

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS.

The meeting was called to order by Chairperson David Adkins at 9:10 a.m. on March 9, 2000 in Room 514-S of the Capitol.

All members were present except: Representative Allen - excused  
Representative Peterson - excused

Committee staff present: Alan Conroy, Kansas Legislative Research Department  
Stuart Little, Kansas Legislative Research Department  
Robert Waller, Kansas Legislative Research Department  
Reed Holwenger, Kansas Legislative Research Department  
Tom Severn, Kansas Legislative Research Department  
Deb Hollon, Kansas Legislative Research Department  
Robert Chapman, Kansas Legislative Research Department  
Audrey Nogle, Kansas Legislative Research Department  
Mike Corrigan, Revisor of Statutes Office  
Mary Shaw, Committee Secretary

Conferees appearing before the committee: None

Others attending: See attached list

**General Government and Human Resources Budget Committee report on:**

**Secretary of State**

Representative Pottorff presented the General Government and Human Resources Budget Committee report on the Governor's recommendations on the Secretary of State FY 2001 budget. (Attachment 1)

Representative Pottorff made a motion, seconded by Representative Stone, to adopt the General Government & Human Resources Budget Committee budget report recommendations regarding the Secretary of State. Motion carried.

**Health Care Stabilization Board of Governors**

Representative Stone presented the General Government and Human Resources Budget Committee report on the Governor's recommendations on the Health Care Stabilization Board of Governors budget. (Attachment 2)

Representative Stone made a motion, seconded by Representative Pottorff, to adopt the General Government and Human Resources Committee report on the Governor's recommendations on the Health Care Stabilization board of Governors. Motion carried.

**Biennial Budget Agencies Report on (Attachment 3):**

**Bank Commissioner**

Representative Mollenkamp presented the Agriculture and Natural Resources Budget Committee report on the Governor's recommendations on the Bank Commissioner budget.

Representative Mollenkamp made a motion, seconded by Representative Feuerborn, to adopt the Agriculture and Natural Resources Budget Committee budget report recommendations regarding the Bank Commissioner. Motion carried.

CONTINUATION SHEET

**Board of Cosmetology**

Representative Pottorff presented the General Government and Human Resources Budget Committee report on the Governor's recommendations on the Board of Cosmetology FY 2001 budget.

Representative Pottorff made a motion, seconded by Representative Stone, to adopt the General Government and Human Resources Budget Committee budget report recommendations regarding the Board of Cosmetology. Motion carried.

**Behavioral Sciences Regulatory Board**

Representative Ballard presented the Social Services Budget Committee report on the Governor's recommendations on the Behavioral Sciences Regulatory Board FY 2001 budget.

Representative Ballard made a motion, seconded by Representative Neufeld, to adopt the Social Services Budget Committee budget report recommendations regarding the Behavioral Sciences Regulatory Board. Motion carried.

**Dental Board**

Representative Shriver presented the General Government and Human Resources Budget Committee report on the Governor's recommendations on the Dental Board FY 2001 budget.

Representative Shriver made a motion, seconded by Representative Pottorff, to adopt the General Government and Human Resources Budget Committee budget report recommendations regarding the Dental Board. Motion carried.

**Board of Nursing**

Representative Mollenkamp presented the Agriculture and Natural Resources Budget Committee report on the Governor's recommendations on the Board of Nursing FY 2001 budget.

Representative Mollenkamp made a motion, seconded by Representative Feuerborn, to adopt the Agriculture and Natural Resources Budget Committee budget report recommendations regarding the Board of Nursing. Motion carried.

**Board of Mortuary Arts**

Representative Pottorff presented the General Government and Human Resources Budget Committee report on the Governor's recommendations on the Board of Mortuary Arts FY 2001 budget.

Representative Pottorff made a motion, seconded by Representative Stone, to adopt the General Government and Human Resources Budget Committee budget report recommendations regarding the Board of Mortuary Arts. Motion carried.

**Board of Pharmacy**

Representative Pottorff presented the General Government and Human Resources Budget Committee report on the Governor's recommendation on the Board of Pharmacy FY 2001 budget.

Representative Pottorff made a motion, seconded by Representative Stone, to adopt the General Government and Human Resources Budget Committee report recommendations regarding the Board of Pharmacy. Motion carried.

