

Approved April 6, 1992

MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS.

The meeting was called to order by Senator August "Gus" Bogina, Chairperson, at 11:12 a.m. on March 26, 1992 in Room 123-S of the Capitol.

All members were present except:

No one was absent

Conferees appearing before the committee:

Marty Bloomquist, Kansas Development Finance Authority
Zoel Parenteau, KPTS, Hutchinson/Wichita
Janet Campbell, Director, Kansas Audio Reader Network
Jon Howard, General Manager, KRPS

SB 716 - Sale of Wichita state office building, authorized.

The Chairman told the Committee that he would entertain a motion to advance **SB 716**, stating that Representative Teagarden, Chairman of the House Appropriations Committee and a member of the Joint Committee on Building Construction, indicated that he would act as a "stopper" on the bill if some problem with the recommended transaction would occur. Senator Gaines moved, Senator Doyen seconded, that SB 716 be amended by striking Section 1 (b). The motion carried. The Chair requested that a copy of the bids be provided.

It was moved by Senator Gaines and seconded by Senator Harder that SB 716 as amended be recommended favorable for passage. The motion carried on a roll call vote.

HB 2708 - Appropriations for FY93, occupational and health professions licensing agencies and financial regulatory agencies.

All sections of Attachment 1 were reviewed by Senator Moran. During discussion of the State Bank Commissioner, Senator Gaines complimented the work of the bank examiners in the KPERs investigation. Senator Rock noted the concern of the banking industry over funding of increased audits.

Senator Gaines moved, Senator Moran seconded, that the subcommittee report be amended by recommending that the Board of Cosmetology and the Board of Barbering not be abolished (as recommended by the House subcommittee, Attachment 1-20). The motion carried.

Staff noted that technical amendments would be made to the subcommittee report. Senator Feleciano moved, Senator Moran seconded, that the subcommittee report as amended be adopted. The motion carried.

Senator Moran moved, Senator Feleciano seconded, that HB 2708 as amended be recommended favorable for passage. The motion carried on a roll call vote.

SB 766 - Kansas development finance authority authorized to issue bonds for capital equipment purchases by public television and radio stations.

Marty Bloomquist appeared on behalf of the Kansas Development Finance Authority in support of **SB 766** and reviewed Attachment 2. In answer to the Chairman, Norman Furse, citing K.S.A. 74-8907, stated that statutorily the responsibility for the bond indebtedness would be that of KDFA and, in essence, the equipment would be mortgaged. Concern was expressed that under current statute, bonds could be sold without legislative oversight. Senators Feleciano and Winter, at whose request **SB 766** was drafted, noted their intention that equipment needs be identified by the station, submitted to the PBS, and reviewed by the Legislature prior to issuance of the bonds.

Zoel Parenteau, KPTS, Hutchinson/Wichita, appeared before the Committee and reviewed Attachment 3. There were no questions.

Attachment 4, submitted by Howard Hill, General Manager of KANU-FM, was distributed to Committee members.

It was moved by Senator Feleciano and seconded by Senator Winter that SB 766

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

be conceptually amended with language that would provide legislative approval of the bonding procedure. It was noted that this language would eliminate the possibility of utilizing federal funds this year. In answer to Senator Hayden's concern, it was noted that equipment needs could be addressed during Omnibus considerations. The motion carried.

Senator Winter moved, Senator Feleciano seconded, that SB 766 as amended be recommended favorable for passage. The motion carried on a roll call vote.

SB 769 - Conditioning state financial assistance to public radio stations upon agreements to carry the Kansas audio reader network.

Senator Winter reviewed the history of **SB 769**, noting that public radio station KHCC in Hutchinson had discontinued participation in the Kansas Audio Reader Network. He stated that the intent of this proposed legislation was to cause KHCC to reconsider that action, although he did not believe that the bill should be passed.

Jon Howard, General Manager of KRPS-FM in Pittsburg, appeared before the Committee and reviewed Attachment 5.

Janet Campbell, Director of the Kansas Audio Reader Network, distributed and reviewed Attachment 6. She provided a copy of the Audio Reader Program Schedule for members, Attachment 7.

Zoel Parenteau reviewed several constitutional and legal reasons for opposing **SB 769**, Attachment 8.

It was moved by Senator Winter and seconded by Senator Brady that **SB 769** be not passed. Senator Winter expressed the general consensus of the Committee that any state financed station not carrying the Kansas Audio Reader Network be urged to enter into negotiations to reestablish that service. The motion carried on a roll call vote.

The Chairman adjourned the meeting at 12:29 p.m.

GUEST LIST

COMMITTEE: SENATE WAYS AND MEANS


DATE: March 26 1992

NAME (PLEASE PRINT)	ADDRESS	COMPANY/ORGANIZATION
MARGOT LENZI	1008 Bobolink ^{COLUMBIA MO}	Bachman Jagelkin
Tom Hitchcock	Topeka	Bd. of Pharmacy
Jack R. Shipman	Topeka	Div of Purchases
Benny Carers	Topeka	D/A - DEM
Orion Jordan	"	"
Ric Silber	"	"
Bob Furry	Shawnee Mission	KCP
ZOEL PARENTEAU	WICHITA	KPTS
JUDI STORIK	TOPEKA	KS BANKING DEPT
Frona D. Dunnick	Topeka	Ks Banking Dept
Kevin Glendening	Topeka	Ks Banking Dept.
Jon Howard	Pittsburg	KRPS
Bill Holtenbeck	Pittsburg	PSO
Janet Campbell	Eudora	Auditor Reader
STEVE KIPKAND	LAWRENCE	KU Auditor Reader
Jan Jossel	Lawrence	WU
David S. Monical	Topeka	WU
D & N Anderson	Topeka	KWU
Kevin	Topeka	KS Barber Bd
Eileen M. Nassett	Topeka	Bd of Cosmetology
Mack Smith	Topeka	Ks St Bd of Mortuary Arts
Billy Fose	Topeka	Bd. of Tech. Professions
Marty Bloomquist	Topeka	KDEA
Lisa Urcule	Topeka	DOR
Arlan Holmes	Topeka	DOR
Greg Tugman	Topeka	DOR
WALT DARLING	TOPEKA	Ks Division of Budget
Virgil Basgall	Topeka	PBC
Larry Buening	TOPEKA	Bd OF HEALING ARTS
STEVE A. SCHWARZ	TOPEKA	" " " "
Pat Johnson	Topeka	KsBN
Steve Wasson	Topeka	Office of Securities Comm

SUBCOMMITTEE REPORT

FY 1993

Abstracters' Board of Examiners	H.B. 2708, Sec. 2
Board of Accountancy	H.B. 2708, Sec. 3
State Bank Commissioner	H.B. 2708, Sec. 4
Savings and Loan Department	H.B. 2708, Sec. 5
Board of Barbering	H.B. 2708, Sec. 6
Behavioral Sciences Regulatory Board	H.B. 2708, Sec. 7
Board of Healing Arts	H.B. 2708, Sec. 8
Board of Cosmetology	H.B. 2708, Sec. 9
State Department of Credit Unions	H.B. 2708, Sec. 10
Kansas Dental Board	H.B. 2708, Sec. 11
Board of Mortuary Arts	H.B. 2708, Sec. 12
Board of Hearing Aid Examiners	H.B. 2708, Sec. 13
Consumer Credit Commissioner	H.B. 2708, Sec. 14
Board of Nursing	H.B. 2708, Sec. 15
Board of Optometry Examiners	H.B. 2708, Sec. 16
State Board of Pharmacy	H.B. 2708, Sec. 17
Real Estate Commission	H.B. 2708, Sec. 18
Securities Commissioner	H.B. 2708, Sec. 19
Board of Technical Professions	H.B. 2708, Sec. 20
Board of Veterinary Examiners	H.B. 2708, Sec. 21



Senator Jerry Moran
Subcommittee Chair



Senator August Bogina, Jr.



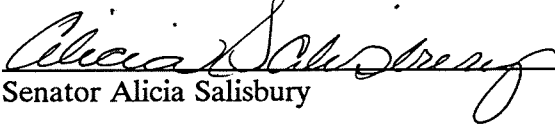
Senator Paul Feleciano, Jr.



Senator Leroy Hayden



Senator Richard Rock



Senator Alicia Salisbury

SWAM
March 26, 1992
Attachment 1

SUBCOMMITTEE REPORT

Agency: Abstracters Board of Examiners **Bill No. --** **Bill Sec. --**
Analyst: Porter **Analysis Pg. No. 1** **Budget Page No. 2**

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
Fee Fund:			
State Operations	\$ 16,236	\$ 16,184	\$ 41
FTE Positions	--	--	--

Agency Estimate/Governor's Recommendation

FY 1992. The Board estimates FY 1992 expenditures of \$16,236, a decrease of \$146 from the expenditure limitation of \$16,382 approved by the 1991 Legislature. The Governor recommends FY 1992 expenditures of \$16,184, a reduction of \$52 from the agency request.

House Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation for FY 1992 with the following adjustment:

1. As a technical adjustment, increase the fee fund expenditure limitation by \$41 to fully fund fringe benefits for the Board's employees.

House Committee Recommendation

The House Committee concurs with the recommendations of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendations of the House Committee.

Fee Fund Analysis. The fee fund analysis below reflects the status of the agency fee fund based on the House recommendation.

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>	<u>Estimated FY 93</u>
Beginning Balance	\$ 7,122	\$ 6,884	\$ 6,367
Net Receipts	15,848	15,708	15,600
Total Funds Available	<u>\$ 22,970</u>	<u>\$ 22,592</u>	<u>21,967</u>
Less: Expenditures	16,086	16,225	16,466
Ending Balance	<u><u>\$ 6,884</u></u>	<u><u>\$ 6,367</u></u>	<u><u>\$ 5,501</u></u>

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the House Committee of the Whole.

SUBCOMMITTEE REPORT

Agency: Abstracters Board of Examiners **Bill No.** 2708 **Bill Sec.** 2
Analyst: Porter **Analysis Pg. No.** 1 **Budget Page No.** 2

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
Fee Fund:			
State Operations	\$ 16,703	\$ 16,420	\$ 46
FTE Positions	--	--	--

Agency Request/Governor's Recommendation

FY 1993. The Board requests \$16,703 in FY 1993, an increase of \$467, or 2.9 percent, above the FY 1992 estimate. The Governor recommends FY 1993 expenditures of \$16,420, a reduction of \$283 from the agency request. The Governor's recommendation includes a reduction of \$640 to the FY 1993 estimated receipts, from \$16,240 to \$15,600.

House Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation for FY 1993 with the following adjustment:

1. As a technical adjustment, increase the fee fund expenditure limitation by \$46 to fully fund fringe benefits for the Board's employees.

House Committee Recommendation

The House Committee concurs with the recommendations of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendations of the House Committee.

Fee Fund Analysis. The fee fund analysis below reflects the status of the agency fee fund based on the House recommendation.

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>	<u>Estimated FY 93</u>
Beginning Balance	\$ 7,122	\$ 6,884	\$ 6,367
Net Receipts	15,848	15,708	15,600
Total Funds Available	<u>\$ 22,970</u>	<u>\$ 22,592</u>	<u>21,967</u>
Less: Expenditures	16,086	16,225	16,466
Ending Balance	<u><u>\$ 6,884</u></u>	<u><u>\$ 6,367</u></u>	<u><u>\$ 5,501</u></u>

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the House Committee of the Whole.

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>	<u>Estimated FY 1993</u>
Beginning Balance	\$ 72,648	\$ 84,293	\$ 77,953
Net Receipts	192,861	189,006	192,277
Total Funds Available	<u>\$ 265,509</u>	<u>\$ 273,299</u>	<u>\$ 270,230</u>
Less: Expenditures	181,216	195,346	201,906
Ending Balance	<u><u>\$ 84,293</u></u>	<u><u>\$ 77,953</u></u>	<u><u>\$ 68,324</u></u>

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the House Committee of the Whole.

Fee Fund Analysis. The fee fund analysis below reflects the balance of the agency fee fund based on the House recommendation.

Resource Estimate	Actual FY 1991	Estimated FY 1992	Estimated FY 1993
Beginning Balance	\$ 72,648	\$ 84,293	\$ 77,953
Net Receipts	192,861	189,006	192,277
Total Funds Available	<u>\$ 265,509</u>	<u>\$ 273,299</u>	<u>\$ 270,230</u>
Less: Expenditures	181,216	195,346	201,906
Ending Balance	<u><u>\$ 84,293</u></u>	<u><u>\$ 77,953</u></u>	<u><u>\$ 68,324</u></u>

Expenditure Summary	House Adj. FY 93	House Rec. FY 93	Subcommittee Adjustments
State Operations:			
Special Revenue Fund	\$ 4,900	\$ 201,906	\$ 3,400
FTE Positions	--	3.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the House Committee of the Whole with the following adjustments:

1. Add \$3,000 to allow the agency to print and distribute a directory of licensed certified accountants.
2. As a technical adjustment, add \$400 to correct an error in the agency's request for salaries and wages.

Fee Fund Analysis. The fee fund analysis below reflects the balance of the agency fee fund based on the Senate Subcommittee adjustment.

Resource Estimate	Actual FY 1991	Estimated FY 1992	Estimated FY 1993
Beginning Balance	\$ 72,648	\$ 84,293	\$ 77,953
Net Receipts	192,861	189,006	192,277
Total Funds Available	<u>\$ 265,509</u>	<u>\$ 273,299</u>	<u>\$ 270,230</u>
Less: Expenditures	181,216	195,346	205,306
Ending Balance	<u><u>\$ 84,293</u></u>	<u><u>\$ 77,953</u></u>	<u><u>\$ 64,924</u></u>

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Senate Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ --	\$ 2,707,031	\$ --
FTE Positions	--	68.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: Bank Commissioner **Bill No.** 2708 **Bill Sec.** 4
Analyst: Duncan **Analysis Pg. No.** 8 **Budget Page No.** 100

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 3,157,332	\$ 3,026,232*	\$ (90,349)
FTE Positions	72	71	(3.0)

* Includes \$140,870 and 3.0 FTE transferred from the Savings and Loan Department.

Agency Request/Governor's Recommendation

The agency requests \$3,157,332 in FY 1993, an increase of \$446,016 (16.5 percent) over revised current year estimated expenditures. The request would fund 72.0 FTE positions, an increase of four Financial Examiners for the Trust Division. The agency's FY 1993 request would provide salary step movement and benefit adjustments for existing employees and reclassify six Financial Examiners I to Financial Examiners II (range 19 to 21) and six Financial Examiners II to Financial Examiners III (range 21 to 24). The agency's request includes \$3,780 for salaries and per diem for nine Board members. The Governor recommends state operating expenditures totaling \$3,026,232 in FY 1993, a decrease of \$271,970 from the agency's request. The Governor's recommendation shifts the duties and responsibilities of the Savings and Loan Department to a subdivision of the Banking Department. The recommendation includes \$140,870 and 3.0 FTE positions transferred from the Savings and Loan Department. The FY 1993 recommendation provides salary step movement and merit pay increases. The Governor concurs with the agency's reclassification requests.

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendation of the Governor with the following adjustments and observations:

1. Delete \$140,870 from the Savings and Loan Fee Fund and 3.0 FTE associated with the Savings and Loan program. The House Subcommittee does not make a recommendation regarding the Executive Reorganization Order No. 24 which transfers the powers, duties, and functions of the existing Savings and Loan Department and the Savings and Loan Commissioner to the office of the State Bank Commissioner. Instead, the Subcommittee based this recommendation on current law.
2. Add \$2,000 for rents to allow the agency to acquire secured storage space for bank documents.

