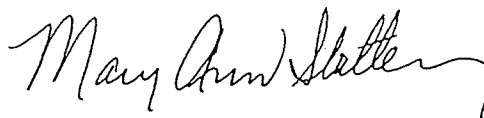
To my knowledge there is no one else in the northeast Kansas area who is qualified and/or willing to work on these very difficult cases. It would be a disservice to the children of the area if this program were terminated. Our office's work and effectiveness would be considerably diminished without her program.

Our office is eager to see the program at Kansas University continue to operate and quite frankly, we are concerned that without Dr. Sheets' services the program could be in jeopardy.

Page Two  
Letter to Dr. Erenberg  
July 1, 1991

I would be happy to provide any other information or meet with you personally over this matter.

Sincerely,

A handwritten signature in cursive script that reads "Mary Ann Slattery". The signature is written in dark ink and is positioned above the typed name.

MARY ANN SLATTERY  
Chief Deputy District Attorney

MAS/lkf



1991 JUL 12 PM 2:24

STATE OF KANSAS

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES  
915 S.W. Harrison, Docking State Office Building, Topeka, Kansas 66612-1570

JOAN FINNEY, Governor

July 11, 1991

Social & Rehabilitation Services  
501 N. Monroe, P.O. Box 2978  
Hutchinson, KS 67504-2978  
Telephone: 316-663-5731

Allen Erenberg, M.D.  
Chairman of Dept. Pediatrics  
K.U. Medical Center  
39th & Rainbow Blvd.  
Kansas City, KS 66103

Dear Dr. Erenberg:

We appreciated the thorough physical examination your team of doctors and nurses gave Morgan and Michelle O'Neal. This was helpful to us to identify the girls had been sexually abused. We are still not sure who did the abuse. We are requesting the girls receive counseling for sex abuse, and then may be able to give us more information as to what happened to them.

Thank you for the good physical exam and the findings in writing.

Sincerely,

*Mary Rice*  
Mary Rice  
Children/Youth Unit Supervisor

MR:kh

# Jefferson County Sheriff Department

OFFICE PHONE 863-2351  
ROY G. DUNNWAY, SHERIFF

1991 JUL 29 AM 11:41

OSKALOOSA, KANSAS 66066  
COUNTY JAIL PHONE 863-2231

July 25, 1991

Dr. Allen Erenberg  
Chairman, Pediatrics Dept.  
University of Kansas  
Medical Center  
39th & Rainbow Blvd.  
Kansas City, KS 66103

Dear Dr. Erenberg,

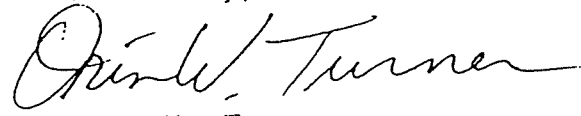
We would like to take this opportunity to extend our thanks for the assistance your Sexual Abuse Clinic has provided to us in the past months. On the several occasions we have used the clinic, the expertise and professionalism displayed have been genuinely appreciated.

It has been our experience in the past that many doctors are reluctant to involve themselves in sexual abuse cases, especially when they may be called upon to testify in court. This is just one reason why the resource you are providing is so valuable to us.

It is our understanding that funding for the clinic may be cut in the future. We hope this won't be necessary and services will continue to be made available to agencies such as ours. If the possibility does exist that funding will be cut, we would respectfully ask that you reconsider. The Sexual Abuse Team has been a great asset to our department, and we hope that it will continue to be available in the future.

The impact of your service may not be realized by the majority of society, but the results of the changes you are establishing in the lives of the child victims you help will be abundantly manifested in the years to come.