CONTINUATION SHEET

**Real Estate Commission**

Representative Hermes presented the Tax, Judicial and Transportation Budget Committee report on the Governor's recommendations on the Real Estate Commission FY 2001 budget.

Representative Hermes made a motion, seconded by Representative Nichols, to adopt the Tax, Judicial and Transportation Budget Committee budget report recommendations regarding the Real Estate Commission. Motion carried.

**Board of Veterinary Examiners**

Representative Mollenkamp presented the Agriculture and Natural Resources Budget Committee report on the Governor's recommendations on the Board of Veterinary Examiners FY 2001 budget.

Representative Mollenkamp made a motion, seconded by Representative Feuerborn, to adopt the Agriculture and Natural Resources Budget Committee budget report recommendations regarding the Board of Veterinary Examiners. Motion carried.

**SB 248 - University of Kansas medical center building construction and repair from private moneys**

Chairman Adkins called the Committee's attention to **SB 248** where the Committee left yesterday and he recognized Representative Reardon.

Representative Reardon made a motion, seconded by Representative Farmer, to amend **HB 248** to apply only to the Kansas University Medical Center and that capital improvement projects be limited to \$500,000, and to change in current law that the expiration provision would be removed as indicated in the proposed balloon (Attachment 4). A vote was taken and division was requested. Motion carried.

Representative Reardon made a motion, seconded by Representative Farmer, to recommend **SB 248** favorable for passage as amended. Motion carried.

**HB 3005 - Child care facilities; temporary permits; extension of**

Representative McKechnie made a motion, seconded by Representative Pottorff, to recommend **HB 3005** favorable for passage and placement on the consent calendar. Motion carried.

**HB 3009 - Establishing the publications fee fund in the judicial council**

Representative Adkins made a motion, seconded by Representative Nichols, to amend **HB 3009** in Section 2 to make the effective date to July 1, 2001. Motion carried.

Representative Dean made a motion, seconded by Representative Nichols, to recommend **HB 3009** favorable for passage as amended. Motion carried.

**HB 2724 - Requirements of safety, health and security standards when placing DOC inmates in local jails**

Representative Weber made a motion, seconded by Representative Landwehr, to recommend **HB 2724** favorable for passage and placement on the consent calendar. Committee questions and discussion followed. Motion carried.

Chairman Adkins asked that Representative Reardon carry **SB 248**, Representative Schwartz carry **HB 3009**, Representative Landwehr carry **HB 3005** if pulled off of the consent calendar and Representative Weber carry **HB 2724** if pulled off of the consent calendar.

## CONTINUATION SHEET

### Bill Introductions

Representative Reardon made a motion, seconded by Representative Nichols, to introduce a bill regarding hospices in the Topeka area that were told that the long-standing procedure of keeping pain medication at the hospice and not administering the medicine unless prescribed by the physician, but many times when people come into a hospice with intense pain and the delay in being able to administer causes tremendous suffering and the legislation would provide under a doctor's order medicine could be stored at the hospice, but not administered until there is a doctor's prescription, but they would not have to wait for delivery of the medication. Motion carried.

Representative Reardon made a motion, seconded by Representative Reinhardt, to introduce a bill relating to public warehouses relating to certain structural requirements having to do with grain warehouses. Motion carried.

The meeting was adjourned at 9:50 a.m. The next meeting is scheduled for March 14, 2000.


**HOUSE APPROPRIATIONS COMMITTEE  
GUEST LIST**

DATE March 9, 2000

NAME	REPRESENTING
Brad Bryant	Sec. of state
Robert Myers	" "
J. Chubb	SOS
ALEX BACHELOR	HCSE
BOB HAYES	HCSE
Carolyn Muddendorff	Ks St No Comm
Mary Blubaker	KSBW
Alice Allyn	KSBW
Pat Johns	Bd of Tech Prof
Kenny Benson	Hem / Weir Child
Franklin D. Nelson	OSBC
Louise Morel	OSBC
Judi Stork	OSBC
Skippy	THE LOYAL Dog