3. Add \$36,916 for travel and subsistence to allow attendance by the agency's attorneys at regulatory conferences and to provide examiners with formal training.
4. Add \$1,105 for subscriptions to various publications.
5. Add \$500 to allow the agency to establish a hospitality fund. The Subcommittee notes that this will enable the agency to host the semi-annual Midwest Regulators meeting.
6. Add \$10,000 for capital outlay for the field offices, bringing total capital outlay expenditures to \$37,700 in FY 1993. The Subcommittee notes that capital outlay expenditures for the Banking Department total \$1,090 for FY 1992.
7. The House Subcommittee notes that the agency requested \$146,497 and 4.0 FTE Trust Examiners associated with the Trust program. The Subcommittee encourages the agency to utilize two or more of the current 55 bank examiners to expand examinations of trust departments in FY 1993. The Subcommittee recommends that the 1993 Legislature reevaluate this request after interstate banking has been fully implemented.

The fee fund analysis, based on the recommendations of the House Subcommittee, is as follows:

Resource Estimate	Actual FY 1991	Estimated FY 1992	Estimated FY 1993
Beginning Balance	\$ 588,777	\$ 732,554	\$ 250,960
Net Receipts	2,809,672	2,222,149	2,906,350
Total Funds Available	\$ 3,398,449	\$ 2,954,703	\$ 3,157,310
Less: Expenditures	2,665,895	2,703,743	2,935,883
Ending Balance	\$ 732,554	\$ 250,960	\$ 221,427

* Excludes the Savings and Loan program.

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Senate Subcommittee Adj. FY 93</u>
State Operations:			
Special Revenue Fund	\$ (90,349)	\$ 2,935,883	\$ 267,033
FTE Positions	(3.0)	68.0	5.0

Senate Subcommittee Recommendation

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

1. Add \$9,709 for rent to allow the agency to expand the office of the Commissioner, the Topeka field office and the Chanute field office.
2. Add \$42,336 for travel and subsistence to provide formal training for the examination staff. This funding will allow the agency to attend FDIC, Federal Reserve Bank and Conference of State Bank Supervisors schools to promote and assure consistency of examination techniques and policies.
3. Add \$27,392 for capital outlay for the field offices, which includes \$16,458 for computers and software, \$6,150 for office furniture and \$4,784 for briefcases.
4. Add \$109,723 and 4.0 FTE Financial Examiner I positions to allow the agency to meet the statutory mandate for completing trust examinations.
5. Add \$36,774 for other operating expenditures associated with the 4.0 new FTE positions.
6. Add \$37,660 and 1.0 FTE Financial Examiner V to handle inquiries and review applications for interstate banking acquisitions.
7. Add \$3,439 for capital outlay associated with this position to allow the agency to purchase a desk, a desk chair, two guest chairs, a computer, a computer table and a bookcase.
8. The Subcommittee recognizes that the Bank Commissioner will need to increase the current fee assessment to provide funding for the expenditures requested by the agency and recommended by the Subcommittee. Since the implementation of the assessment system in FY 1986, assessments have ranged from the current low of \$147 per million dollars of assets to a high in FY 1990 of \$208 per million dollars of assets. The Subcommittee learned that, to fund this budget for FY 1993, the Bank Commissioner will need to assess approximately \$207 per million dollars of assets. The Subcommittee understands that the assessment for FY 1992 was low due to an effort by the agency to reduce the high carry forward balance on the fee fund. The assessment for trust departments and trust companies, assuming the passage of H.B. 2810 (which establishes a separate fee

assessment for trust departments) is estimated at approximately \$19 per million dollars of assets. The Subcommittee notes that the Kansas Bankers Association appeared in support of the agency's appeal.

9. The Subcommittee notes that the agency provided, at its own expense, numerous examiner hours on behalf of the Joint Committee on KPERS Investment Practices. The Subcommittee commends the Banking Department for the quality of the work performed and expresses great appreciation for agency's efforts and participation in the investigation.

The fee fund analysis, based on the recommendations of the Subcommittee is as follows:

Resource Estimate	Actual FY 91	Estimated FY 92	Estimated FY 93
Beginning Balance	\$ 588,777	\$ 732,554	\$ 250,960
Net Receipts	2,809,672	2,222,149	3,173,383
Total Funds Available	\$ 3,398,449	\$ 2,954,703	\$ 3,424,343
Less: Expenditures	2,665,895	2,703,743	3,202,916
Ending Balance	<u>\$ 732,554</u>	<u>\$ 250,960</u>	<u>\$ 221,427</u>

SUBCOMMITTEE REPORT

Agency: Savings and Loan Department Bill No. -- Bill Sec. --
 Analyst: Duncan Analysis Pg. No. 59 Budget Page No. 504

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 151,696	\$ 143,165	\$ 3,850
FTE Positions	3.0	3.0	--

Agency Estimate/Governor's Recommendation

The agency estimates FY 1992 expenditures of \$151,696, a decrease of \$42,279 and 2.5 FTE from the amount approved by the 1991 Legislature. According to the agency, the staff reduction will not have an adverse impact on department performance because the joint federal/state examination program has been discontinued. The Governor recommends \$143,165 for FY 1992, a reduction of \$8,531 from the agency estimate. The reduction occurs in salary adjustments (\$658) and travel expense (\$7,873).

House Subcommittee Recommendation

The Subcommittee concurs with the recommendation of the Governor for FY 1992, with the following adjustment:

1. Add \$3,850 for travel and subsistence to allow the agency adequate funds to meet with federal auditors. The increased funding would provide for a total of \$7,000 for travel and subsistence in FY 1992, which is the same amount recommended by the Governor in FY 1993 for the Savings and Loan program incorporated within the budget of the Bank Commissioner.

The fee fund analysis, based on the recommendation of the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>
Beginning Balance	\$ 104,635	\$ 80,060
Net Receipts	178,134	148,200
Total Funds Available	\$ 282,769	\$ 228,260
Less: Expenditures	202,709	147,015
Ending Balance	<u>\$ 80,060</u>	<u>\$ 81,245</u>

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Senate Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 3,850	\$ 147,015	\$ --
FTE Positions	--	3.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: Savings and Loan Department **Bill No.** 2708 **Bill Sec.** 5

Analyst: Duncan **Analysis Pg. No.** 59 **Budget Page No.** 504

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 156,215	\$ 0*	\$ 151,564
FTE Positions	3.0	0.0	3.0

Agency Request/Governor's Recommendation

The agency request for FY 1993 totals \$156,215, an increase of \$4,519 over the revised current year estimated expenditures. The request continues the present staffing level of 3.0 FTE. Requested items of expenditure include \$119,554 for salaries and wages, \$13,571 for rents, \$9,500 for travel and subsistence, \$5,000 for contractual services, and \$8,590 for all other items. The Governor recommends that the responsibilities of the Savings and Loan Department be transferred to the Bank Commissioner in FY 1993.

House Subcommittee Recommendation

The House Subcommittee does not make a recommendation regarding the Executive Reorganization Order No. 24 which transfers the powers, duties, and functions of the existing Savings and Loan Department and the Savings and Loan Commissioner to the office of the State Bank Commissioner. Instead, the Subcommittee, based on current law, makes the following adjustments:

1. Add \$151,564 and 3.0 FTE for a single line item appropriation for the Department of Savings and Loan. The amount is predicated upon the recommendation made by the Governor for the savings and loan subprogram in the budget of the Bank Commissioner. The Governor recommended \$140,870 for the subprogram in FY 1993. The Subcommittee used this recommendation as a starting point and restored \$4,735 in salaries and wages (to eliminate shrinkage); \$1,000 for fees -- other services (to provide training) and \$4,959 for rent (to restore rent to the current level).

The fee fund analysis, based on the recommendation of the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>	<u>Estimated FY 1993</u>
Beginning Balance	\$ 104,635	\$ 80,060	\$ 81,245
Net Receipts	178,134	148,200	148,200
Total Funds Available	<u>\$ 282,769</u>	<u>\$ 228,260</u>	<u>\$ 229,445</u>
Less: Expenditures	202,709	147,015	151,564
Ending Balance	<u><u>\$ 80,060</u></u>	<u><u>\$ 81,245</u></u>	<u><u>\$ 77,881</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Senate Subcom. Adj. 93</u>
State Operations:			
Special Revenue Funds	\$ 151,564	\$ 151,564	\$ --
FTE Positions	3.0	3.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: Board of Barbering **Bill No.** 2708 **Bill Sec.** 6
Analyst: Piekalkiewicz **Analysis Pg. No.** 13 **Budget Page No.** 106

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 104,953	\$ 85,128	\$ --
FTE Positions	2.5	2.0	--

Agency Request/Governor's Recommendation

The budget year request totals \$104,953, a net increase of \$16,797 (19.2 percent) above the FY 1992 estimate of \$88,055. The request includes funding for a full-time inspector and a \$4,382 decrease in travel and subsistence. The Governor recommends \$85,128 for FY 1993, a decrease of \$19,825 from the Board's request. The recommendation includes a decrease of \$18,425 in salaries and wages. The salary and wage recommendation does not include funding a full-time inspector as requested by the Board.

House Subcommittee Recommendation

FY 1992. The Subcommittee concurs with the Governor's recommendation with the following comment:

1. The Subcommittee notes that the Governor deleted funding in the amount of \$4,977 which the Board included in its FY 1992 estimate for four investigative hearings that the Board has already conducted in the current year. The Subcommittee further notes that the expenditures limitation set by the 1991 Legislature was not reduced by the Governor in the current year, and therefore, the Board still has the expenditure authority to expend funds for the investigative hearings. The Subcommittee believes that it would be appropriate for the Governor to submit a Governor's Budget Amendment in order to adjust expenditures to reflect this expenditure which has been incurred by the Board.

FY 1993. The Subcommittee concurs with the Governor's recommendation with the following comments and recommendations:

1. It is appropriate that at this time when the Legislature is examining the elimination of a number of state commissions and boards, that the possibility of abolishing both the Board of Barbering and the Board of Cosmetology be also discussed.

The Subcommittee recommends that legislation be introduced to transfer the responsibility of inspections of barber shops and beauty salons to the Department of Health and Environment and the responsibility for the barber and cosmetology schools to the Board of Education. The Subcommittee further recommends that the balances in the barber and cosmetology fee funds be divided equally between the Department of Health and Environment and the Department of Education.

2. Make a technical adjustment to the position limitation authority contained in the appropriations bill to accurately reflect the Governor's recommendation.

House Committee and House Committee of the Whole Recommendation

Concur.

Senate Subcommittee Recommendation

Concur.

SUBCOMMITTEE REPORT

Agency: Behavioral Sciences
Regulatory Board

Bill No. 2729

Bill Sec. --

Analyst: Robinson

Analysis Pg. No. 16

Budget Page No. 108

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 263,282	\$ 262,825	\$ --
FTE Positions	4.0	4.0	--

Agency Estimate/Governor's Recommendation

The Board estimates FY 1992 expenditures of \$263,282, as approved by the 1991 Legislature and adjusted by Finance Council action. The Governor recommends FY 1992 expenditures of \$262,825, a net reduction of \$457 from the revised estimate. The recommendation includes a reduction of \$1,515 in salaries and wages and an increase of \$1,058 in rents.

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendations of the Governor.

The status of the fee fund, based on the recommendations of the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>
Beginning Balance	\$ 52,153	\$ 35,070
Net Receipts	200,575	282,885
Total Funds Available	\$ 252,728	\$ 317,955
Less: Expenditures	217,658	262,825
Ending Balance	\$ 35,070	\$ 55,130

House Committee Recommendation

The House Committee concurs with the recommendation of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ --	\$ 262,825	\$ --
FTE Positions	--	4.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the House.

The status of the fee fund, based on the recommendations of the Senate Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>
Beginning Balance	\$ 52,153	\$ 35,070
Net Receipts	200,575	282,885
Total Funds Available	\$ 252,728	\$ 317,955
Less: Expenditures	217,658	262,825
Ending Balance	\$ 35,070	\$ 55,130

SUBCOMMITTEE REPORT

Agency: Behavioral Sciences
Regulatory Board

Bill No. 2708

Bill Sec. 7

Analyst: Robinson

Analysis Pg. No. 16

Budget Page No. 108

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 306,781	\$ 275,284	\$ 3,972
FTE Positions	4.0	4.0	--

Agency Request/Governor's Recommendation

The Board requests FY 1993 expenditures of \$206,781, an increase of \$43,499 above the revised FY 1992 estimate. The increase includes \$6,390 in salaries and wages, \$35,364 in contractual services, and \$1,745 in commodities. The Governor recommends FY 1993 expenditures of \$275,284, a reduction of \$31,497 from the amount requested. Recommended reductions are in the following areas: salaries and wages (\$5,234); communications (\$5,136); rent (\$296); travel and subsistence (\$8,633); professional fees (\$8,666); capital outlay (\$360); and all other (\$3,172).

House Subcommittee Recommendation

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

1. As a technical adjustment, add \$3,972 to properly reflect the Governor's recommendation for salaries and wages.
2. The Subcommittee notes that since marriage and family therapists have come under Board regulation, over 320 individuals have notified the Board of an intent to register. There is currently a proposal before the Legislature to bring drug and alcohol counselors under Board regulation. The Subcommittee would note that if such legislation passes, additional funding may be necessary and would be an appropriate item for Omnibus consideration.

The status of the fee fund, based on the House Subcommittee recommendation, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>	<u>Estimated FY 1993</u>
Beginning Balance	\$ 52,153	\$ 35,070	\$ 55,130
Net Receipts	200,575	282,885	246,315
Total Funds Available	<u>\$ 252,728</u>	<u>\$ 317,955</u>	<u>\$ 301,445</u>
Less: Expenditures	217,658	262,825	279,256
Ending Balance	<u><u>\$ 35,070</u></u>	<u><u>\$ 55,130</u></u>	<u><u>\$ 22,189</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 3,972	\$ 279,256	\$ --
FTE Positions	--	4.0	--

Senate Subcommittee Recommendation

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

1. The Subcommittee recommends the introduction of legislation that would increase the statutory maximum the agency may charge for psychology examinations from \$250 to \$350.

The status of the fee fund, based on the recommendations of the Senate Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>	<u>Estimated FY 1993</u>
Beginning Balance	\$ 52,153	\$ 35,070	\$ 55,130
Net Receipts	200,575	282,885	246,315
Total Funds Available	<u>\$ 252,728</u>	<u>\$ 317,955</u>	<u>\$ 301,445</u>
Less: Expenditures	217,658	262,825	279,256
Ending Balance	<u><u>\$ 35,070</u></u>	<u><u>\$ 55,130</u></u>	<u><u>\$ 22,189</u></u>

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ --	\$ 1,193,136	\$ --
FTE Positions	--	22.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the House.

The status of the fee fund, based on the recommendations of the Senate Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 92</u>
Beginning Balance	\$ 1,096,657	\$ 1,064,417
Net Receipts	1,120,318	1,248,340
Total Funds Available	<u>\$ 2,216,975</u>	<u>\$ 2,312,757</u>
Less: Expenditures	1,148,258	1,193,136
Nonreportable Exp.	4,300	--
Ending Balance	<u><u>\$ 1,064,417</u></u>	<u><u>\$ 1,119,621</u></u>

4. The Subcommittee was informed that the agency needs \$10,000 for a computer consultant to enhance the present computer system and allow for more efficient tracking of complaints and malpractice petitions. Without further documentation, the Subcommittee is unable to determine if this is a reasonable amount, and is unable to recommend funding at this time.

