

Approved: 2/11/98

Date

MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS.

The meeting was called to order by Chairperson Dave Kerr at 11:00 a.m. on February 3, 1998 in Room 123-S of the Capitol.

All members were present except:

Committee staff present: Alan Conroy, Legislative Research Department  
Russell Mills, Legislative Research Department  
April Holman, Legislative Research Department  
Norman Furse, Revisor of Statutes  
Michael Corrigan, Revisor of Statutes  
Judy Bromich, Administrative Assistant  
Ann Deitcher, Committee Secretary

Conferees appearing before the committee: Senator Karin Brownlee  
Dr. William Wolff, Legislative Research Dept.

Others attending: See attached list

**SB 464**                      **An act concerning the composition of the Joint Committee on special claims against the state.**

Senator Karin Brownlee, Chairperson of the Joint Committee, spoke briefly before the committee. She explained that since there are not enough attorneys serving in the Legislature, they're finding it difficult to staff their committee with the statutory requirement of two attorneys from each chamber. They are asking for a decrease in the number to one attorney from each chamber. (Attachment 1). *on file in SWM office.*

Senator Morris moved and Senator Salisbury seconded the motion that SB 464 be recommended favorably. The motion carried on a roll call vote.

**SB 495**                      **An act concerning certain claims against the state.**

Dr. William Wolff of the Legislative Research Department, appeared before Committee members and led them through the sections of **SB 495**. (Attachment 2). *On file in SWM office*

Section 2: Dr. Wolff pointed out a Department of Revenue claim where they are directed to pay from the motor vehicle school tax refund fund filed under 79-3458 (non-highway use of motor fuel). The total dollar amount of those refunds would be \$219,630.84. The amount of Western Resources' claim alone was \$155,098.32. He said this was because they've been able to have their large trucks that are used to plant posts and do repairs, declared for tax purposes to be non-highway vehicles. This applies only to fuel used for planting posts, not for fuel used for moving on highways. Since they are used off highway, the fuel that is burned in those vehicles is tax-exempt. The refund would be for three years.

It was moved by Senator Downey and seconded by Senator Gilstrap, an amendment to include an overlooked item from this section in the amount of \$4.66. The amendment carried on a voice vote.

Section 7: An A and B subsection was made so that the first, CIGNA Property and Casualty Insurance, will still be paid out of the Department of Administration fund, but Associated Orthopedics, lines 7, 8 and 9, in the amount of \$56.30, will be paid out of the Social Welfare Fund. Senator Feleciano moved and Senator Salmans seconded the motion to amend. The amendment carried on a voice vote.

In regard to claims not submitted in a timely manner, Senator Kerr suggested that the claims be paid but asked the Chairperson of the Claims Committee to write the appropriate party a letter. They are to be told there is a minor breakdown in their system that is not allowing a timely filing of their claims and she will expect that problem to be taken care of immediately.

Dr. Wolff said that having two of these claims filed, the Chairman of the Corporation Commission has already taken the first step in accomplishing this. In a cover letter recommending these claims be allowed, he indicated that procedural and timing deadlines are "different for state agencies than they are for state regents' universities". He said that an understanding of the accounting procedural differences in the future should afford better communications.

Senator Salisbury moved and Senator Morris seconded the motion to amend in \$8,294.02 to pay Kansas State University, out of the Corporation Commission's current budget, the encumbered amount they were shorted. The motion carried on a voice vote.

Senator Ranson moved and Senator Gilstrap seconded the motion to amend in a late vendor payment for the Department of Corrections in the amount of \$326.00. The motion carried on a voice vote.

It was moved by Senator Jordan and seconded by Senator Salisbury that an amendment be made to pay for loss of personal property by an inmate of the Hutchinson Correctional Facility. The amount is to be amended down from the requested \$243.00, to \$100.00. The bill was amended by a voice vote.

Senator Salisbury moved and Senator Jordan seconded the motion to recommend SB 495 favorably. The motion carried on a roll call vote.

Senator Kerr requested that Senator Brownlee, as Chairperson of the Claims Committee, carry the bill to the floor.

Senator Kerr informed the Committee there would be a separate pay bill and asked that the Governor's recommended pay increases be pulled out to be worked in this separate bill.

Senator Ranson announced there would be a tour provided at the time of Friday's adjournment (9:30), to view the Topeka Correctional Center.

Senator Kerr adjourned the meeting at 12:05 p.m.

The next meeting is scheduled for Wednesday, February 4, 1998.

**State of Kansas - Title II  
Ryan White Funding  
(Federal Year from  
April 1 to March 31, 19XX)**

	1997 Allocation	1997 Percentage	1998 Allocation
Allocation	1,565,364	100.00%	1,898,481
Kansas Ryan White Care Consortium Steering Committee Support	2,500	0.16%	
Primary Care	83,500	5.33%	
Case Management	225,452	14.40%	
Transportation	13,208	0.84%	
Dental	10,000	0.64%	
Drug Reimbursement - (State)	847,620	54.15%	
Drug Reimb - (JO,LV,WY,MI)	110,000	7.03%	
Home Health - (State)	21,000	1.34%	
Home Health - (JO,LV,WY,MI)	8,000	0.51%	
Emergency Assistance	99,056	6.33%	
Insurance Continuation	23,000	1.47%	
Mental Health	2,500	0.16%	
Legal Advocacy	6,604	0.42%	
Substance Abuse Counseling	0	0.00%	
Food Bank/Home Delivered Meals	13,208	0.84%	
Planning and Evaluation	49,858	3.19%	
Administration	49,858	3.19%	
FY 199X Allocation Total	1,565,364	100.00%	
Supplemental			
25% FY 1998 Title II CARE Act	232,219		(232,219)
Adjusted Allocation Total	1,797,583		1,666,262