**GENERAL GOVERNMENT AND HUMAN RESOURCES BUDGET COMMITTEE**

Secretary of State

  
Representative Jo Ann Pottorff, Chairperson

  
Representative Lynn Jenkins

  
Representative Bill McCreary

  
Representative Melvin Minor

  
Representative Bill Reardon

  
Representative Joe Shriver

  
Representative Lloyd Stone

HOUSE APPROPRIATIONS  
3-9-00  
Attachment 1

## Senate Subcommittee Report

**Agency:** Secretary of State

**Bill No.** 639-

**Bill Sec.** 8

**Analyst:** Hollon

**Analysis Pg. No.** 1489

**Budget Page No.** 387

Expenditure Summary	Agency Req. FY 01	Gov. Rec. FY 01	Senate Subcommittee Adjustments*
State Operations:			
State General Fund	\$ 2,008,103	\$ 1,620,095	\$ (25,467)
Special Revenue Funds	1,661,328	1,529,357	(17,856)
<b>TOTAL</b>	<b>\$ 3,669,431</b>	<b>\$ 3,149,452</b>	<b>\$ (43,323)</b>
FTE Positions	56.0	54.0	0.0
Unclassified Temp. Positions	0.0	0.0	0.0
<b>TOTAL</b>	<b>56.0</b>	<b>54.0</b>	<b>0.0</b>

\* Entire reduction reflects the Governor's pay plan adjustments.

### Agency Request/Governor's Recommendation

The agency requests operating expenditures of \$3,669,431 for FY 2001 which is a decrease of \$1,869,390 (33.8 percent) from the FY 2000 estimate. The request includes \$2,429,990 for salaries and wages, \$1,007,151 for contractual services, \$93,944 for commodities, and \$138,346 for capital outlay. The agency requests enhancements totaling \$250,462 (\$189,893 SGF) which include:

- Census Personnel - \$115,085 SGF;
- Reclassification of Employee Salaries - \$84,003 (\$50,397 SGF);
- New FTE Position in Information Technology - \$41,374 (\$24,411 SGF);
- and
- Optical Imaging for the Notary Application - \$10,000 (fee funds).

The Governor recommends operating expenditures for FY 2001 of \$3,149,452 which is a decrease of \$2,366,492 (42.9 percent) from the FY 2000 recommendation. The recommendation includes \$1,931,395 for salaries and wages, \$1,007,151 for contractual services, \$93,944 for commodities, and \$116,962 for capital outlay. The Governor does not recommend the requested enhancements.

## Senate Subcommittee Recommendations

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

1. Delete \$43,323 (\$25,467 SGF) for the unclassified merit pool.

## Senate Committee Recommendation

The Senate Committee concurs with the recommendations of the Subcommittee.

### House Budget Committee Report

**Agency:** Secretary of State                      **Bill No.** 2994                      **Bill Sec.** 8

**Analyst:** Hollon                      **Analysis Pg. No.** 1489                      **Budget Page No.** 387

Expenditure Summary	Agency Req. FY 01	Gov. Rec. FY 01	House Budget Committee Adjustments
State Operations:			
State General Fund	2,008,103	1,620,095	0
Special Revenue Funds	\$ 1,661,328	\$ 1,529,357	\$ 0
<b>TOTAL</b>	<b>3,669,431</b>	<b>3,149,452</b>	<b>0</b>
FTE Positions	56.0	54.0	0.0
Unclassified Temp. Positions	0.0	0.0	0.0
<b>TOTAL</b>	<b>56.0</b>	<b>54.0</b>	<b>0.0</b>

## Agency Request/Governor's Recommendation

The agency requests operating expenditures of \$3,669,431 for FY 2001 which is a decrease of \$1,869,390 (33.8 percent) from the FY 2000 estimate. The request includes \$2,429,990 for salaries and wages, \$1,007,151 for contractual services, \$93,944 for



commodities, and \$138,346 for capital outlay. The agency requests enhancements totaling \$250,462 (\$189,893 SGF) which include:

- Census Personnel - \$115,085 SGF
- Reclassification of Employee Salaries - \$84,003 (\$50,397 SGF)
- New FTE Position in Information Technology - \$41,374 (\$24,411 SGF)
- Optical Imaging for the Notary Application - \$10,000 (fee funds).