The status of the fee fund, based on the recommendation of the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 92</u>	<u>Estimated FY 93</u>
Beginning Balance	\$ 1,096,657	\$ 1,064,417	\$ 1,119,621
Net Receipts	1,120,318	1,248,340	1,342,235
Total Funds Available	<u>\$ 2,216,975</u>	<u>\$ 2,312,757</u>	<u>\$ 2,461,856</u>
Less: Expenditures	1,148,258	1,193,136	1,239,234
Nonreportable Exp.	4,300	--	--
Ending Balance	<u><u>\$ 1,064,417</u></u>	<u><u>\$ 1,119,621</u></u>	<u><u>\$ 1,222,622</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 26,597	\$ 1,239,234	\$ 25,624
FTE Positions	1.0	23.0	--

Senate Subcommittee Recommendation

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

1. Increase the agency's expenditure limitation by \$25,624 to fund the impaired provider program at the level requested by the agency.

The status of the fee fund, based on the recommendations of the Senate Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 92</u>	<u>Estimated FY 93</u>
Beginning Balance	\$ 1,096,657	\$ 1,064,417	\$ 1,119,621
Net Receipts	1,120,318	1,248,340	1,342,235
Total Funds Available	<u>\$ 2,216,975</u>	<u>\$ 2,312,757</u>	<u>\$ 2,461,856</u>
Less: Expenditures	1,148,258	1,193,136	1,264,858
Nonreportable Exp.	4,300	--	--
Ending Balance	<u><u>\$ 1,064,417</u></u>	<u><u>\$ 1,119,621</u></u>	<u><u>\$ 1,196,998</u></u>

SUBCOMMITTEE REPORT

Agency: Board of Cosmetology

Bill No. 2708

Bill Sec. 9

Analyst: Piekalkiewicz

Analysis Pg. No. 22

Budget Page No. 165

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 345,825	\$ 319,915	\$ --
FTE Positions	8.5	8.0	--

Agency Request/Governor's Recommendation

The FY 1993 request totals \$345,825, an increase of \$38,378 over the FY 1992 estimate of \$307,447. Of the increase, \$20,412 is in salaries and wages, including \$10,986 for additional .5 FTE Inspector. Additionally, of the total increase, \$4,590 is in travel and subsistence, and \$6,412 is to fund an expected increase in the cost of the national cosmetology written examination. For FY 1993, the Governor recommends expenditures of \$319,915, \$25,910 below the Board's request. The recommendation includes reduction in salaries and wages (\$13,053) and travel and subsistence (\$4,130). The recommendation does not include the requested additional .5 FTE inspector position.

House Subcommittee Recommendation

FY 1992. The Subcommittee concurs with the Governor's recommendations for the current year.

FY 1993. The Subcommittee concurs with the Governor's recommendations with the following comments and recommendations:

1. It is appropriate that at this time when the Legislature is examining the elimination of a number of state commissions and boards, that the possibility of abolishing both the Board of Barbering and the Board of Cosmetology be also discussed.

The Subcommittee recommends that legislation be introduced to transfer the responsibility of inspections of barber shops and beauty salons to the Department of Health and Environment and the responsibility for the barber and cosmetology schools to the Board of Education. The Subcommittee further recommends that the balances in the barber and cosmetology fee funds be divided equally between the Department of Health and Environment and the Department of Education.

2. The Subcommittee notes that last year the Subcommittee was informed that the Board was reviewing and updating rules and regulations relating to the Board of

Cosmetology. The Subcommittee this year was concerned to learn that the Board has not made significant progress in the evaluation and alteration of the outdated rules and regulations. It appears to the Subcommittee that this delay signals a possible lack of responsiveness to the needs of the industry by the Board of Cosmetology.

3. The Subcommittee also notes that last year the Subcommittee was informed of the Board's proposal to conduct cosmetology examinations in four different locations around the state instead of only in Topeka. The Subcommittee at that time encouraged the Board to pursue this concept which the Subcommittee believed would better serve students and allow for cost savings to the Board in travel and rental expenses. The Subcommittee has learned that the Board forego any ideas of changes regarding the locations of examinations when the cosmetology schools expressed their disagreement with the plan. The Subcommittee believes that this is yet another example of how the Board has not been responsive to the needs of the industry.

House Committee and House Committee of the Whole Recommendation

Concur.

Senate Subcommittee Recommendation

Concur.

SUBCOMMITTEE REPORT

Agency: State Department of Credit Unions Bill No. -- Bill Sec. --

Analyst: Duncan Analysis Pg. No. 25 Budget Page No. 166

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 609,294	\$ 592,905	\$ --
FTE Positions	12.0	12.0	--

Agency Estimate/Governor's Recommendation

The agency estimates expenditures of \$609,294 in FY 1992, a decrease of \$1,170 from the approved amount of \$610,464. The estimate includes \$487,890 for salaries and wages, \$11,067 for communications, \$14,359 for rents, and \$85,774 for travel and subsistence. The Governor recommends \$592,905 for operating expenditures in FY 1992, a decrease of \$16,389 from the agency estimate. Recommended reductions include \$1,887 for salaries and wages and \$14,502 for travel and subsistence.

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendations of the Governor.

The fee fund analysis, based on the recommendations of the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimate FY 1992</u>
Beginning Balance	\$ 149,506	\$ 172,094
Net Receipts	575,884	601,032
Total Funds Available	<u>\$ 725,390</u>	<u>\$ 773,126</u>
Less: Expenditures	553,296	592,905
Ending Balance	<u><u>\$ 172,094</u></u>	<u><u>\$ 180,221</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Senate Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ --	\$ 592,905	\$ --
FTE Positions	--	12.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: State Department of Credit Unions Bill No. 2708

Bill Sec. 10

Analyst: Duncan

Analysis Pg. No. 25

Budget Page No. 166

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 641,612	\$ 608,251	\$ --
FTE Positions	12.0	12.0	--

Agency Request/Governor's Recommendation

The agency requests \$641,612 for operating expenditures in FY 1993, an increase of \$32,318 (5.3 percent) over the revised FY 1992 estimate. The request includes \$503,519 for salaries and wages (\$15,629 increase); \$11,190 for communications (\$123 increase); \$14,716 for rents (\$357 increase); \$89,685 for travel and subsistence (\$3,911 increase); \$10,000 for fees (\$10,000 increase); \$4,000 for office supplies (no change); \$3,397 for capital outlay (\$2,330 increase); and \$5,105 for all other expenditures (\$37 decrease). To provide funding for FY 1993, the agency plans a 2.7 percent increase in the operational fee scale. For FY 1993, the Governor recommends \$608,251 for state operations, a \$33,361 decrease from the agency request. Recommended reductions occur in salaries and wages (\$9,123); travel (\$10,841); utilities (\$10,000); and capital outlay (\$3,397).

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendations of the Governor.

The fee fund analysis, based on the recommendations of the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimate FY 1992</u>	<u>Estimate FY 1993</u>
Beginning Balance	\$ 149,506	\$ 172,094	\$ 180,221
Net Receipts	575,884	601,032	617,266
Total Funds Available	<u>\$ 725,390</u>	<u>\$ 773,126</u>	<u>\$ 797,487</u>
Less: Expenditures	553,296	592,905	608,251
Ending Balance	<u><u>\$ 172,094</u></u>	<u><u>\$ 180,221</u></u>	<u><u>\$ 189,236</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Senate Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ --	\$ 608,251	\$ --
FTE Positions	--	12.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: Kansas Dental Board

Bill No. 2729

Bill Sec. 2

Analyst: Robinson

Analysis Pg. No. 28

Budget Page No. 170

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 168,642	\$ 157,611	\$ --
FTE Positions	1.5	1.5	--

Agency Estimate/Governor's Recommendation

FY 1992. The Dental Board estimates expenditures of \$168,642 in FY 1992, an increase of \$13,434 (8.7 percent) above approved FY 1992 expenditures of \$155,208. The increase includes \$1,953 in salaries and wages, \$4,053 in printing and advertising, and \$7,428 in professional services.

The Governor's FY 1992 recommendation of \$157,611 is a reduction of \$11,031 from the agency's revised request. The reductions include \$4,053 in printing and advertising, and \$7,428 in professional services. There is a \$450 increase in salaries and wages due to fringe benefit calculations. The Governor's recommendation provides for an expenditure limitation increase of \$2,403, all in salaries and wages.

House Subcommittee Recommendation

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

1. The agency indicated a concern regarding the professional services object code. According to the agency, ten investigations are budgeted for FY 1992, and there are currently nine investigations under way. The agency has indicated, however, that there may be some savings in the expenditures for the impaired provider contract. The Subcommittee does not recommend additional funding at this time but more funding may be necessary later in the appropriations process.

The status of the fee fund, based on the recommendations of the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 1992</u>
Beginning Balance	\$ 158,074	\$ 159,005
Net Receipts	142,418	144,320
Total Funds Available	<u>\$ 300,492</u>	<u>\$ 303,325</u>
Less: Expenditures	141,487	157,611
Ending Balance	<u><u>\$ 159,005</u></u>	<u><u>\$ 145,714</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ --	\$ 157,611	\$ 10,000
FTE Positions	--	1.5	--

Senate Subcommittee Recommendation

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

1. Increase the agency's expenditure limitation by \$10,000 to allow additional funding for investigative and legal fees.

The status of the fee fund, based on the recommendations of the Senate Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 1992</u>
Beginning Balance	\$ 158,074	\$ 159,005
Net Receipts	142,418	144,320
Total Funds Available	<u>\$ 300,492</u>	<u>\$ 303,325</u>
Less: Expenditures	141,487	167,611
Ending Balance	<u><u>\$ 159,005</u></u>	<u><u>\$ 135,714</u></u>

SUBCOMMITTEE REPORT

Agency: Kansas Dental Board

Bill No. 2708

Bill Sec. 11

Analyst: Robinson

Analysis Pg. No. 28

Budget Page No. 170

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 194,975	\$ 158,702	\$ --
FTE Positions	1.5	1.5	--

Agency Request/Governor's Recommendation

B. FY 1993. The agency requests expenditures of \$194,975 in FY 1993, an increase of \$26,333 (15.6 percent) over the agency's revised FY 1992 estimate. The request would fund 2.0 FTE positions, an increase of 0.5 positions, and would continue current operations.

The Governor's FY 1993 recommendation of \$158,702 reflects a reduction of \$36,273 from the amount requested by the agency. The reductions are in the area of salaries and wages (\$17,111), communications (\$1,500), printing and advertising (\$5,800), travel and subsistence (\$3,562), and professional services (\$8,300). The Governor does not recommend increasing the agency's position limitation from 1.5 to 2.0 FTE.

House Subcommittee Recommendation

The House Subcommittee concurs with the Governor's recommendation.

The status of the fee fund, based on the recommendations of the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 92</u>	<u>Estimated FY 93</u>
Beginning Balance	\$ 158,074	\$ 159,005	\$ 145,714
Net Receipts	142,418	144,320	146,900
Total Funds Available	\$ 300,492	\$ 303,325	\$ 292,614
Less: Expenditures	141,487	157,611	158,702
Ending Balance	\$ 159,005	\$ 145,714	\$ 133,912

House Committee Recommendation

The House Committee concurs with the recommendation of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ --	\$ 158,702	\$ 8,400
FTE Positions	--	1.5	.3

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the House, with the following adjustments:

1. Increase the expenditure limitation by \$2,400 to allow the Dental Board to relocate to state property. The Board's current office is housed in a building which is currently in bankruptcy and in a poor state of repair.
2. Increase the expenditure limitation by \$6,000 and increase the agency's FTE limitation from 1.5 to 1.8. This would allow the Administrative Secretary to work additional hours.

The status of the fee fund, based on the recommendations of the Senate Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 92</u>	<u>Estimated FY 93</u>
Beginning Balance	\$ 158,074	\$ 159,005	\$ 135,714
Net Receipts	142,418	144,320	146,900
Total Funds Available	<u>\$ 300,492</u>	<u>\$ 303,325</u>	<u>\$ 282,614</u>
Less: Expenditures	141,487	167,611	167,102
Ending Balance	<u><u>\$ 159,005</u></u>	<u><u>\$ 135,714</u></u>	<u><u>\$ 115,512</u></u>

SUBCOMMITTEE REPORT

Agency: Board of Mortuary Arts

Bill No. 2729

Bill Sec. 25

Analyst: Porter

Analysis Pg. No. 38

Budget Page No. 440

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 141,071	\$ 140,597	\$ 3,749
FTE Positions	3.0	3.0	--

Agency Estimate/Governor's Recommendation

The Board of Mortuary Arts estimates expenditures for FY 1992 to be \$141,071, the amount approved by the 1991 Legislature, as adjusted by Finance Council action. The Board cautions, however, that more hearings and investigations than anticipated have occurred in FY 1992 and that additional expenditure authority may be necessary for additional conference calls, Board member travel, and court reporter services. The Governor recommends FY 1992 expenditures of \$140,597, a reduction of \$474 from the agency estimate. The recommendation reflects a downward adjustment for the cost of employee health insurance and corrections to the fringe benefits estimate.

House Subcommittee Recommendation

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

1. Increase the fee fund expenditure limitation by \$3,749 in FY 1992. The Subcommittee was informed that the number of complaints, investigations, and hearings in FY 1992 have exceeded the number anticipated at the time the budget was submitted. In calendar year 1991 a total of 69 complaints were filed with the Board. Those complaints resulted in investigations of varying durations and have culminated in nine hearings to date. The Board's FY 1992 budget submission includes an estimate of 45 complaints and three hearings.

Additional expenditures associated with the increased number of complaints, investigations, and hearings include communications (\$1,185), court reporter fees (\$436), and salaries (\$420), and travel and subsistence (\$3,300) for Board members, for a total of \$5,341. These expenses are offset by savings of \$1,592 the agency anticipates in other areas, due primarily to purchasing fewer embalmer exams than anticipated.

The Subcommittee notes that the Board has a history of not utilizing its full expenditure authority and is confident that, if the anticipated expenditures for investigations and hearings are not necessary, the Board will not expend these funds for other purposes.

House Committee Recommendation

The House Committee concurs with the recommendations of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendations of the House Committee.

Fee Fund Analysis. The fee fund analysis below reflects the balance of the agency fee fund based on the House recommendation.

Resource Estimate	Actual FY 1991	Estimated FY 1992	Estimated FY 1993
Beginning Balance	\$ 49,820	\$ 47,694	\$ 37,491
Net Receipts	130,384	134,143	142,098
Total Funds Available	\$ 180,204	\$ 181,837	\$ 179,589
Less: Expenditures	132,509	144,346	150,838
Ending Balance	\$ 47,695	\$ 37,491	\$ 28,751

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the House Committee of the Whole.

SUBCOMMITTEE REPORT

Agency: Board of Mortuary Arts

Bill No. 2708

Bill Sec. 12

Analyst: Porter

Analysis Pg. No. 38

Budget Page No. 440

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations: Special Revenue Fund	\$ 150,744	\$ 144,731	\$ 6,107
FTE Positions	3.0	3.0	--

Agency Request/Governor's Recommendation

The Board requests expenditure authority of \$150,744, an increase of \$9,673, or 6.4 percent, above the amount approved for FY 1992. The Board requests funding for the existing 3.0 FTE positions. The Board proposes no major changes in its operation. The Governor recommends FY 1993 expenditures of \$144,731, a reduction of \$6,031 from the agency request.

House Subcommittee Recommendation

The House Subcommittee concurs with the Governor's recommendation for FY 1993 with the following adjustment:

1. Increase the expenditure limitation by \$6,107 for expenses associated with complaint investigations and hearings. The Board anticipates that the increase in complaints which began in FY 1991 will continue into FY 1993 and also that some complaints registered in FY 1992 will result in ongoing investigations and hearings in FY 1993. Expenses associated with the investigations and hearings include communications (\$1,353), travel and subsistence (\$4,318), and court reporter services (\$436).

House Committee Recommendation

The House Committee concurs with the recommendations of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendations of the House Committee.

Fee Fund Analysis. The fee fund analysis below reflects the balance of the agency fee fund based on the House recommendation.

