

Approved: 1-29-98  
Date

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS.

The meeting was called to order by Senator Lana Oleen at 11:05 a.m. on January 20, 1998, in Room 254-E of the Capitol.

All members were present.

Committee staff present: Mary Galligan, Legislative Research Department  
Robin Kempf, Legislative Research Department  
Theresa Kiernan, Office of the Revisor of Statutes  
Midge Donohue, Committee Secretary

Conferees appearing before the committee:

Paul R. West, Senior Fiscal Analyst, Legislative Research Department  
Nancy Bryant, Special Deputy Assistant Secretary of State  
Chuck Knapp, Special Deputy Assistant Secretary of State

Others attending: See attached list.

Senator Oleen called attention to four sets of minutes on which action would be taken following business before the committee today.

She made available to the committee an article, "A Classic in Marble: The Memorial Building", by Larry O. Jochim, research historian, which provides a history of the Memorial Building and is on file at the Kansas State Historical Society.

Senator Oleen introduced Paul West, Senior Fiscal Analyst with the Legislative Research Department, who briefed the committee on **SB 400**, relating to assignment of space and facilities in the state capitol, (Attachment #1). Mr. West provided background information on the Memorial Building, a facility proposed in the early 1890s as a memorial to Kansas Civil War veterans and to provide space for the Kansas Historical Society which, at that time, occupied space in the state capitol. He related problems associated with its construction and stated that the building was dedicated in May 1914, with the Historical Society occupying it until completion of the new Center for Historical Research in 1995.

Mr. West told the committee that, in anticipation of the Historical Society's move, a study was commissioned in 1990 to evaluate the facility's condition and to recommend possible new occupants. He said the Attorney General's Office and the office of the Secretary of State were among the potential candidates considered at that time. Mr. West advised that the renovation will provide approximately 60,435 square feet of space. He discussed space needs of the Secretary of State and Attorney General, advising that a needs analysis indicated 24,632 square feet, plus 1,500 square feet for storage, would be required for the Attorney General, and 15,228 square feet, plus 5,700 for storage, for the Secretary of State. Mr. West stated that the balance would be assigned to other state agencies. He indicated it will probably be FY 2000 before offices can be moved from the state capitol to the Memorial Building.

Senator Becker asked for a comparison of current office space of both agencies with that allocated for both in the Memorial Building. Mr. West responded that, although it would appear there is some increase, there is not a great deal, noting the total space includes circulation halls.

Senator Vidricksen commented on the amount of space occupied by state agencies outside the Capitol Area Plaza and inquired of Mr. West about the exact figure. Although Mr. West did not have that information readily available, he estimated it to be several thousand square feet and offered to provide an exact figure if the committee desired.

Noting the historical background of the building, Senator Oleen asked about the possibility of space for military agencies, and Mr. West indicated that would be a possibility if the needs of a particular agency fit the space available.

CONTINUATION SHEET

MINUTES OF THE SENATE FEDERAL & STATE AFFAIRS COMMITTEE, Room 254-E, Statehouse, at 11:05 a.m. on January 20, 1998.

Senator Becker raised the question of adequate parking, and Mr. West stated this is being addressed in the downtown consolidation plan.

Mr. West briefed the committee on **SB 400**, relating to assignment of space and facilities in the state capitol, prior to the bill being heard by the committee. He explained that the bill would allow for the offices of the Secretary of State and Attorney General to be located other than in the state capitol.

Senator Gooch inquired about office space for legislators and support staff, and Mr. West advised that those offices were required to be located in the capitol.

Senator Oleen opened the hearing on:

**SB 400: An act concerning assignment of space and facilities in the state capitol**

Nancy Bryant, Special Deputy Assistant Secretary of State, told the committee the Secretary of State's Office does not take a position on the bill (Attachment #2) and is actively planning for the move to the Memorial Building. She said her purpose in appearing before the committee was to make it aware of decisions about the use of space in the capitol; specifically, whether the Secretary of State's ceremonial office should continue to be maintained in the capitol. She provided historical information on that office, noting that many of its furnishings are original. Ms. Bryant stated that retention of the ceremonial office in the capitol would lend to the integrity of the building and be consistent with the goal to restore the capitol to its original grandeur. Additionally, she said maintaining the ceremonial office would allow for more flexibility in serving the public.