**The Governor** recommends operating expenditures for FY 2001 of \$3,149,452 which is a decrease of \$2,366,492 (42.9 percent) from the FY 2000 recommendation. The recommendation includes \$1,931,395 for salaries and wages, \$1,007,151 for contractual services, \$93,944 for commodities, and \$116,962 for capital outlay. The Governor does not recommend the requested enhancements.

### **House Budget Committee Recommendation**

The Budget Committee concurs with the Governor's recommendation with the following notation:


1. Because the census adjustment for the legislative, congressional, and State Board of Education reapportionment is a Constitutional requirement for the agency, the Budget Committee recommends reviewing at Omnibus the total funding of approximately \$400,000 requested for this project in the areas of salaries and wages and computer programming over four fiscal years.

**GENERAL GOVERNMENT AND HUMAN RESOURCES BUDGET COMMITTEE**

Health Care Stabilization Bd. of Governors

  
\_\_\_\_\_  
Representative Jo Ann Pottorff, Chairperson

  
\_\_\_\_\_  
Representative Lynn Jenkins

  
\_\_\_\_\_  
Representative Bill McCreary

  
\_\_\_\_\_  
Representative Melvin Minor

  
\_\_\_\_\_  
Representative Bill Reardon

  
\_\_\_\_\_  
Representative Joe Shriver

  
\_\_\_\_\_  
Representative Lloyd Stone

HOUSE APPROPRIATIONS  
3-9-00  
Attachment 2

## Senate Subcommittee Report

**Agency:** Health Care Stabilization Fund

**Bill No.** 639

**Bill Sec.** 11

**Analyst:** Severn

**Analysis Pg. No.** 1507

**Budget Page No.** 215

Expenditure Summary	Agency Request FY 01	Governor's Rec. FY 01	Senate Subcommittee Adjustments
<b>Special Revenue Funds</b>			
State Operations	\$ 4,056,449	\$ 4,050,749	\$ (17,142)*
Other Assistance	26,011,000	26,011,000	0
<b>TOTAL</b>	<b><u>\$ 30,067,449</u></b>	<b><u>\$ 30,061,749</u></b>	<b><u>\$ (17,142)</u></b>
<b>FTE Positions</b>			
FTE Positions	16.0	16.0	0.0
Unclassified Temp. Positions	0.0	0.0	0.0
<b>TOTAL</b>	<b><u>16.0</u></b>	<b><u>16.0</u></b>	<b><u>0.0</u></b>

\* The reduction of \$17,142 from special revenue funds is entirely for the Governor's employee salary adjustment.

### Agency Request/Governor's Recommendation

The agency's request is for FY 2001 operating expenditures for state operations of \$4,056,449 and other assistance (claims payments) of \$26,011,000, for total expenditures of \$30,067,449.

The Governor recommends salaries and wages expenditures of \$5,700 less than the agency request due to recalculating fringe benefits. The recommendation includes \$17,142 for the Governor's employee salary adjustment. The Governor concurs with the agency request for other operating expenditures and claims payments.

### Senate Subcommittee Recommendation

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

1. Delete \$17,142 (special revenue funds) for the Governor's recommended FY 2001 employee pay plan adjustment.

### Senate Committee Recommendation

The Senate Committee concurs with the recommendation of the Subcommittee.

### Senate Committee of the Whole Recommendation

The Senate Committee of the Whole has not acted on this budget.

### House Budget Committee

**Agency:** Health Care Stabilization Fund

**Bill No.** 2994

**Bill Sec.** 11

**Analyst:** Severn

**Analysis Pg. No.** 1507

**Budget Page No.** 215

<u>Expenditure Summary</u>	<u>Agency Request FY 01</u>	<u>Governor's Rec. FY 01</u>	<u>House Budget Committee Adjustments</u>
Special Revenue Funds			
State Operations	\$ 4,056,449	\$ 4,050,749	\$ 0
Other Assistance	26,011,000	26,011,000	0
TOTAL	<u>\$ 30,067,449</u>	<u>\$ 30,061,749</u>	<u>\$ 0</u>
FTE Positions	16.0	16.0	0.0
Unclassified Temp. Positions	0.0	0.0	0.0
TOTAL	<u>16.0</u>	<u>16.0</u>	<u>0.0</u>

### House Budget Committee Recommendation

The House Budget Committee concurs with the recommendation of the Governor.