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>	<u>Estimated FY 1993</u>
Beginning Balance	\$ 49,820	\$ 47,694	\$ 37,491
Net Receipts	130,384	134,143	142,098
Total Funds Available	<u>\$ 180,204</u>	<u>\$ 181,837</u>	<u>\$ 179,589</u>
Less: Expenditures	132,509	144,346	150,838
Ending Balance	<u><u>\$ 47,695</u></u>	<u><u>\$ 37,491</u></u>	<u><u>\$ 28,751</u></u>

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendations of the House Committee of the Whole.

SUBCOMMITTEE REPORT

Agency: Board of Examiners for
Hearing Aids

Bill No. 2729

Bill Sec. 3

Analyst: Rampey

Analysis Pg. No. 35

Budget Page No. 3

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 14,630	\$ 14,536	\$ 330
FTE Positions	0.0	0.0	--

Agency Estimate/Governor's Recommendation

In its original budget submission the Board requested that its expenditure limitation be increased by \$601 (from \$14,029 to \$14,630) because of expenditures to print new copies of Board rules and regulations. The request was not entirely unexpected. It was known during the 1991 Session that the Board wanted to reprint its rules and regulations, but precise estimates of printing costs were not available until after the session ended. The Board has estimated \$1,155 for printing, which includes the \$601 expenditure limitation increase.

The Governor recommends expenditures of \$14,536, a reduction of \$94 from the Board's request. The reduction is in salaries. The Governor approves the revised estimate for printing, which, combined with other adjustments, results in a net expenditure limitation increase of \$507.

Following its budget submission, the Board revised its FY 1992 estimate upward by \$330 because of a projected shortfall in travel expenses. The revised estimate was not reviewed by the Governor.

House Subcommittee Recommendation

The Subcommittee concurs with the Governor, with the following exception:

1. Add \$330 for travel. As of February, 1992, the Board has spent \$1,193 of its travel allocation and has only \$180 left. The Board already has canceled one of the four meetings it usually holds each year in order to keep travel expenditures down. The upcoming meeting, for which the additional expenditure authority is requested, is the meeting at which the spring examinations for licensees are given.

House Committee Recommendations

The House Committee concurs with the Subcommittee's recommendation.

House Committee of the Whole

The House Committee of the Whole concurs with the Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Senate Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 330	\$ 14,866	\$ --
FTE Positions	--	0.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House.

SUBCOMMITTEE REPORT

Agency: Board of Examiners for
Hearing Aids

Bill No. 2708

Bill Sec. 13

Analyst: Rampey

Analysis Pg. No. 35

Budget Page No. 3

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 14,626	\$ 13,679	\$ 600
FTE Positions	0.0	0.0	--

Agency Request/Governor's Recommendation

The Board originally requested authority to spend \$14,626 in FY 1993, a decrease of \$4 from the current year's estimate. Printing costs are lower than in FY 1992 because the Board will not be reprinting its rules and regulations. Following its budget submission, the Board revised its request and is asking for an additional \$942 for travel, which brings the Board's total revised request to \$15,568.

The Governor recommends expenditures of \$13,679 for FY 1993, a reduction of \$947 from the Board's original request. The major reduction is in salaries (\$434). The Governor did not consider the revised request for travel expenses.

House Subcommittee Recommendation

The Subcommittee concurs with the Governor, with the following exception:

1. Add \$600 for travel, for a total travel allocation of \$1,950. Actual expenditures for travel were \$1,364 in FY 1991. The Subcommittee's FY 1992 recommendation will make \$1,703 available for travel but, even so, the Board will only be able to hold three meetings this year, not its usual four. The Subcommittee's recommendation for FY 1993 would permit the Board to hold its usual four meetings a year, which the Subcommittee believes are necessary in order for the Board to conduct its business and administer its examinations.

An analysis of the Board's fee fund based on the Subcommittee's recommendations for FY 1992 and FY 1993 is shown below:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Gov. Rec. FY 92</u>	<u>Gov. Rec. FY 93</u>
Beginning Balance	\$ 23,359	\$ 23,630	\$ 22,524
Net Receipts	13,673	13,760	13,780
Total Funds Available	<u>\$ 37,032</u>	<u>\$ 37,390</u>	<u>\$ 36,304</u>
Less: Expenditures	13,402	14,866	14,279
Ending Balance	<u><u>\$ 23,630</u></u>	<u><u>\$ 22,524</u></u>	<u><u>\$ 22,025</u></u>

House Committee Recommendations

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole

The House Committee of the Whole concurs with the Subcommittee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Senate Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 600	\$ 14,279	\$ --
FTE Positions		0.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House.

SUBCOMMITTEE REPORT

Agency: Consumer Credit Commissioner **Bill No. --** **Bill Sec. --**

Analyst: Duncan **Analysis Pg. No. 19** **Budget Page No. 134**

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 327,367	\$ 323,896	\$ --
FTE Positions	7.0	7.0	--

Agency Estimate/Governor's Recommendation

The Commissioner estimates current year expenditures of \$327,367, a decrease of \$2,428 from the amount approved by the 1991 Legislature. Excluded from the reported expenditures is the transfer of \$70,000 to the Kansas Council on Economic Education. The Governor recommends state operating expenditures of \$323,896 in FY 1992, a decrease of \$3,471 from the agency's estimate. Reductions occur for salaries and wages (\$1,099) and travel and subsistence (\$2,372).

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendation of the Governor.

The fee fund analysis, based on the recommendations of the Subcommittee, are as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>
Beginning Balance	\$ 292,775	\$ 254,065
Net Receipts	339,481	336,364
Total Available	<u>\$ 632,256</u>	<u>\$ 590,429</u>
Less: Expenditures	308,191	323,896
Nonreportable Expenditures	70,000	70,000
Ending Balance	<u><u>\$ 254,065</u></u>	<u><u>\$ 196,533</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Senate Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ --	\$ 323,896	\$ --
FTE Positions	--	7.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: Consumer Credit Commissioner **Bill No.** 2708 **Bill Sec.** 14

Analyst: Duncan **Analysis Pg. No.** 19 **Budget Page No.** 134

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 338,249	\$ 333,068	\$ --
FTE Positions	7.0	7.0	--

Agency Request/Governor's Recommendation

The Commissioner requests \$338,249 for FY 1993, an increase of \$10,882 (3.3 percent) above the FY 1992 estimate. The request includes \$276,196 for salaries (\$6,578 increase), \$7,842 for communications (\$287 increase), \$3,493 for printing and advertising (\$118 increase), \$17,953 for rents (\$144 increase), \$28,728 for travel (\$3,130 increase), and \$4,037 for all other costs (\$625 increase). The Commissioner also requests that a transfer of \$70,000 for consumer education be made to the Kansas Council on Economic Education in FY 1993. The Governor recommends FY 1993 expenditures totaling \$333,068, a \$5,181 decrease from the agency's request. The recommendation increases salaries and wages by \$1 and reduces repairs (\$545) and travel and subsistence (\$4,637). The Governor concurs with the \$70,000 transfer to the Kansas Council on Economic Education.

House Subcommittee Recommendation

The House Subcommittee concurs with the Governor's FY 1993 recommendation.

The fee fund analysis, based on the recommendation of the Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>	<u>Estimated FY 1993</u>
Beginning Balance	\$ 292,775	\$ 254,065	\$ 196,533
Net Receipts	339,481	336,364	446,970
Total Available	<u>\$ 632,256</u>	<u>\$ 590,429</u>	<u>\$ 643,503</u>
Less: Expenditures	308,191	323,896	333,068
Nonreportable Expenditures	70,000	70,000	70,000
Ending Balance	<u><u>\$ 254,065</u></u>	<u><u>\$ 196,533</u></u>	<u><u>\$ 240,435</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Senate Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ --	\$ 333,068	\$ --
FTE Positions	--	7.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: Board of Nursing

Bill No. 2729

Bill Sec. 27

Analyst: Colton

Analysis Pg. No. 42

Budget Page No. 444

<u>Expenditure Summary</u>	<u>Agency Req. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 740,372	\$ 735,516	\$ 9,955
FTE Positions	15.0	15.0	--

Agency Request/Governor's Recommendation

The Board of Nursing estimates expenditures of \$740,372 in FY 1992, an increase of \$4,586 over the amount approved by the 1991 Legislature. The Governor's recommendation for FY 1992 is \$735,516, which is the amount requested by the 1991 Legislature.

House Subcommittee Recommendation

The Subcommittee concurs with the recommendations of the Governor, with the following modifications:

1. Add \$2,380 for FY 1992 salaries and wages. The Subcommittee's recommendation is in accord with Item 1 of the Governor's Budget Amendment No. 1. The addition is necessary due to the fact that FY 1992 fringe benefits were miscalculated. The added funds would provide for FY 1992 salary expenditures of \$471,315 for the Board.
2. Add \$7,575 for other operating expenditures. This amount includes: \$1,500 for remodelling expenditures for the Board's recently-acquired new office space; \$2,575 for travel costs associated with the Board's disciplinary activities; and \$3,500 for hearing transcription costs for disciplinary hearings.

House Committee Recommendation

The House Committee concurs with the recommendations of the Subcommittee.

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House's recommendations.

The Board of Nursing Fee Fund analysis, reflecting the recommendations of the Subcommittee, is shown in the following table.

Resource Estimate	Actual FY 1991	Estimated FY 1992
Beginning Balance	\$ 334,899	\$ 351,366
Net Receipts	688,292	709,770
Total Available	\$ 1,023,191	\$ 1,061,136
Less: Expenditures	671,825	745,471
Ending Balance	\$ 351,366	\$ 315,665

SUBCOMMITTEE REPORT

Agency: Board of Nursing

Bill No. 2708

Bill Sec. 15

Analyst: Colton

Analysis Pg. No. 42

Budget Page No. 444

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 811,599	\$ 738,098	\$ 5,265
FTE Positions	15.0	15.0	--

Agency Request/Governor's Recommendation

The Board of Nursing requests an expenditure limitation of \$811,599 in FY 1993, an increase of \$71,277, or 9.6 percent over the agency's revised current fiscal year estimate. Major increases, relative to the agency's FY 1992 estimate, are requested for salaries (\$12,822), fees for professional services (10,532) and travel (\$8,499). Net other changes increase the agency's request by \$39,424. The request would maintain the agency's authorized 15.0 FTE, and it includes \$26,085 in requested capital outlay expenditures. The Governor recommends an FY 1993 expenditure limitation of \$738,098, a decrease of \$73,501 from the agency request. The recommendation would maintain the agency's current staffing level. It makes decreases, relative to the agency request, in funding for salaries (\$7,056), repairing and servicing (\$15,024), travel (\$5,497), fees for professional services (\$12,534), capital outlay (\$25,335) and other items (\$8,055).

House Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendations, with the subsequent exception:

1. Add \$5,265 for fees associated with the agency's Peer Assistance Program. The Subcommittee also recommends, however, that the Board of Nursing adopt a sliding-scale fee-recovery system in order to recapture some of the moneys spent on peer assistance from the practitioners who avail themselves of this program.

House Committee Recommendation

The House Committee is in accord with the recommendations of the Subcommittee.

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House's recommendations.

The Board of Nursing Fee Fund analysis, reflecting the recommendations of the Subcommittee, is shown in this table.

Resource Estimate	Actual FY 1991	Estimated FY 1992	Estimated FY 1993
Beginning Balance	\$ 334,899	\$ 351,366	\$ 315,665
Net Receipts	688,292	709,770	702,170
Total Available	\$ 1,023,191	\$ 1,061,136	\$ 1,017,835
Less: Expenditures	671,825	745,471	743,363
Ending Balance	\$ 351,366	\$ 315,665	\$ 274,472

SUBCOMMITTEE REPORT

Agency: Board of Optometry Examiners **Bill No. --** **Bill Sec. --**

Analyst: Colton **Analysis Pg. No. 47** **Budget Page No. 446**

<u>Expenditure Summary</u>	<u>Agency Req. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 35,736	\$ 35,352	\$ --
FTE Positions	0.3	0.3	--

Agency Request/Governor's Recommendation

The agency requests expenditures from its fee fund that are \$1,336 less than those approved by the 1991 Legislature. The Governor recommends FY 1992 expenditures that are \$384 below those requested by the agency.

House Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendations.

House Committee Recommendation

The House Committee is in accord with the recommendations of the Subcommittee.

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House's recommendations.

The Optometry Fee Fund analysis, reflecting the recommendation of the Subcommittee, is shown in the following table.

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>
Beginning Balance	\$ 40,957	\$ 38,402
Net Receipts	23,096	35,172
Total Funds Available	\$ 64,053	\$ 73,574
Less: Expenditures	25,651	35,352
Ending Balance	\$ 38,402	\$ 38,222

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SUBCOMMITTEE REPORT

Agency: Board of Optometry Examiners **Bill No.** 2708 **Bill Sec.** 16
Analyst: Colton **Analysis Pg. No.** 47 **Budget Page No.** 446

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ 40,146	\$ 35,987	\$ 1,337
FTE Positions	0.3	0.3	--

Agency Request/Governor's Recommendation

The Board of Optometry Examiners requests FY 1993 expenditures of \$40,146, an increase of 12.3 percent over the Board's FY 1992 estimate. The Governor's recommendation of \$35,987 is a decrease of \$4,159 from the agency's request.

House Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendations, with the subsequent exception:

1. Add \$1,337 for operating expenditures. Of the recommended addition, \$637 is for telephone expenses and \$700 is for the Board's membership fee in the International Association of Optometrists.

House Committee Recommendation

The House Committee is in accord with the recommendations of the Subcommittee.

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House's recommendations.

The Optometry Fee Fund analysis, reflecting the recommendations of the Subcommittee, is shown in this table.

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>	<u>Estimated FY 1993</u>
Beginning Balance	\$ 40,957	\$ 38,402	\$ 38,222
Net Receipts	23,096	35,172	43,963
Total Funds Available	<u>\$ 64,053</u>	<u>\$ 73,574</u>	<u>\$ 82,185</u>
Less: Expenditures	25,651	35,352	37,324
Ending Balance	<u><u>\$ 38,402</u></u>	<u><u>\$ 38,222</u></u>	<u><u>\$ 44,861</u></u>

SUBCOMMITTEE REPORT

Agency: State Board of Pharmacy **Bill No. --** **Bill Sec. --**
Analyst: Colton **Analysis Pg. No. 51** **Budget Page No. 458**

<u>Expenditure Summary</u>	<u>Agency Req. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:	\$ 375,151	\$ 362,245	\$ 5,130
FTE Positions	6.0	6.0	--

Agency Request/Governor's Recommendation

The Board of Pharmacy requests FY 1992 expenditures that are \$415 less than those approved by the 1991 Legislature. The Governor recommends \$362,245, a reduction of \$12,906 from the amount requested by the agency. The Governor's recommendation contains decreases in spending for salaries and for professional services.

House Subcommittee Recommendation

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

1. Add \$480 for salaries. The addition would restore funding for a temporary employee that was reduced in the Governor's FY 1992 recommendation. The temporary employee aids the agency in processing license renewals.
2. Add \$4,650 for fees for professional services. Of the recommended addition, \$3,150 is for attorney fees and \$1,500 is for costs associated with the Board's contract for impaired provider services with the Kansas Pharmacy Foundation. The recommendation would provide for total FY 1992 attorney fees of \$30,000, and total FY 1992 impaired provider service fees of \$29,000.

House Committee Recommendation

The House Committee is in accord with the recommendations of the Subcommittee.

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House's recommendations.

The Board of Pharmacy Fee Fund analysis, reflecting the recommendations of the Subcommittee, is shown below.