Senator Bleeker inquired how many other state capitols currently house the offices of the Secretary of State. Mr. Chuck Knapp, Special Deputy Assistant Secretary of State, said he had recently toured five state capitol buildings, and the Secretary of State's offices were located in four of the five. Senator Bleeker asked for information on the other state capitols, which Mr. Knapp agreed to provide.

Senator Vidricksen, who chairs the Joint Committee on State Building Construction, stated that, to his knowledge, it was never the intent to relocate the ceremonial office outside of the state capitol.

Senator Gooch asked if it was necessary to include in the bill a provision to retain the ceremonial office in the state capitol. Senator Oleen stated that, although this was an appropriate point to raise, the bill before the committee addressed only a language change regarding agencies that shall be permanently assigned space in the state capitol. She said an amendment could be offered at the time the bill is worked to address this issue.

Senator Oleen inquired if anyone else wished to address the committee concerning **SB 400**; there being none, the hearing was closed.

She then opened the meeting for requests for introduction of bills.

Mr. Tracy T. Diel, Executive Director of the State Gaming Agency, asked that a bill be introduced to provide for a name change from compliance officers to enforcement officers for investigators assigned to his agency. He explained that the proposed language would assist in obtaining information when dealing with law enforcement agencies throughout the country.

Senator Gooch moved for introduction of the bill. Senator Becker seconded the motion. The motion carried.

Senator Becker moved for approval of the minutes for the meetings on January 13, January 14 and January 15. Senator Jones seconded the motion. The motion carried.

Staff briefed the committee on **SB 306**, relating to training for SRS special investigators, explaining that passage of the bill would allow investigators for SRS to apply for training at the Law Enforcement Training Center and provide for the investigators to have law enforcement authority.

Senator Jones stated that he opposed the bill as written. Although he did not object to the training, he pointed out that the special investigators would still need to coordinate any enforcement activity with local law enforcement. He said he did not see the need to provide training if their duties did not change and the training is not used.

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Senator Harrington moved to table the bill. Senator Jones seconded the motion. Senator Harrington withdrew the motion, and Senator Jones withdrew his second. Senator Harrington then moved to report the bill unfavorably to the full Senate, and Senator Jones seconded the motion. The motion carried.

Senator Oleen called attention to **SB 367**, relating to mortgage registration fees and the heritage trust fund. She advised that, as chair, she had made a request for an interim study on behalf of the committee, and another bill is being introduced that will provide another form of increased funding for the heritage trust fund. In response to Senator Biggs' concern about reporting the bill unfavorably, Senator Oleen stated that action would not be viewed in a negative sense but, rather, would focus attention on the new piece of legislation.

Senator Jones moved to report the bill unfavorably to the full Senate. Senator Schraad seconded the motion. The motion carried.

Senator Oleen called attention to **SB 374**, concerning interior designers, and recalled that the bill did not do what was intended.

Senator Harrington moved that the bill be reported unfavorably to the full Senate. Senator Jones seconded the motion. The motion carried.

Senator Oleen reminded the committee no meeting was scheduled for tomorrow.

The meeting adjourned at 12:05. The next meeting is scheduled for January 22, 1998.



January 19, 1998

**To:** Senate Committee on Federal and State Affairs

**From:** Paul R. West, Senior Fiscal Analyst

**Re:** Memorial Hall Renovation Project

## Background

Discussion on the need for what would become Memorial Hall began in earnest in the early 1890s. The facility was proposed to be a memorial to Kansas Civil War veterans and to provide space for the rapidly growing collection of the Kansas State Historical Society, which was occupying an increasing amount of space in the Statehouse. Discussion continued for several years until 1909 with the receipt of a financial windfall when the federal government repaid the state for interest costs associated with bonds issued in support of the Union during the Civil War. The 1909 Legislature authorized an appropriation of \$200,000 for the acquisition of land and the construction of a facility to house the Historical Society, the Grand Army of the Republic, and the Kansas Academy of Sciences. Disputes over the building's location, design, and the allocation of space delayed the project and when construction bids were opened in April of 1910 the bids were rejected and the project balance of \$160,000 was allowed to lapse. The 1911 Legislature passed legislation authorizing \$250,000 for completion of the project. After having to reject the construction bids once again, an acceptable construction bid was received and exterior construction began in the summer of 1911.

President Taft laid the cornerstone of the facility in September of 1911 and construction continued, although budget shortfalls required an additional appropriation of \$175,000 by the 1913 Legislature for construction of the bookstacks. The project was plagued with problems such as slow delivery of supplies, occasional labor strikes (the workers were fired and replaced), flooding basements (the fire cistern at 10th and Kansas was leaking again), and inadequate power supplies (the Legislature reportedly used up too much of the capacity of the state power plant) but construction continued and the building was dedicated in May of 1914.