Cordially,



Orin W. Turner  
Lieutenant



STATE OF KANSAS

MIKE HAYDEN, Governor

DEPARTMENT OF SOCIAL AND REHABILITATION SERVICES

Topeka Area Office, 235 Kansas Avenue, P.O. Box 1424, Topeka, Kansas 66601

(913) 296-2500

DENNIS R. TAYLOR  
Acting Secretary

July 1, 1991

JANET SCHALANSKY  
Area Director

Dr. Allan Erenberg  
Pediatrics  
KU Medical Center  
39th & Rainbow  
Kansas City, KS 66103

Dear Dr. Erenberg:

This letter is being written to give support to the Sexual Abuse Program there at KUMC. Our agency has a very definite need for the degree of expertise available in the Sexual Abuse Program and it would be a loss to our work in child protection service investigation and our work with abused children and their families if we were to lose the program as a resource.

I would certainly support the retention of the program in your facility.

Thank you,

Carolyn Bernard, LBSW  
Social Worker IV  
Supervisor, Child Protection  
Services

CB/dh



WE'RE  
PARTNERS  
IN THE  
FUTURE

# Alliance Against Family Violence

P.O. Box 465  
Leavenworth, Kansas 66048  
(913) 682-1752

July 1, 1991

Dr. Alan Erenberg  
Kansas University Medical Center  
Kansas City, Kansas

Dear Dr. Erenberg;

This letter is written in support of the Sexual Abuse Clinic. This program provides services for a population that was previously underserved in this area of Kansas.

As you know, children who are victims of sexual abuse need medical professionals with specialized skills and experience. Without the special training and equipment used by the KU Sexual Abuse Clinic, many more victims would go undetected. Therefore, I urge that continued funding be found for this program, as it is critical to the well-being and safety of victims of sexual assault.

If I can be of any assistance, please do not hesitate to contact me.

Sincerely,

L. Kay Andersen  
Executive Director

Testimony before the Senate Ways and Means Committee on HB 3038

March 17, 1992

Robert S. Wunsch  
University of Kansas  
Medical Center

Thank you Mr. Chairman. I am appearing as a conferee on behalf of the University of Kansas Medical Center. The Medical Center is aware of and understands the plight of Dr. Sheets. Her 55% full-time pediatric practice at the Medical Center does not satisfy her Type I service obligation requiring her to go to a underserved area as Wyandotte County has never been underserved in primary care. Under current law she receives no consideration for her on-call 24 hour per day sexual abuse evaluations, consultations and administrative duties. A satisfactory resolution of her problem must be by legislation.

I can think of at least one other situation the Legislature deemed to be unique and granted the requesting physician relief. There may have been others.

The Medical Center did not seek introduction of House Bill 3038, but we are sympathetic to her request for legislative relief.

I would be happy to try to answer any questions that might be asked pursuant to the provisions of House Bill 3038. Thank you.

SWAM  
March 17, 1992  
Attachment 4

STATE OF KANSAS



DEPARTMENT OF ADMINISTRATION  
Division of Purchases

JOAN FINNEY,  
Governor  
JACK R. SHIPMAN  
Director of Purchases

Landon State Office Building  
900 Jackson, Room 102 N  
Topeka, Kansas 66612-1286  
(913) 296-2376

March 17, 1992

To: Senate Ways and Means Committee  
From: Jack R. Shipman, Director of Purchases  
Subject: House Bill 2299

A handwritten signature in cursive script that reads "Jack R. Shipman".

Mr. Chairman and Members of the Committee:

The Division of Purchases does not believe that HB 2299 will have any significant impact on Division operations. However, the bill will impose a significant paperwork burden on agencies making small purchases under local delegated authority, particularly those that frequently buy repair parts, research materials, or other items that have no comparable equivalent.

Specifically, section (e) of the bill requires a finding by the Director of Purchases if there is only one known supplier of an item and that specifications be designed in such a way that not less than two potential bidders qualify. This has been the policy of the Division of Purchases since 1984. A copy of the the applicable section from the Division of Purchases policy and procedure manual is attached for your reference.