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimated FY 1992</u>
Beginning Balance	\$ 174,311	\$ 200,945
Net Receipts	361,235	361,110
Total Available	<u>\$ 535,546</u>	<u>\$ 562,055</u>
Less: Expenditures	334,601	367,375
Ending Balance	<u><u>\$ 200,945</u></u>	<u><u>\$ 194,680</u></u>

SUBCOMMITTEE REPORT

Agency: State Board of Pharmacy

Bill No. 2708

Bill Sec. 17

Analyst: Colton

Analysis Pg. No. 51

Budget Page No. 458

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations	\$ 388,128	\$ 371,211	\$ 11,105
FTE Positions	6.0	6.0	--

Agency Request/Governor's Recommendation

The Board requests an increase of \$12,977, or 3.5 percent, over its revised current fiscal year estimate. Included in the request are increases for salaries (\$6,931), fees for professional services (\$5,000), and travel (\$3,285). Other costs are decreased by \$2,239. The Governor's recommendation is a reduction of \$16,917 from the agency request.

House Subcommittee Recommendation

The House Subcommittee concurs with the Governor's recommendations, with the subsequent modifications:

1. Add \$480 for salaries. The addition would restore funding for a temporary employee that was reduced in the Governor's FY 1993 recommendation. The temporary employee aids the agency in processing license renewals.
2. Add \$10,625 for other operating expenditures. The recommendation would provide \$2,500 for travel and subsistence (for total FY 1993 travel moneys of \$37,287); \$5,000 for attorney fees (for total FY 1993 attorney fees of \$33,000); and \$3,125 for the Board's impaired provider program (for total program costs of \$32,000).

House Committee Recommendation

The House Committee is in accord with the recommendations of the Subcommittee.

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House's recommendations.

The status of the Board of Pharmacy Fee Fund, reflecting the Subcommittee's recommendations, is shown below:

Resource Estimate	Actual FY 1991	Estimated FY 1992	Estimated FY 1993
Beginning Balance	\$ 174,311	\$ 200,945	\$ 194,680
Net Receipts	361,235	361,110	361,180
Total Available	\$ 535,546	\$ 562,055	\$ 555,860
Less: Expenditures	334,601	367,375	382,316
Ending Balance	\$ 200,945	\$ 194,680	\$ 173,544

SUBCOMMITTEE REPORT

Agency: Real Estate Commission

Bill No. --

Bill Sec. --

Analyst: Duncan

Analysis Pg. No. 55

Budget Page No. 474

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
Special Revenue Funds:			
State Operations	\$ 615,754	\$ 604,716	\$ 2,272
Other Assistance	11,000	11,000	--
TOTAL	<u>\$ 626,754</u>	<u>\$ 615,716</u>	<u>\$ 2,272</u>
FTE Positions	15.0	15.0	--

Agency Estimate/Governor's Recommendation

The Commission estimates state operations expenditures of \$615,754, the amount approved for FY 1992. Major items of expenditure include \$426,904 for salaries and wages, \$67,190 for travel, \$42,164 for communications, \$33,973 for rent, \$16,320 for printing, \$11,360 for fees -- professional service, and \$17,843 for all other expenditures. The Governor recommends \$604,716 for state operations in FY 1992, a decrease of \$11,038 from the agency estimate. Recommended reductions occur in salaries and wages (\$8,766) and fees -- professional services (\$2,272).

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendation of the Governor with the following adjustment:

1. Add \$2,272 for fees -- professional services to allow the agency to have ten administrative hearings, rather than eight hearings recommended by the Governor.

The fee fund analyses, based on the recommendation of the House Subcommittee are as follows:

Real Estate Fee Fund Resource Estimate	Actual FY 1991	Estimated FY 1992
Beginning Balance	\$ 476,225	\$ 433,857
Net Receipts	445,843	527,228
Total Funds Available	<u>\$ 922,068</u>	<u>\$ 961,085</u>
Less: Expenditures	463,211	547,013
Transfer to Appraiser Fee Fund	25,000	0
Ending Balance	<u><u>\$ 433,857</u></u>	<u><u>\$ 414,072</u></u>

Appraiser Fee Fund Resource Estimate	Actual FY 1991	Estimated FY 1992
Beginning Balance	\$ 25,000	\$ 23,470
Net Receipts	30,800	51,750
Total Funds Available	<u>\$ 55,800</u>	<u>\$ 75,220</u>
Less: Expenditures	32,330	59,975
Ending Balance	<u><u>\$ 23,470</u></u>	<u><u>\$ 15,245</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

Expenditure Summary	House Adj. FY 92	House Rec. FY 92	Senate Subcommittee Adjustments
Special Revenue Funds:			
State Operations	\$ 2,272	\$ 606,988	\$ --
Other Assistance	--	11,000	--
Total	<u><u>\$ 2,272</u></u>	<u><u>\$ 617,988</u></u>	<u><u>\$ --</u></u>
FTE Positions	--	15.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: Real Estate Commission

Bill No. 2708

Bill Sec. 18

Analyst: Duncan

Analysis Pg. No. 55

Budget Page No. 474

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
Special Revenue Funds:			
State Operations	\$ 625,531	\$ 621,449	\$ --
Other Assistance	11,000	11,000	--
Total	<u>\$ 636,531</u>	<u>\$ 632,449</u>	<u>\$ --</u>
FTE Positions	15.0	15.0	--

Agency Request/Governor's Recommendation

For FY 1993, the Commission requests state operations expenditures of \$625,531, a \$9,777 (1.6 percent) increase over the FY 1992 estimate of \$615,754. The request includes \$436,542 for salaries and wages (\$9,638 increase); \$42,576 for communications (\$412 increase); \$14,050 for printing (\$2,270 decrease); \$34,224 for rents (\$251 increase); \$66,194 for travel (\$996 decrease); \$11,360 for professional services (no change); and \$20,585 for all other expenditures (\$2,742 increase). claims against the Real Estate Recovery Revolving Fund are estimated at \$11,000 for FY 1993, the same amount as the current year. For FY 1993, the Governor recommends \$621,449 for state operations, a decrease of \$4,082 from the agency's FY 1993 request. The Governor's recommendation includes an increase of \$7,500 for fees -- other services and reductions in salaries and wages (\$13), travel and subsistence (\$5,889), and fees -- professional services (\$5,680). The Governor concurs with the agency estimate of \$11,000 for claims against the Real Estate Recovery Revolving Fund.

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendation of the Governor with the following adjustment:

1. Make technical adjustments to the bill, as recommended by the Governor's Budget Amendment.

The fee fund analyses, based on the recommendations of the House Subcommittee, are as follows:

Real Estate Fee Fund

Resource Estimate	Actual FY 1991	Estimated FY 1992	Estimated FY 1993
Beginning Balance	\$ 476,225	\$ 433,857	\$ 414,072
Net Receipts	445,843	527,228	437,860
Total Funds Available	\$ 922,068	\$ 961,085	\$ 851,932
Less: Expenditures	463,211	547,013	559,887
Transfer to Appraiser Fee Fund	25,000	0	0
Ending Balance	\$ 433,857	\$ 414,072	\$ 292,045

Appraiser Fee Fund

Resource Estimate	Actual FY 1991	Estimated FY 1992	Estimated FY 1993
Beginning Balance	\$ 25,000	\$ 23,470	\$ 15,245
Net Receipts	30,800	51,750	60,660
Total Funds Available	\$ 55,800	\$ 75,220	\$ 75,905
Less: Expenditures	32,330	59,975	61,562
Ending Balance	\$ 23,470	\$ 15,245	\$ 14,343

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

Expenditure Summary	House Adj. FY 93	House Rec. FY 93	Senate Sub. Adjustments
Special Revenue Funds:			
State Operations	\$ --	\$ 621,449	\$ --
Other Assistance	--	11,000	--
Total	\$ --	\$ 632,449	\$ --
FTE Positions	--	15.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: Securities Commissioner

Bill No. 2729

Bill Sec. 24

Analyst: Robinson

Analysis Pg. No. 62

Budget Page No. 518

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 1,340,123	\$ 1,335,047	\$ 14,968
FTE Positions	26.0	26.0	--

Agency Estimate/Governor's Recommendation

The Securities Commissioner's revised FY 1992 budget estimate totals \$1,335,047, a decrease of \$304 from the amount approved by the 1991 Legislature. The Governor recommends FY 1992 expenditures of \$1,335,047, a reduction of \$5,076 from the agency estimate.

House Subcommittee Recommendation

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

1. Add \$14,968 in the following areas: travel (\$7,507); communications (\$3,985); printing (\$184); repairing and servicing (\$1,315); fees -- other services (\$512); and supplies (\$1,465). The Subcommittee was informed that the agency is anticipating a shortfall in budget authority because of additional expenses in the current year. This is partially due to unanticipated expenditures made by the agency regarding KPERs related investigations. The agency provided the Subcommittee with information reflecting \$14,968 in nonsalary expenditures directly related to the KPERs investigation.

The status of the fee fund, based on the House Subcommittee recommendation, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 92</u>
Beginning Balance	\$ 500,364	\$ 500,000
Net Receipts	2,238,980	2,464,571
Total Funds Available	<u>\$ 2,739,344</u>	<u>\$ 2,964,571</u>
Less: Expenditures	1,278,003	1,350,015
Transfer to SGF	961,231	1,114,556
Nonreportable Expenditures	110	--
Ending Balance	<u><u>\$ 500,000</u></u>	<u><u>\$ 500,000</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 14,968	\$ 1,350,015	\$ 9,000
FTE Positions	--	--	--

Senate Subcommittee Recommendation

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

1. Increase the agency's expenditure limitation by \$9,000 to reduce the recommended shrinkage rate.

The status of the fee fund, based on the recommendations of the Senate Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 92</u>
Beginning Balance	\$ 500,364	\$ 500,000
Net Receipts	2,238,980	2,464,571
Total Funds Available	<u>\$ 2,739,344</u>	<u>\$ 2,964,571</u>
Less: Expenditures	1,278,003	1,344,047
Transfer to SGF	961,231	1,120,524
Nonreportable Expenditures	110	--
Ending Balance	<u><u>\$ 500,000</u></u>	<u><u>\$ 500,000</u></u>

SUBCOMMITTEE REPORT

Agency: Securities Commissioner

Bill No. 2708

Bill Sec. 19

Analyst: Robinson

Analysis Pg. No. 62

Budget Page No. 518

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 1,404,348	\$ 1,374,823	\$ --
FTE Positions	26.0	26.0	--

Agency Request/Governor's Recommendation

The Securities Commissioner's revised FY 1993 expenditures of \$1,404,348, an increase of \$64,225 from the current year estimate. The Governor's FY 1993 recommendation of \$1,374,823 is a reduction of \$29,525 from the agency request. The recommended reductions include \$13,342 in salaries and wages, \$6,230 in communications, \$953 in travel and subsistence, \$3,000 in fees for other services, and \$5,023 for all other.

House Subcommittee Recommendation

The House Subcommittee concurs with the recommendations of the Governor.

The status of the fee fund, based on the House Subcommittee recommendation, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 92</u>	<u>Estimated FY 93</u>
Beginning Balance	\$ 500,364	\$ 500,000	\$ 500,000
Net Receipts	2,238,980	2,464,571	2,534,150
Total Funds Available	\$ 2,739,344	\$ 2,964,571	\$ 3,034,150
Less: Expenditures	1,278,003	1,335,047	1,374,823
Transfer to SGF	961,231	1,129,524	1,159,327
Nonreportable Expenditures	110	--	--
Ending Balance	\$ 500,000	\$ 500,000	\$ 500,000

House Committee Recommendation

The House Committee concurs with the recommendation of the House Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ --	\$ 1,374,823	\$ 23,470
FTE Positions	--	26.0	--

Senate Subcommittee Recommendation

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

1. Increase the agency's expenditure limitation by \$23,470 to eliminate the 2 percent shrinkage rate in the agency's budget.

The status of the fee fund, based on the recommendations of the Senate Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 91</u>	<u>Estimated FY 92</u>	<u>Estimated FY 93</u>
Beginning Balance	\$ 500,364	\$ 500,000	\$ 500,000
Net Receipts	2,238,980	2,464,571	2,534,150
Total Funds Available	\$ 2,739,344	\$ 2,964,571	\$ 3,034,150
Less: Expenditures	1,278,003	1,344,047	1,398,293
Transfer to SGF	961,231	1,120,524	1,135,857
Nonreportable Expenditures	110	--	--
Ending Balance	<u>\$ 500,000</u>	<u>\$ 500,000</u>	<u>\$ 500,000</u>

SUBCOMMITTEE REPORT

Agency: Board of Technical Professions Bill No. 2708 Bill Sec. 20

Analyst: Rampey Analysis Pg. No. 65 Budget Page No. 56

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue Fund	\$ 298,853	\$ 292,493	\$ --
FTE Positions	4.0	4.0	--

Agency Request/Governor's Recommendation

FY 1992. The Board of Technical Professions estimates expenditures of \$283,953, as approved.

The Governor recommends FY 1992 expenditures of \$281,766, a reduction of \$2,187 from the Board's estimate. The reduction primarily is in salaries (\$1,731).

FY 1993. The Board requests authorization to spend \$298,853, an increase of \$14,900 over its estimate for the current year. Included in the Board's request is \$8,872 for postage and printing costs in order to implement the Board's proposal to begin an annual publication that would include a roster of licensees and other information and to begin publishing a newsletter.

The Governor recommends expenditures of \$292,493, a reduction of \$6,360 from the Board's request. Reductions are made in salaries (\$936), travel (\$2,988), and professional fees (\$4,500). The Governor recommends an increase of \$2,064 in the Board's request for rent. The Governor's recommendation contains the requested funding for the annual roster and the newsletter.

House Subcommittee Recommendation

FY 1992. The Subcommittee concurs with the Governor.

FY 1993. The Subcommittee concurs with the Governor.

The table below shows the status of the Board's fee fund, based on the Subcommittee's recommendation:

Resource Estimate	Actual FY 1991	Gov. Rec. FY 1992	Gov. Rec. FY 1993
Beginning Balance	\$ 207,013	\$ 168,713	\$ 125,947
Net Receipts	227,638	239,000	246,935
Total Funds Available	<u>\$ 434,651</u>	<u>\$ 407,713</u>	<u>\$ 372,882</u>
Less: Nonreportable Expenditures	80	--	--
Expenditures	265,858	281,766	292,493
Ending Balance	<u><u>\$ 168,713</u></u>	<u><u>\$ 125,947</u></u>	<u><u>\$ 80,389</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole

The House Committee of the Whole concurs with the recommendation of the Committee.

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House.

SUBCOMMITTEE REPORT

Agency: Board of Veterinary Examiners **Bill No. --** **Bill Sec. --**
Analyst: Duncan **Analysis Pg. No. 68** **Budget Page No. 592**

<u>Expenditure Summary</u>	<u>Agency Est. FY 92</u>	<u>Gov. Rec. FY 92</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue	\$ 95,937	\$ 93,460	\$ --
FTE Positions	1.0	1.0	--

Agency Estimate/Governor's Recommendation

The agency requests \$95,937 in FY 1992, a decrease of \$18,197 from the amount approved by the 1991 Legislature. Requested expenditures include \$32,392 for salaries and wages, \$6,350 for travel, \$14,725 for the Impaired Provider Program, \$27,000 for testing supplies, \$1,745 for capital outlay, and \$13,450 for all other items. The Governor recommends \$93,460 in FY 1992, a reduction of \$2,477 from the revised agency estimate. The Governor's recommendation includes reductions in salaries and wages (\$77) and rents (\$2,400).

House Subcommittee Recommendations

The House Subcommittee concurs with the recommendations of the Governor.