The Historical Society occupied the building until the completion of the new Center for Historical Research in 1995.

## Renovation Plans

In anticipation of the Historical Society's move, a study of the Memorial Hall was commissioned in 1990 to evaluate the facility's condition and recommend possible new occupants for Memorial Hall. At that time, the Attorney General's Office, the Secretary of State, the State Treasurer, the Insurance Commissioner, and the State Library were deemed potential candidates. By 1995, the Division of Facilities Management had decided to move the Secretary of State and the Attorney General to the renovated building. In 1995, the Legislature appropriated \$104,400 to finance planning for the renovation and authorized the issuance of

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\$4.1 million in bonds for construction. The State Finance Council chose not to authorize the bonds.

Revised construction cost estimates caused the 1996 Legislature to increase the bonding authority to \$4.8 million. In January 1997 the State Finance Council authorized the issuance of the bonds, with the understanding that the Governor would explore State General Fund financing for the required debt service until the new tenants began paying rent.

### Allocation of Space

The 1995 program statement for the project indicates the renovation will provide approximately 60,435 square feet of space as follows:

	<u>Square Feet</u>
Office Space	46,600
Storage Space	11,200
Auditorium	2,135
Conference Room	450
Break Area	<u>250</u>
TOTAL	<u><u>60,635</u></u>

The needs analysis indicated that the Attorney General's office requires 24,632 square feet of net rentable office area and 1,500 square feet of storage, while the Secretary of State's office requires 15,228 square feet of net rentable office area and 5,700 square feet of storage. Based on that analysis, the two offices will occupy all except 6,950 square feet of office space of the renovated building. The balance of the office and storage space would be assigned to other state agencies.

### Current Status

The Division of Facilities Management presented an update on the project to the Joint Committee on State Building Construction on December 11, 1997. At that time, construction was scheduled to begin in the summer of 1998 with completion in the fall of 1999.

The Division also reported an estimated shortfall of \$700,600 in the project budget. The projected shortfall was attributed to additional construction in the basement including a tunnel connection to the Landon Building, greater than anticipated architect and engineering fees, and the need for a larger project contingency budget. The proposed tunnel addition would allow the relocation of the heating lines from the existing utility tunnel which is deteriorating. Secondly, the tunnel will ease travel between the two buildings.

The *Governor's Budget Report for FY 1999* includes an additional \$310,000 in fiscal years 1999 and 2000 for construction of the tunnel and walkway. If the Legislature appropriates the recommended amount, the total project cost will be approximately \$5.2 million.

Testimony on SB 400  
Senate Committee on Federal and State Affairs

By the office of the Secretary of State  
Nancy Bryant  
Chuck Knapp

Tuesday, January 20, 1998

Good morning. Chair Oleen and members of the committee, my name is Nancy Bryant. I am special deputy assistant secretary of state and with special deputy Chuck Knapp we co-chair our office's move committee. We appreciate the opportunity to appear before you this morning on Senate Bill 400.

The secretary of state does not take a position on SB 400. The decision to move the secretary of state's office to the Memorial Building has been made, and at the present time we are actively planning that move. However, there are decisions about the use of space in the Capitol that legislators may want to consider as this legislation and our planning progress. The primary issue is whether the secretary of state's office should maintain some presence in this building.

We believe the secretary of state should be allowed to maintain the ceremonial office in room 241 of the Capitol. The secretary of state has had a presence in this building since it first opened in 1869. The ceremonial office is one of the most historically accurate rooms in the Capitol. Not only has the secretary of state been in the North wing location office for approximately 100 years, many of the furnishings are original, including the marble wash basin and fireplace.

By permitting the secretary of state's office to keep its original office, the legislature will maintain the integrity of this historic building and be consistent with your goal of restoring the Capitol to its original grandeur.

In addition to the historical significance, maintaining the ceremonial office will allow the secretary of state's office more flexibility to serve our customers in the Capitol. Some ceremonial functions and administrative duties related to our relationship with the legislature and the governor's office may still be performed in the Capitol.

We hope this information is helpful as the legislature makes future decisions on allocation of space in the Capitol.

Again, thank you for the opportunity to appear before the committee this morning. We will be glad to stand for questions.