The Division of Purchases also prepares a Sole Source Authorization and Report form for all single source requests submitted by agencies and these are reported to the Legislature on a quarterly basis. Agencies have not been required to submit this paperwork on low dollar purchases made under local delegated authority. HB 2299 appears to require a specific finding regardless of the dollar value of the transaction.

SWAM  
March 17, 1992  
Attachment 5





SUBJECT: USE OF BRAND NAMES IN PRODUCT SPECIFICATIONS	ISSUED BY	Division of Purchases	
	PAGE	1.104	DATE ISSUED January 1, 1985

DIVISION OF PURCHASES MEMORANDUM 55-A

I. GENERAL INFORMATION

- A. K.S.A. 75-3738 (5) requires the Director of Purchases "Establish standards of quality and quantity and develop standard specifications in consultation with the several state agencies."
- B. K.S.A. 75-3739 (5) provides that "Contracts and purchases shall in all cases be based on specifications fixed by the Director of Purchases..." and "...No such specifications shall be fixed in such a manner as to effectively exclude any responsible bidder from offering comparable supplies, materials, equipment or contractual services."
- C. Historically, the Director of Purchases has approved use of brand-name specifications to establish level of quality and indicate type and style of products required. It is generally recognized, however, that use of a single brand-name specification tends to limit competition. Bid records confirm that on many transactions only the specified product is offered for bid.
- D. A recent Legislative Post Audit report strongly recommended the Director of Purchases should require state agencies to include two or more brand names when using brand-name specifications on their purchase requisitions.
- (1) The report suggests this procedure would help ensure competition is not effectively excluded, increase competition in bidding, and possibly result in lower prices due to increased competition.
  - (2) It is recognized that brand-name specifications enable prospective bidders to immediately identify that which is being specified.
  - (3) Assurance can be given to a prospective bidder, through language added to the specifications, that alternative, competitive products are being sought, and if deemed to be equal, award will be made to other than the brand-name specified product.

II. STATEMENT OF POLICY AND PROCEDURES

- A. Effective immediately, the policy is hereby established that whenever possible, the Division of Purchases will require all



SUBJECT	USE OF BRAND NAMES IN PRODUCT SPECIFICATIONS	ISSUED BY	Division of Purchases	
		PAGE	1.105	DATE ISSUED

agencies to indicate two or more acceptable brands when brand-name specifications are used on purchase requisitions.

- (1) The brand names listed must be reasonably comparable or equivalent.
  - (2) All purchase requisitions should clearly indicate features or characteristics considered essential to the function or intended use of the product.
  - (3) Specifications must be edited for deletion of subjective descriptions, nonessential features, and proprietary characteristics of the named brands which tend to effectively exclude competition in bidding.
  - (4) The Division of Purchases will add one or more of the following statements to the bid specifications when it is determined that (1), (2) or (3) have not been accomplished by the agency.
    - (a) It is the intent of the State of Kansas for this request to permit competitive bidding. It shall be the bidder's responsibility to advise the Division of Purchases if any specification, language, other requirements, or any combinations thereof, inadvertently restricts or limits bidding to a single source. Such notification must be submitted in writing and must be received by the Division of Purchases no later than five (5) days prior to the bid closing.
    - (b) BIDS ON COMPARABLE PRODUCTS ARE INVITED. INDICATE APPROPRIATE ITEMS, BRANDS AND MODEL NUMBERS. Minor deviations in size and operational characteristics from those set forth in the specifications will be considered when such deviations do not alter nor deter the agency from accomplishing the intended use or function. Each bidder must clearly indicate in writing where (if any) the characteristics of the offered product deviates from these specifications, and explain how the product accomplishes the desired function even though product characteristics may be different. Each bid must include descriptive and technical literature. BIDDERS WHO DO NOT COMPLY WITH THIS REQUEST MAY NOT HAVE THEIR PROPOSAL CONSIDERED FOR AWARD.
- B. Provisions of this memorandum also apply to agency purchasing transactions under authority delegated in Division of Purchases' Memorandum 29-E, dated June 1, 1983.