The fee fund analysis, as recommended by the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimate FY 1992</u>
Beginning Balance	\$ 171,176	\$ 166,890
Net Receipts	78,094	80,160
Total Funds Available	<u>\$ 249,270</u>	<u>\$ 247,050</u>
Less: Expenditures	82,380	93,460
Ending Balance	<u><u>\$ 166,890</u></u>	<u><u>\$ 153,590</u></u>

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 92</u>	<u>House Rec. FY 92</u>	<u>Senate Subcommittee Adjustments</u>
State Operations:			
Special Revenue Funds	\$ --	\$ 93,460	\$ --
FTE Positions	--	1.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.

SUBCOMMITTEE REPORT

Agency: Board of Veterinary Examiners **Bill No.** 2708 **Bill Sec.** 21

Analyst: Duncan **Analysis Pg. No.** 68 **Budget Page No.** 592

<u>Expenditure Summary</u>	<u>Agency Req. FY 93</u>	<u>Gov. Rec. FY 93</u>	<u>Subcommittee Adjustments</u>
State Operations:			
Special Revenue	\$ 117,002	\$ 111,715	\$ --
FTE Positions	1.0	1.0	--

Agency Request/Governor's Recommendation

The agency requests FY 1993 expenditures for state operations of \$117,002, an increase of \$21,065 over current year estimated expenditures. Requested items include \$32,392 for salaries and wages; \$5,000 for communications; \$8,800 for travel and subsistence; \$25,000 for other contractual services; \$30,000 for examination materials; \$2,000 for capital outlay and \$13,810 for all other items. The Governor recommends expenditures of \$111,715 for FY 1993, a decrease of \$5,287 from the agency request. The Governor's recommendation includes continued funding for 1.0 FTE Executive Director position. The recommendation also includes a \$713 increase in salaries and wages and decreases in rents (\$2,400), travel (\$1,600), and capital outlay (\$2,000).

House Subcommittee Recommendations

The House Subcommittee concurs with the recommendations of the Governor.

The fee fund analysis, as recommended by the House Subcommittee, is as follows:

<u>Resource Estimate</u>	<u>Actual FY 1991</u>	<u>Estimate FY 1992</u>	<u>Estimate FY 1993</u>
Beginning Balance	\$ 171,176	\$ 166,890	\$ 153,590
Net Receipts	78,094	80,160	80,160
Total Funds Available	\$ 249,270	\$ 247,050	\$ 233,750
Less: Expenditures	82,380	93,460	111,715
Ending Balance	\$ 166,890	\$ 153,590	\$ 122,035

House Committee Recommendation

The House Committee concurs with the recommendation of the Subcommittee.

House Committee of the Whole Recommendation

The House Committee of the Whole concurs with the recommendation of the House Committee.

<u>Expenditure Summary</u>	<u>House Adj. FY 93</u>	<u>House Rec. FY 93</u>	<u>Senate Sub. Adj. FY 93</u>
State Operations:			
Special Revenue Funds	\$ --	\$ 111,715	\$ --
FTE Positions	--	1.0	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the recommendation of the House.



KANSAS

KANSAS DEVELOPMENT FINANCE AUTHORITY

Joan Finney
Governor

Wm. F. Caton
President

DATE: March 26, 1992

TO: Senate Committee on Ways and Means

FROM: Marty Bloomquist, Program Manager
Kansas Development Finance Authority

SUBJECT: Testimony on Senate Bill 766 - An Act Concerning the Kansas Public Broadcasting Commission Authorizing the Issuance of Bonds by KDFA to Provide the State Match for Equipment Purchases for Public Radio and Television Stations

This bill allows KDFA to issue bonds, in cooperation with the Public Broadcasting Commission (PBC), to provide the state match necessary to match federal grant money for public radio and television stations. This state match money is required in order for stations to qualify for federal grants from the U.S. Department of Commerce (USDOC) for the purchases of certain types of equipment. Examples of the types of equipment eligible for federal grants are: decoders for the handicapped, satellite receivers, production studio and control room equipment.

Stations currently work with the PBC for annually appropriated state general fund (SGF) moneys set aside to assist in funding the state match. The stations' needs have exceeded the amount of money available through the PBC, leaving stations to fund all or a portion of the state match through local fund raising or other means. Many times these efforts to fund the match at the local level fall short, leaving federal grant money "on the table" that gets reallocated to another state that can fund the match. The stations lose out because they can't access the federal grant money and they are that much further away from purchasing much needed equipment.

The bonds issued by KDFA would be used to fund the state match required to enable public broadcasting stations to purchase equipment also using federal grant money. From a discussion with Virgil Basgall, of the PBC, the stations should contribute 10%.

SWAM
March 26, 1992
Attachment 2

Senate Committee on Ways and Means

Page two

March 26, 1992

The bonds would be tax exempt bonds "subject to annual SGF appropriations" by the Legislature to the PBC. KDFA would work with the stations, the PBC and Bond Counsel to draw up any agreements necessary for the PBC and the stations, including all bond documents. The "subject to annual appropriation" structure has been used to finance other state projects.

Bonds could be issued to take care of the station's immediate equipment needs for a three year period. In discussions with representatives from the stations, any equipment needs projections beyond that seem difficult due to the constant changes in technology and cost.

After discussions with the stations, a long term option to also explore would be the development of a non-matchable equipment lease-purchase program for the stations. Many times there are equipment needs of the stations that are as high if not a higher priority than equipment that is eligible for the federal match. This second option could require some changes to S.B. 766.

KDFA has expertise in equipment lease purchase programs, including financing needs for stations that are affiliated with regents institutions. This bill would give KDFA the authority to provide financing for all of the stations that are overseen by the PBC. KDFA also has experience with a program that funds a state match needed for federal dollars, administering a loan program for municipalities' waste water treatment projects.

This bill allows the public television and radio stations to update antiquated equipment and maximize the amount of federal grant dollars available to Kansas. This bill is a positive step forward in meeting the needs of stations that meet the needs of Kansans.

MAB:lb

cc: Bill Caton, Acting President, KDFA
Carol Kelpin, KDFA
Virgil Basgall, DISC

Testimony of Zoel Parenteau
KPTS, Hutchinson/Wichita
March 26, 1992
before the
SENATE WAYS AND MEANS COMMITTEE
in support of
SB 766

NEED:

KPTS supports this initiative of the committee to explore ways for public television and radio stations to be assisted by the state in order to acquire replacement equipment essential to our continued operations.

Attached find KPTS's projected equipment replacement needs for FY1992-1995. The items eligible for federal matching grants are indicated by asterisks.

As you can see, our station's replacement costs could total as much as \$420,697 over the next three fiscal years. To acquire the equipment eligible for federal matching funds would require an estimated \$160,207.

STRATEGY:

The subcommittee for SB 506 indicated their interest in maximizing available federal funds as part of the rationale for this approach. We concur with that objective.

The Kansas Public Broadcasting Commission is recommending that the state fund only 80% of the local matching needed should this become a reality. This would, in part, frustrate the intention of maximizing federal support through this effort.

As you can see from our projected needs for all types of equipment -- both eligible and ineligible for federal assistance -- we will still have to find over \$100,000 to obtain those other essential items for which neither federal nor state assistance is available.

Stations will be hard put to shift dollars away from replacing, for example, a furnace or air conditioner, without which both personnel and equipment would suffer, in order to "maximize" the federal assistance. Therefore, we would urge you to stay with the subcommittee's objective and assist stations in funding the entire local matching needed to replace the equipment, or to consider providing assistance through this program toward purchasing of the ineligible equipment as well.

*SWAM
March 26, 1992
Attachment 3*

KPTS CAPITAL NEEDS FY92-95

EQUIPMENT	FY 1992	FY 1993	FY 1994	FY 1995	PTFP ELIG*
Dodge van	15,000				
Computer	1,000				
S-VHS Video recorders (4)	22,728				
Office Furniture	1,200				
Air conditioner	1,100				
VSWR Bridge	500				
AG-A750 Edit Controller *	1,650				1,650
Dimmer board (studio)	2,000				
Turbo card (Ace editor)	6,655				
VHS Recorder (master control)	600				
Graphic generator	2,000				
Microwave dish modification	6,900				6,900
Color monitors (master 2) *		4,000			4,000
Digital effects		35,000			
Office furniture		2,500			
Proc-amp *		3,000			3,000
S-VHS Recorders (2) *		11,364			11,364
Ikegami mon (dual) *		4,000			4,000
Chyron 111B *		20,000			20,000
Collins microwave *		32,000			32,000
Vectorscope *			6,500		6,500
TEK waveform *			3,600		3,600
Pan dual mon (13) *			5,500		5,500
Office furniture			2,500		
Furnace (studio)			5,000		
TEK 650 mon *			4,000		4,000
Ikegami color mon (2) *			7,500		7,500
Studio M/R lights *				3,500	3,500
TEK 528A waveform (3) *				3,500	3,500
TST 444 Buffer amp (2) *				1,000	1,000
Zenith 25" mon *				400	400
Office furniture				2,500	
Ampex VPR 80 (3) *				195,000	195,000
Conrac B&W Mon (3) *				3,500	3,500
Sony PVM1220 Mon *				3,500	3,500
	61,333	111,864	34,600	212,900	320,414
FY 1992-1994 total	420,697				
Less PTFP (1/2 Eligible)	160,207				
Local funds needed	260,490				

EQUIPMENT	PURPOSE OF EQUIPMENT
Dodge van	Replace unsafe production vehicle
Computer	Replace typist computer
S-VHS Video recorders (4)	Replace worn out broadcast players
Office Furniture	Replace worn-out (RWO)
Air conditioner	Replace at Transmitter building
VSWR Bridge	Needed for transmission line tests
AG-A750 Edit Controller *	Assemble editing of station breaks
Dimmer board (studio)	Permit dimming of lighting
Turbo card (Ace editor)	Speed up editing time
VHS Recorder (master control)	Permit VHS taping/dubbing
Graphic generator	Prepare video graphics
Microwave dish modification	Recent new FCC requirement
Color monitors (master 2) *	RWO
Digital effects	First video effects capability
Office furniture	RWO
Proc-amp *	RWO
S-VHS Recorders (2) *	RWO broadcast players
Ikegami monitors (dual) *	RWO
Chyron 111B *	RWO, used for weather warnings
Collins microwave *	RWO studio-transmitter link
Vectorscope *	RWO for measuring broadcast signal
TEK waveform *	RWO wave form monitor in master control
Panasonic dual mon (13) *	RWO
Office furniture	RWO
Furnace (studio)	RWO
TEK 650 monitor *	RWO master control monitor
Ikegami color monitor (2) *	RWO used in M.C./Prod/Tape room
Studio M/R lights *	RWO
TEK 528A waveform (3) *	RWO waveform monitor in tape room
TST 444 Buffer amp (2) *	RWO audio monitors
Zenith 25" mon *	RWO studio color monitor
Office furniture	RWO
Ampex VPR 80 (3) *	RWO 1" videotape machines
Conrac B&W monitors (3) *	RWO used in tape room
Sony PVM1220 monitors *	RWO color monitor in director's booth

The University of Kansas

KANU-FM

March 25, 1992

Ms. Ronda Miller
Committee Secretary
Ways and Means Committee

Dear Ms. Miller:

I am writing to express strong support for S.B. 766 which would provide an innovative mechanism for the purchase of sorely-needed broadcast equipment for KANU. We have equipment needs which can be described as almost desperate. Some of our equipment is twenty years old, including major components of our primary broadcast studio chain. The useful life of broadcast equipment has been estimated at seven years so you can see we are living on borrowed time.

Without the ability to address our equipment needs in a comprehensive way, I fear KANU will never catch up. The approach offered by S.B. 766 is doubly effective. It allows us to address equipment needs quickly and on a state-wide basis. This is not only innovative, it is cost effective and I urge the legislature to enact this bill.

Sincerely,

Howard T. Hill
Howard T. Hill, Jr. *DB*
General Manager

HTH/ksh



My name is Jon Howard and I am the General Manager of KRPS-FM licensed to Pittsburg State University. I would like to thank you for this opportunity to speak on behalf of Senate Bill 769 linking cooperation with the Kansas Audio Reader Network and state funds for Public Radio.

I would like to start by saying passing this bill would probably effect KRPS the least of any Public Radio station in the state. First, because we already voluntarily participate in the Audio Reader Service, not only do we participate but we contribute to the network by reading newspapers from Southeast Kansas, Northeast Oklahoma, and Southwest Missouri each weekday. And second, because we currently receive no state funding either directly or as part of Pittsburg State University's budget. We receive only indirect support in the way of electricity, custodial services and the like. So the passage of this bill will not change our commitment to Audio Reader or effect any funding we receive, or not receive as the case may be.

KRPS participates in the Kansas Audio Reader Network primarily because of one reason, our commitment to service. I believe the basic premise behind Public Radio is to serve unserved audiences, to bring programming into an area that commercial broadcasting cannot support. KRPS carries out that mission by broadcasting classical music, jazz, and blues, in-depth news coverage and comedy, no one could argue that this satisfies our basic mission but our mission goes deeper than that. By rebroadcasting and contributing to the Kansas Audio Reader Network we truly serve an unserved audience each day. We reach a minimum of one hundred and thirty-five people who cannot do something most of us take for granted, being able to pick up a book or newspaper and read it. If serving people who cannot read the printed word for whatever reason is not serving an unserved audience then I don't know what is. Public Radio's first mission is to serve.

The problem is that the mission of many stations today is being clouded because of cuts in their budgets and they are looking for ways to supplement their incomes. The use of the FM subcarriers is a very attractive way to increase revenue. We rent one of our subcarriers to an agricultural data service for seven hundred and fifty dollars a month and I would love to have another to rent for the same amount so I understand when other broadcasters balk at being forced to give one of those up. The point is that I don't believe that you are asking anyone to give anything up. To me it seems that you are saying "if you want state money we want you to participate in this state supported project." It seems very simple. If the state is giving money to a station and to Audio Reader and the station takes part of their budget and pays for a reading service from somewhere else then, indirectly, the

state is contributing to two services. And quite frankly, I don't see why a station would choose to use a different service. The Federal Communication Commission and the Corporation for Public Broadcasting are very interested in Public Radio stations carrying reading services so it's not really a question of whether or not to carry a reading service, it's which service to carry. The Kansas Audio Reader Network is one of the best anywhere plus it is a Kansas network, I really don't believe there are any logical reasons to not carry it short of creating your own.

I'd like to address that possibility, too. If a station wants to program their own reading service I believe they should get a waiver allowing them to receive state funding. But, if any of their programming is to be imported it should be from the Kansas Audio Reader. I don't think we should discourage anyone from localizing their service. Also this bill needs to take into consideration stations not able to offer a subcarrier like KKSU-AM in Manhattan. You can't offer something you don't have and they should not be penalized for that.

So, what does KRPS stand to gain from this bill and why am I here today? In reality I don't expect anything to change for KRPS. What I would like to gain for KRPS is the opportunity to compete for state funds either for our yearly operating budget or for specific projects. KRPS receives no state funding yet our budget is most similar to KANZ in Pierceville, approximately \$350,000 a year. I would like to see us have an equal shot at a piece of the Kansas Public Broadcasting pie. But, I am here mostly because I believe in the Audio Reader. I believe that sometimes we as Public Radio stations have to look beyond the bottom line and do something just because it needs to be done. I believe that we as Public Radio stations have a duty to provide such a service and it seems to me that if the State of Kansas believes in the Audio Reader enough to fund it and believes in Public Radio enough to fund it, then the State of Kansas has the right to require that funded stations carry the Audio Reader.

TESTIMONY BEFORE THE SENATE WAYS AND MEANS SUBCOMMITTEE
SENATE BILL 769

Janet Campbell

Mr. Chairman, members of the Committee. My name is Janet Campbell and I am director of the Kansas Audio-Reader Network.

SB 769 was not introduced at our specific request, but arose from discussions which occurred in the Ways and Means Subcommittee for the Public Broadcasting Commission. I do not appear here today as a proponent or opponent, but am glad to furnish you background about the Audio-Reader Network.

The Kansas Audio-Reader Network is based in Lawrence and exists to provide print-disabled Kansans with access to the printed word. The print-disabled includes those individuals who have visual or physical disabilities which prevents them from reading conventional print.

The service was established in Lawrence through private initiative. Through legislative support, it received state assistance through the state library, and later through the University of Kansas where it operates today as a public service unit with state support. Audio-Reader was the second Radio Reading Service in the United States. The service, which was originally provided by KANU, now is distributed through a network of Kansas stations.

The Audio-Reader listener has access to a closed-circuit FM radio system. Listeners are loaned a special radio receiver which is pre-tuned to pick up only the Audio-Reader signal. This signal is broadcast as the sideband, or "sub-carrier" frequency of FM stations. Audio-Reader programming is transmitted through KANU-FM in Lawrence, as well as via sub-carriers of additional stations in Pierceville, Hill City, Pittsburg, Concordia, and Kansas City. Until January, 1992 Hutchinson also rebroadcast the majority of Audio-Reader programming.

These local stations receive the programming via microwave and satellite. The Audio-Reader network does not pay any fee to these local stations.

Audio-Reader programming consists of readings from 35 daily and weekly newspapers, over 50 magazines, and current best selling books. We also produce and broadcast a wide variety of Kansas related special interest programs.

Audio-Reader is focused on Kansas programming. The local newspaper is our primary focus. National newspapers complement the program. In response to our listeners requests, in book selection, we give preferential treatment to Kansas authors and Kansas history. We also understand we cannot serve the peculiar needs of every local market. We encourage public stations to originate as much local programming as possible and carry the Audio-Reader Network at other times.

In January of this year, we learned through listeners that the Hutchinson station had terminated rebroadcasting of our programming and replaced it with IN TOUCH NETWORK, a New York City based service. This decision meant that Hutchinson area listeners were listening primarily to programming produced in New York City rather than programming produced and geared toward Kansans. In late February, we were asked to share that information with the Ways and Means Subcommittee on the Public Broadcasting Commission. Subsequent to the subcommittee meeting, the Hutchinson station began use of a 2 hour segment of our 24-hour a day programming.

I should also note that some minimal programming with IN TOUCH NETWORK is also carried by the Wichita public radio station, however it is supplemented with extensive local programming for the Wichita area. We believe this situation is a satisfactory one for the Wichita area.

Obviously, it is not our role to make local programming decisions for local stations and we do not pretend to think we know what is best for all areas of the state.

However, we have worked extensively to develop a close relationship with our listeners. That is our only job. We are proud of the product we produce. Our network is considered as one of the best in the nation. We provide an 800 number which allows us to maintain a very close connection to our users. We produce call-in programs with guests discussing local issues. We believe that listeners in the state are part of a community, and that listeners who are afforded primarily national programming, miss participation in this local community.



Audio-Reader Program Schedule

April - May 1992

Transmitted via microwave and the Kansas Lions Sight Foundation Satellite Network

*SWAM
March 26, 1992
Attachment 7*

Audio-Reader Staff

Janet Campbell Director
Gloria Cheng Office Assistant
Brian Copeland Producer
Kathryn Ekstrom Outreach Coordinator
Art Hadley Producer/Engineer
Kathleen Harrison Secretary/Bookkeeper
Steve Kincaid Assistant Director/Chief Engineer
Mona Lonberger Assistant Volunteer Coordinator
Lori Miller Program Manager
Janet Wellish Coordinator of Volunteers

Student Assistants

Kathy Calore Kevin Eisenbeis April Hailey Korey Hartwich Rob Klotz
 Lisa Yost

The Audio-Reader Program Guide is made possible, in part, by
Douglas County Bank
First National Bank of Lawrence
FMC Corporation

6 a.m. to Noon

	Sunday	Weekdays	Saturday
6 am	Sunday Newspaper Magazines	New York Times Sunday Edition *	Science Magazines
7 am	Home & Family Magazines	Christian Science Monitor	Old Time Radio
7:45	Reading from King James Bible / Plains Talk Rise & Shine (Exercise program) / Horoscopes Audio-Reader daily Program Schedule		
8 am	Kansas City Star Topeka Capital Journal		
9 am			
10 am	10:50 - TV Guide	Top Of The Morning (book)	Travel
11 am	New York Times	Round Table(See separate chart)	Wichita Eagle

* New York Times Topics: **Monday Magazine section - Tuesday Arts & Leisure - Wednesday Book Reviews - Thursday Travel - Friday Business & Finance**

Noon to 6 p.m.

	Sunday	Weekdays	Saturday
Noon	Prairie Fire (Kansas History)	USA Today	Home & Family Magazines
12:30	Funnies	12:40 - TV Guide	
1 pm	Morning Newspaper Repeat Broadcast	Arm Chair Adventure Hour (book)	Children's Hour
2 pm		Regional Newspapers from cities across Kansas and western Missouri	Outdoors
3 pm			American Past
4 pm	The Book Was Better (books from the movies)		
5 pm	Sports	Magazine Highlights	A Look Back
		Old Radio Shows	

6 p.m. to Midnight

	Sunday	Weekdays	Saturday
6 pm	Lawrence Journal-World	Wichita Eagle (New York Times if Eagle is unavailable)	Lawrence Journal-World
7 pm	Sunday Newspaper Magazines	Lawrence Journal-World	National Enquirer
8 pm	Short Stories	Magazine Rack *	Lighter Side
9 pm	Reflections (biography book)		
10 pm	Mystery Hour (book)		
11 pm	Adult Magazines	Mature Subjects (book)	Adult Magazines

* 8 pm Magazine Rack Topics: **Monday** National and International News - **Tuesday** People In The News - **Wednesday** To Your Good Health - **Thursday** On Line (computer news) - **Friday** Two On The Aisle (theatre and arts)

Midnight to 6 a.m.

	Sunday night	Weekdays	Saturday night
Midnight	Off The Air Sunday night midnight to six	Round Table ®	Morning Newspapers ®
1 am		USA Today ®	
2 am		Regional Newspapers from Eastern Kansas cities ®	Nat'l Enquirer ®
3 am			Travel ®
4 am		Magazine Rack ®	NY Times Book Reviews ®
5 am		Early Show ®*	Good Cents

® Repeat of program broadcast earlier on Audio-Reader

* 5 am Early Show Topics: **Tuesday** *Outdoors* - **Wednesday** *On The Lighter Side* - **Thursday** *Short Stories* - **Friday** *American Past* - **Saturday** *Children's Hour*

April Roundtable

11:00 a.m.

11:30 a.m.

Monday	6 Disability Digest	For Your Information hosted by Brian Copeland
	13 ACB Reports	
	20 Braille Monitor	
	27 Disability Digest	
Tuesday	New Choices/Modern Maturity	Playing With Words (Poetry)
Wednesday	1 Consumer Report	Shopping The Discount Stores (Ad flyers from K-Mart, Wal-Mart, Alco, etc.)
	8 Kanhistique	
	15 Potpourri	
	22 Volunteer Profiles	
	29 Inside The Guide	
Thursday	At Home On The Range (Cooking show)	Shoppers' Showcase (Grocery store ads)
Friday	Financial News	Washington Post Highlights

May Roundtable

11:00 a.m.

11:30 a.m.

Monday	4 Disability Digest	For Your Information hosted by Brian Copeland
	11 ACB Reports	
	18 Braille Monitor	
	25 Disability Digest	
Tuesday	New Choices/Modern Maturity 26 Keynotes	Playing With Words (Poetry)
	Wednesday	6 Consumer Report
13 Kanhistique		
20 Volunteer Profiles		
27 Inside The Guide		
Thursday	At Home On The Range	Shoppers' Showcase
Friday	Financial News	Washington Post Highlights

10:00 am TOP OF THE MORNING

April 15: Chutzpah (ends)
By: Alan Dershowitz
Reader: Todd Goldenbaum

May 21: The New Russians
By: Hedrick Smith
Reader: Al Kaine

April 16: Between the Lightning
and the Thunder
By: Randy Storms
Reader: Paula Peterson

April 24: In Our Defense
By: Caroline Kennedy & Ellen
Alderman
Reader: Dorothy Maloney

May 13: Patrimony
By: Phillip Roth
Reader: Gloria Sterling

1:00 pm ARMCHAIR ADVENTURE

April 14: The Dark Half (ends)

By: Stephen King

Reader: Betty Bryson

April 15: As the Crow Flies

By: Jeffrey Archer

Reader: Eleanor Symons

May 20: The True Confessions of
Charlotte Doyle

By: Avi

Reader: Darcy Schild

May 29: Buffalo Afternoon

By: Susan Schaeffer

Reader: Betty Bryson

HOLIDAY SCHEDULE

Monday, May 25 is Memorial Day. Since it is a holiday there will be no mail delivery and USA Today will not be printed. USA Today will be replaced with a Memorial Day Special - readings from a collection of sources looking at the origin of this holiday.

Regional Newspapers from 2:00 p.m. to 4:00 p.m. will be replaced by a repeat of THE BREAKFAST TABLE TIMES, readings of the Kansas City Star and the Topeka Capital-Journal.

4:00 pm THE BOOK WAS BETTER

April 1: Cape Fear(ends)

By: John D. MacDonald

Reader: Art Skidmore

April 2: Hook

By: Terry Brooks

Reader: Darcy Schild

April 10: The Grifters

By: Jim Thompson

Reader: Jan I. Dean

April 15: The Russia House

By: John Le Carre

Reader: Carl Wolf

April 28: The Broken Cord

By: Jim Dorris

Reader: Marlee Parmiter

May 11: Billy Bathgate

By: E.L. Doctorow

Reader: Pat Doemland

May 24: Audio Description of "Prime Suspect" from PBS' Mystery Series

May 28: In a Child's Name

By: Peter Maas

Reader: Jan Popken

9:00 pm REFLECTIONS

April 2: Life's Too Short(ends)

By: Mickey Rooney

Reader: Trudy Travis

April 3: Me: Stories of My Life

By: Katharine Hepburn

Reader: Lois Neis

April 12: In the Eye of the Storm:

The Life of Gen. H.

Norman Schwartzkopf

By: Cohen & Gotti

Reader: Al Kaine

April 24: What I Saw at the

Revolution

By: Peggy Noonan

Reader: Valerie J. Meyers

May 10: The Five of Hearts: An

Intimate Portrait of Henry

Adams

By: Patricia O'Toole

Reader: Marlys Harder

May 27: Lucy and Desi

By: Warren G. Harris

Reader: Rose Marie Hildebrand

10:00 pm MYSTERY HOUR

April 4: Body of Evidence (ends)

By: Patricia D. Cronwell

Reader: Harvey Blum

April 5: Lost & Found

By: Jim Lehrer

Reader: Marlee Parmiter

April 10: Pastime

By: Robert Parker

Reader: Darcy Schild

April 16: Three Blind Mice

By: Ed McBain

Reader: Randy Austin

April 24: Well Schooled in

Murder

By: Elizabeth George

Reader: Lois Hanzlik

May 9: Carpool

By: Mary Cahill

Reader: Janet Rogers

May 10: Post Mortem

By: Patricia Cornwell

Reader: Harvey Blum

May 21: Vane Pursuit

By: Charlotte MacLeod

Reader: Juliet Gilmore

**11:00 pm MATURE SUBJECT
HOUR**

**April 7: If You Can't Live without
Me Why Aren't You Dead
Yet? (ends)**

**By: Cynthia Heimel
Reader: Darcy Schild**

April 8: Chicago Loop

**By: Paul Theroux
Reader: Art Skidmore**

April 17: Magic Hour

**By: Susan Isaacs
Reader: Jean Davis**

May 8: An American Love Story

**By: Rona Jaffe
Reader: Gloria Sterling**

May 28: Daughters

**By: Paul Marshall
Reader: Jan I. Dean**

**SOUTHEASTERN KANSAS
NEWSPAPER READ BY
KRPS IN PITTSBURG, KS**

**The Joplin Globe
The Pittsburg Morning Sun
The Chanute Tribune
The Nevada Daily Mail
The Columbus Daily Advocate
The Lamar Democrat
The Independence Daily Reporter
The Miami News-Record
The Wilson County Citizen
The Carthage Press
The Chetopa Advance
Oswego Independent Observer
Webb City Sentinel
The Neosho Daily News
Galena Times Sentinel
The Parsons Sun**

**These newspapers are read by
KRPS volunteers during the 2:00
to 4:00 afternoon newspapers
time slot. KRPS broadcasts these
readings from their studios in
Pittsburg, on campus at Pittsburg
State University. All Audio-Reader
listeners receiving the Audio-
Reader signal through KRPS will
be hearing volunteers from their
own area reading the newspapers
that have been requested.**

AUDIO-READER EASTERN KANSAS NEWSPAPERS

**Emporia Gazette
Garnett Review
The Anderson Countian
Ottawa Herald
Manhattan Mercury
Baldwin Ledger (Friday)
Leavenworth Times
Bonner Springs/Edwardsville
Chieftain (Thursday)
Johnson County Sun (Monday
& Thursday)
The Marysville Advocate
(Thursday)
Atchison Daily Globe
Miami County Republic (Tuesday
& Thursday)
Osage County Chronicle (Friday)**

These newspapers will still be read on the broadcast that comes directly from Audio-Reader in the northeastern part of Kansas.

If you have suggestions of newspapers to add to Audio-Reader's list please call us free of charge at 1-800-772-8898. Thank you.

AUDIO-READER CENTRAL & WESTERN KANSAS

**Emporia Gazette
Manhattan Mercury
Junction City Daily Union
Salina Journal
Concordia Blade-Empire
Hays Daily News
Hutchinson News
Great Bend Tribune
Garden City Telegram
Larned Tiller & Toiler
Dodge City Daily Globe
Southwest Daily Times
Sedgewick Pantagraph (Friday)
Halstead Independent (Thursday)
Ulysses News (Friday)
Burrton Graphic (Friday)
Barber County Index (Tuesday)**

These newspapers will be read from 2:00 p.m. to 4:00 p.m. on weekdays for all Audio-Reader listeners in the central and western regions of Kansas.

MAGAZINE INDEX

HOW TO USE THIS INDEX: listed alphabetically below are all magazines read on Audio-Reader followed by the days and times they are broadcast.