SUBJECT	USE OF BRAND NAMES IN PRODUCT SPECIFICATIONS	ISSUED BY	Division of Purchases	
		PAGE	1.106	DATE ISSUED

- C. Any exception to the foregoing policy must be justified in writing by a responsible agency official, and such justification submitted with the agency purchase requisition for review and approval by the Division of Purchases.

NICHOLAS B. ROACH  
Director of Purchases

Approved: MARVIN A. HARDER  
Secretary of Administration

**SOLE SOURCE PURCHASE**

**AUTHORIZATION AND REPORT FORM**

Requested By: \_\_\_\_\_ Date: \_\_\_\_\_

Agency: \_\_\_\_\_

Address: \_\_\_\_\_

Description of Material or Service: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Reason for Sole Source Acquisition: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Vendor: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Sole source acquisition in the amount of \$ \_\_\_\_\_ is authorized.

\_\_\_\_\_  
State Contracting Officer

\_\_\_\_\_  
Date



Michael L. Johnston  
Secretary of Transportation

KANSAS DEPARTMENT OF TRANSPORTATION  
Docking State Office Building  
Topeka 66612-1568  
(913) 296-3566  
FAX - (913) 296-1095

Joan Finney  
Governor of Kansas

**TESTIMONY BEFORE  
SENATE WAYS AND MEANS COMMITTEE  
REGARDING H.B. 2299:  
AMENDING STATE PURCHASING STATUTES**

Mr. Chairman and Committee Members:

I am W.M. (Mike) Lackey, Assistant Secretary and State Transportation Engineer of the Department of Transportation. I am here this morning to testify in opposition to H.B. 2299.

The Department of Transportation believes strongly in the principles of competitive purchasing. However, we believe the changes proposed by H.B. 2299 are unnecessary, and would create more problems than they would solve. The bill is unclear and may be misguided in its attempts to secure additional competition. The intent seems to be that specifications be rewritten to allow more competition. In large part, by codifying procedures for sole source purchasing that are already in place, it would require the Division of Purchases to make additional determinations that are now delegated to state agencies. If that means that all specifications that refer to brand names or equivalents would need to be reviewed by the Division of Purchases, competition is currently available in purchases of most such items, because they are available from more than one supplier.

This bill appears to go farther by requiring not only competition in bidders, but competition between manufacturers. H.B. 2299 would place the Department of Administration - Division of Purchases in a position to rule on the effectiveness of specifications for items which are available from only one manufacturer. We believe this would put the Division of Purchases in a difficult position, because for the types of items the Department of Transportation uses, those decisions are often based on engineering judgment. It would further authorize the Division of Purchases to return to the state agency any specification for which there is only one vendor. The agency would then be required to rewrite the specification in a manner that would allow a minimum of two firms the opportunity to bid, unless the agency provides sufficient justification for the Director of Purchases to determine that only one supplier can provide the item or service.

SWAM  
March 17, 1992  
Attachment 6

This bill would increase the amount of time and paperwork that are required to complete the purchasing process for certain items. More importantly, this bill would place a significant constraint upon the agency's flexibility to obtain the items that have proven to work best for our specific purposes. In some cases, rewriting specifications to permit two manufacturers to bid would mandate that requirements be reduced. The result would be to force the Department to accept items which do not meet its needs. The quality and utility of the item being purchased could be sacrificed. An example of one such item is flame-hardened steel Type VI blades for graders. The Department's experience has been that other grader blades become brittle and break. Only one firm manufactures this specific type of blade. If we had to reduce our specifications so other firms could bid, and their bids were lower, we would have to purchase grader blades whose performance is known to be unsatisfactory.

In sum, we oppose H.B. 2299 because it would infringe on the agency's ability to secure proprietary items when they are necessary to maintain a required level of quality and performance.