Accent on Living	First & Last Monday 11 am & Midnight
American Heritage	Saturday 5 pm
American History	Saturday 5 pm
Braille Monitor	3rd Monday 11 am and Midnight
Business Week	Friday 11 am & midnight
Byte	Thursday 8 pm/4am
Capper's	Wednesdays 5 pm
Cosmopolitan	1st Sat/Sun 11 pm
Cricket	Saturday 1 pm/Friday 5 am
Discover	1st, 3rd & 5th Saturday 6 am
Dr. Dobbs	Thursday 8 pm/4am
Dr. Alexander Grant's Health Gazette	Wednesday 8 pm & 4 am
Field and Stream	Saturday 2 pm/Tues 5 am
Guideposts	Monday 5 pm
Harvard Health Letter	Wednesday 8 pm/4 am
Good Housekeeping	Saturday Noon/Sunday 7 am

Johns Hopkins Health After 50	Wednesday 8 pm/4 am
Journal of Irreproducible Results	Saturday 8 pm/Wed 5 am
Kanhistique	3rd Wednesday 11 am & midnight
Kansas!	Sunday noon
Kansas History: A Journal of the Central Plains	Sunday noon
KS State Historical Society Mirror	Sunday noon
Kansas Wildlife and Park	Saturday 2 pm/Tuesday 5 am
Keynotes	Every other month, Tuesday 11 am/Midnight
Ladies Home Journal	Saturday noon/Sun 7 am
Mayo Clinic Health	Wednesday 8 pm/4 am
Modern Maturity	Tuesday 11 am/Midnight
National Enquirer	Saturday 7 pm/2 am
New Choices	Tuesday 11 am/Midnight
Newsweek	Monday 8 pm/4 am
Nutrition Action Healthletter	Wednesday 8 pm/4 am
Outdoors	Saturday 2 pm/Tuesday 5 am
Paraplegia News	First & last Monday 11 am/Midnight
Penthouse	4th Saturday/Sunday 11 pm
National Geographic	Wednesday 5 pm
Reminisce	Tuesday 5 pm
Mail Order Catalogs	Thursday 5 pm

Playboy	Second Saturday/Sunday 11 pm
Playgirl	3rd Saturday/Sunday 11 pm
A Positive Approach	First & last Monday 11 am/Midnight
PC World	Thursday 8 pm/4am
People Magazine	Tuesday 8 pm/4 am
Reader's Digest	Thursday 5 pm
Science News	2nd & 4th Saturday 6 am
Smithsonian	Friday 8 pm/4 am
Sports Afield	Saturday 2 pm/Tuesday 5 am
Sports Illustrated	Sunday 5 pm
Sports & Spokes	Sunday 5 pm
Travel Holiday	Saturday 10 am/Sunday 3 am
Trilogy	Saturday 2 pm/Tuesday 5 am
Time	Monday 8 pm/4 am
Tufts Diet & Nutrition Letter	Wednesday 8 pm/4 am
TV Guide	Friday 5 pm
US News & World Report	Monday 8 pm/4 am
Voice of the Diabetic	First Monday 11 am/Midnight
Washington Post Highlights	Friday 11:30 am/12:30 am
Wellness Letter	Wednesday 8 pm/4 am

NEWSPAPER READERS

Morning

Afternoon

Evening

MONDAY

Alice Brown
Nona Thompson

Carol Anderson
Kris Shields
Warren Lesh
Rose Hurst

Rob Klotz
Chuck Fisher

TUESDAY

Donna Laushman
Lura Sundell

Nancy Keith
Dainty Weideman
Peggy McKenzie
Chris Johnson

Rob Klotz
Tim Colton

WEDNESDAY

Larry Wagner
Nancy Ness

Jan Dean
Margaret Germaine
Polly Payton
Rose Marie Hildebrand

Rob Klotz
Sue Nishikawa

THURSDAY

**Phyllis Rhodes
Bill Kelly**

**Betty Anderson
Mel Magilow
Warren Lesh
Jerri Phillips**

**Korey Hartwich
Gloria Sterling**

FRIDAY

**Donna Laushman
Gary Clark**

**BertaLee Winston
John Sachse
Lana McDaniel
Rose Marie Hildebrand**

**April Hailey
Marc Parillo**

SATURDAY

**Stuart Mills
John Lankard**

SUNDAY

**Joe Hewitt
Steve Smith
Kathy Fain
Tim Colton**

Testimony of Zoel Parenteau
KPTS, Hutchinson/Wichita
March 26, 1992
before the
SENATE WAYS AND MEANS COMMITTEE
in opposition to
SB 769

Although KPTS as a public television station would not be governed by this legislation, we are concerned that this may establish a precedent for future legislation which could be enacted affecting public television stations including KPTS.

INTENT:

Although the committee's purpose in introducing this bill is well-intentioned and to benefit a worthy cause, this approach is fraught with difficulties.

NATURE OF THE PROPOSAL:

This would require that a station receiving state assistance for ANY purpose, would be obligated to carry a specific service from a specific provider, even though the station may not feel that the service is appropriate or that the provider's version of the service is appropriate. It also means that the station would be at the mercy of the provider in terms of negotiating a reasonable contract for the service, since the state is inserting itself into the arena of normal marketplace activity.

If the funding from the state was appropriated to assist the station in acquiring equipment with a federal matching grant, the funding proviso indicated in this bill would not provide funds for the required service. Thus, the station would have to use funds acquired from other sources to pay for the mandated service from the designated provider.

If the station, on the other hand, was offered state funds to subscribe to the service from the provider, and the state funds would pay for or share in the cost of the service, the station could determine if the service was appropriate for its service area, and, if so, accept the funds and provide the service without coercion from the state.

BROADCAST FREEDOM:

We at KPTS have found comfort since 1984 that this committee of the Kansas Senate is on record as opposing any legislative

SWAM
March 26, 1992
Attachment 8

involvement in station programming, as expressed in a subcommittee report from that session (See attached).

LEGAL PROBLEMS:

Public radio (and television) stations are licensed by the Federal Communications Commission and governed and protected by the provisions of the Communications Act regarding broadcast freedom and responsibilities of station licensees.

The attached opinion from our Washington communications law firm clarifies the legal problems with this legislation. (See attached)

<u>Expenditure Summary</u>	<u>Agency Req. FY 84</u>	<u>Governor's Rec. FY 84</u>	<u>Subcommittee Adjustments</u>
State General Fund:			
Other Assistance	\$ 623,996	\$ 888,496	\$ (179,500)
F.T.E. Positions	—	—	—

House Subcommittee Recommendations

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

1. Add \$15,000 (\$5,000 each) to the operating grants for Kansas City, Wichita, and Topeka to offset increased operating costs.
2. Allow only \$70,000 (reduction of \$194,500) for a construction grant to Channel 11, KTWU for construction of a microwave interconnect between Garnett and Moran, and a translator in the Iola-Moran area. This level of funding assumes the state grant can be matched with a federal N.T.I.A. construction grant.

The Subcommittee would make the following additional observations and suggestions:

1. Channel 8, KPTS, Wichita. The Subcommittee notes that, KPTS, Channel 8, currently broadcasts approximately 60 hours per week. In light of the fact that the Corporation for Public Broadcasting requires approximately 3,500 hours of broadcasting annually in order to retain eligibility for its grant, the Subcommittee expresses its concern regarding Channel 8's future eligibility for CPB grant funds. It would seem to the Subcommittee that it would behoove Channel 8 to expand its program offerings in order to ameliorate potential difficulties in this area.

While the Subcommittee is sympathetic to the station's position that broadcast time sold at a cost less than the actual cost of broadcasting is discriminatory vis-a-vis other purchasers of time, or subscribers, it would seem appropriate to make limited exceptions to this principle in order to avoid even a scintilla of doubt about the station's future eligibility for CPB grant funds. In this vein, the Subcommittee invites KPTS to give greater consideration to offering at least a modest schedule of instructional television courses. The Subcommittee would consider such an activity not only in the best interest of conserving CPB grant funds for the station, but would also consider this activity as an appropriate function of the licensee mission to serve as many segments of the community as is possible.

Furthermore, the Subcommittee would invite the licensee's consideration to reducing future operating and maintenance expense increases by attempting to secure shared facilities and equipment with an appropriate noncommercial broadcast entity. While such costs are not apparently significantly above average, this is an area in which both the state and the licensee should have continuing critical interest.

2. Channel 9, KOOD, Bunker Hill. The Subcommittee notes with some concern, the budgetary procedures utilized by Channel 9. In the current year's budget it would appear that Channel 9 has included two translator expansion projects in its operating and maintenance budget. It is the Subcommittee's view that the board and the Legislature would be more adequately informed if expansion projects were broken out of the operating and maintenance budget and detailed as requests for expansion projects, rather than the current procedure.

Subcommittee notes with interest KOOD's efforts to work with Pratt Community College in establishing service to the Pratt area. While such a goal is worthy, it is of concern to the Subcommittee that this effort in some way duplicates the service area occupied by Channel 8 of Wichita. Should KOOD's work continue to develop a proposal with the Community College, resulting in a request for expansion project funds in FY 1985, it is hoped that the proposal would include diplexing the Channel 9 signal on the translator with a translator signal from KPTS, Channel 8. In this way the people of the Pratt area would have access to both stations. While it is laudible for KOOD to aggressively seek new viewership, and it is important to the station, the Subcommittee has some concern regarding KOOD's duplication of service in some areas of the state already receiving another signal.

3. KTWU, Channel 11, Topeka. The Subcommittee is of the belief that KTWU would be unable to obtain a waiver of the "freeze" applied to Tier II applications by the FCC. For this reason, funding for the translator expansion project in the Pittsburg area was removed. Should, however, the station be able to obtain such a waiver the Subcommittee would give sympathetic consideration to funding the local portion of that project in either FY 1985 or as a supplemental, in FY 1984.

Similarly, because the proposed expansion translator project in the Independence area relied on receiving a microwave signal from the Pittsburg translator this proposal was unfunded. The Subcommittee would encourage KTWU to proceed with its efforts to expand public television and to reexamine these requests in the future, should the appropriate details be developed in a positive fashion.

Senate Subcommittee Recommendations

The Senate Subcommittee concurs with the budget as recommended by the House with the exception that the proposed grant to the Bunker Hill station be reduced by \$15,000, to \$248,996.

The recommended reduction in the Bunker Hill grant is in the same amount as the aggregate increase in grants recommended by the House for the other three stations. Though the reduction is minor, it should signal an intent that the level of state funding to the Bunker Hill station will be gradually reduced in the future with the expectation that growing private support will occur. Within a reasonable timeframe, the level of support for this station should be brought into balance with support for the other stations.

While the Subcommittee makes no proposal for modifying the current basis for distributing operational grants, it believes that in the future a portion of such state funding should be set aside as an incentive grant and distributed in proportion to the level of private support each station generates.

The House Subcommittee report notes a concern that Channel 8 - Wichita has reduced its annual broadcasting schedule to 3,120 hours. The House Subcommittee notes that the Corporation for Public Broadcasting requires approximately 3,500 hours of broadcasting annually in order to retain eligibility for federal operational grants. The Senate Subcommittee was advised that the minimum broadcast schedule is 3,000 hours and that Channel 8 is not in danger of losing its eligibility for federal funds.

The Senate Subcommittee concurs with the House recommendation to reduce the construction grant to Channel 11 - Topeka for expansion into southeast Kansas. The Subcommittee is supportive of the entire proposal and should Channel 11 receive the necessary federal approvals, the Legislature should go on record as committed to the total project. With the exception of this expansion by Channel 11, the Subcommittee feels that, given current funding constraints at both the federal and state levels, the four stations should refrain from other expansion efforts.

Senate Committee Recommendation

The Committee amends the Subcommittee Report by adding the following to the above paragraph which discusses Channel 8: The subcommittee believes it is inappropriate for the state to involve itself with the program and charging policies in regard to public television stations.

DOW, LOHNES & ALBERTSON

1233 TWENTY-THIRD STREET
WASHINGTON, D.C. 20037-1124

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WRITER'S DIRECT DIAL NO.

(202)857-2571

March 25, 1992

MEMORANDUM

Re: Making Future State Grants to Public Radio Stations Conditioned Upon an Agreement to Carry the Kansas Audio Reader Network

We understand that Senate Bill No. 769 proposes amending K.S.A. 75-4907 to condition the distribution of state funds to public radio stations on carriage of the Kansas audio reader network. The amendment proposes adding the following language:

"except that no state funds shall be distributed to any public radio station which has been requested to carry the Kansas audio reader network but which has not entered into a contractual agreement to carry such network."

We believe such a condition may violate the Communications Act of 1934, as amended ("the Act") and jeopardize the broadcast licenses of those stations submitting to mandatory carriage of the Kansas audio radio network. More fundamentally, by favoring one speaker over any others, the amendment appears to violate the First Amendment.

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STANLEY O. SHER
WILLIAM SILVERMAN
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By conditioning disbursement of state funds for public radio on the content of the programming carried by the station, even on the station's FM subcarrier, the proposed amendment would force participating stations to impermissibly delegate their programming decisions. In the Federal Communications Commission's ("the FCC") 1941 Report on Chain Broadcasting, the FCC explained the rationale for preserving a licensee's full discretion with respect to the selection and presentation of programming:

It is the station, not the network, which is licensed to serve the public interest. The licensee has the duty of determining what programs shall be broadcast over his station's facilities, and cannot lawfully delegate this duty or transfer the control of his station directly to the network or to an advertising agency. He cannot lawfully bind himself to accept programs in every case where he cannot sustain the burden of proof that he has a better program. The licensee is obliged to reserve for himself the final decision as to what programs will best serve the public interest.

We conclude that a licensee is not fulfilling his obligations to operate in the public interest, and is not operating in accordance with the express requirements of the Communications Act, if he agrees to accept programs on any basis other than his own reasonable decision that the programs are satisfactory.

* * *

These are principles of general application based on sections 301, 309, and 310 of the Communications Act. They apply to stations receiving programs from national networks, from regional networks, or from any other person engaged in supplying programs. The licensee himself must discharge the responsibilities imposed by the law.

FCC Order No. 37, Report on Chain Broadcasting (May 1941) at 66. This goal was explicitly approved by the U.S. Supreme Court when it held that under the Act, the licensee of a broadcast station is obliged to reserve to itself the final decision as to what

programming will best serve the public interest. National Broadcasting Company v. U.S., 319 U.S. 190 (1943).

Similarly, in its Fairness Report, the FCC stated:

We wish to emphasize that the responsibility for the selection of program material is that of the individual licensee. That responsibility can neither be delegated by the licensee to any network or other person or group, or be unduly fettered by contractual arrangements restricting the licensee in his free exercise of his independent judgments.

Fairness Report, 48 F.C.C.2d 1, 10 (1974), recons., 58 F.C.C.2d 691 (1976), remanded on other grounds, National Citizens Committee for Broadcasting v. FCC, 567 F.2d 1095 (D.C. Cir. 1977), cert. denied, 98 S.Ct. 2820 (1978).

FCC and court decisions in individual adjudications thus consistently have indicated that the public interest is impaired by contracts or other arrangements which inflexibly bind a licensee to prior programming decisions. See, e.g., Muir v. Alabama Educational Television Commission, 688 F.2d 1033 (5th Cir. 1982), cert. denied, 460 U.S. 1023; Cosmopolitan Broadcasting Corp. v. FCC, 581 F.2d 917 (D.C. Cir. 1978); Report and Order, Docket No. 20495, 57 F.C.C.2d 42 (1975); Zenith Radio Corp., 42 R.R.2d 468 (1978); Metromedia, Inc., 55 F.C.C.2d 800 (1975), recons. denied, 58 F.C.C.2d 266 (1976).

Moreover, the consequence to Kansas public radio stations of complying with the terms of the amendment could be loss of the station license. In other circumstances, the FCC has denied license renewals to stations because of a failure to exercise control of programming content. See Cosmopolitan, 59 F.C.C. 2d at 561. Thus, the proposed amendment could present public stations with a Hobson's choice between

much-needed state funds and possible sanction from the FCC for abdicating programming responsibilities.

Far more important than the program control consequences of the amendment are the First Amendment implications of a government favoring one speaker. The amendment, which conditions state funds on carriage of program material from one specific provider, indirectly curtails expression by favoring a certain class of speakers to the exclusion of others. See Home Box Office, Inc. v. FCC, 567 F.2d 47, 48 (D.C. Cir.) cert. denied, 434 U.S. 829 (1977). That the proposed amendment does not directly restrict speech, but rather results in the denial of a state benefit based exclusively on the station's refusal to transmit a state-sponsored speaker, does not affect the constitutional analysis. Independent of FCC grounds, this amendment raises serious constitutional questions.

Thus, substantial and consistent FCC and judicial precedent clearly establish that a radio station which limits its unfettered discretion with respect to the selection and presentation of programming would be acting inconsistently with its obligations under the Act and the FCC's rules if it is required to carry the Kansas audio radio network as a condition to the receipt of a Kansas public broadcasting grant. The licensee of a public radio station must be free to select the programming which it transmits and the government cannot mandate that a station carry a specific entity without violating the First Amendment.

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