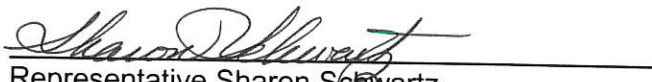
**AGRICULTURE AND NATURAL RESOURCES BUDGET COMMITTEE**


Bank Commissioner

  
Representative Gayle Mollenkamp, Chairperson

  
Representative Bill Feuerborn

  
Representative Carl Holmes

  
Representative Sharon Schwartz

  
Representative Tim Tedder

HOUSE APPROPRIATIONS  
3-9-00  
Attachment 3

**GENERAL GOVERNMENT AND HUMAN RESOURCES BUDGET COMMITTEE**


Board of Cosmetology

  
Representative Jo Ann Pottorff, Chairperson

  
Representative Lynn Jenkins

  
Representative Bill McCreary

  
Representative Melvin Minor

  
Representative Bill Reardon

  
Representative Joe Shriver

  
Representative Lloyd Stone

# SOCIAL SERVICES BUDGET COMMITTEE

## Behavioral Sciences Regulatory Board



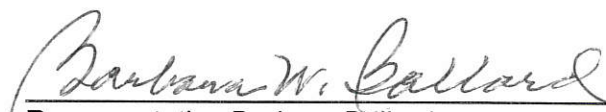
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Representative Melvin Neufeld, Chairperson



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Representative Barbara Allen



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Representative Barbara Ballard



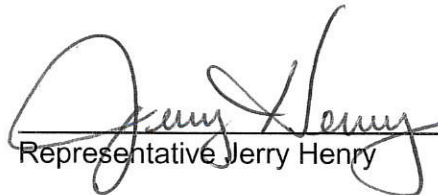
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Representative John Ballou



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Representative Bob Bethell



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Representative Jerry Henry



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Representative Carl Krehbiel



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Representative Brenda Landwehr



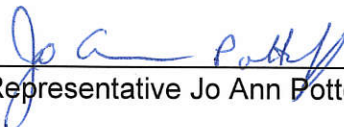
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Representative Doug Spangler

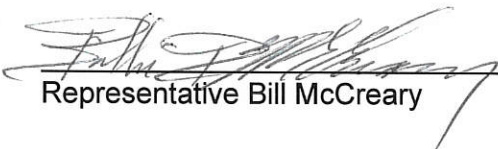
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**GENERAL GOVERNMENT AND HUMAN RESOURCES BUDGET COMMITTEE**

Dental Board

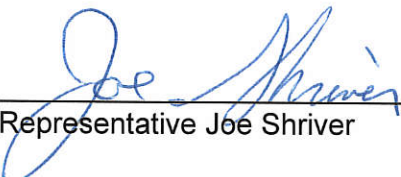
  
Representative Jo Ann Pottorff, Chairperson

  
Representative Lynn Jenkins

  
Representative Bill McCreary

  
Representative Melvin Minor

  
Representative Bill Reardon

  
Representative Joe Shriver

  
Representative Lloyd Stone



**AGRICULTURE AND NATURAL RESOURCES BUDGET COMMITTEE**


Board of Nursing

  
Representative Gayle Mollenkamp, Chairperson

  
Representative Bill Feuerborn

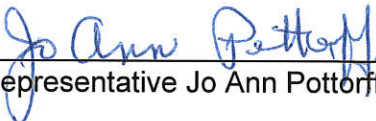
  
Representative Carl Holmes

  
Representative Sharon Schwartz

  
Representative Tim Tedder

**GENERAL GOVERNMENT AND HUMAN RESOURCES BUDGET COMMITTEE**

Board of Mortuary Arts  
Board of Pharmacy

  
Representative Jo Ann Pottorff, Chairperson

  
Representative Lynn Jenkins

  
Representative Bill McCreary

  
Representative Melvin Minor

  
Representative Bill Reardon

  
Representative Joe Shriver

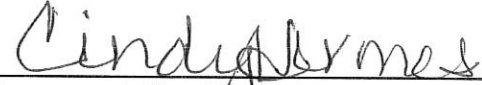
  
Representative Lloyd Stone

**TAX, JUDICIAL, AND TRANSPORTATION BUDGET COMMITTEE**

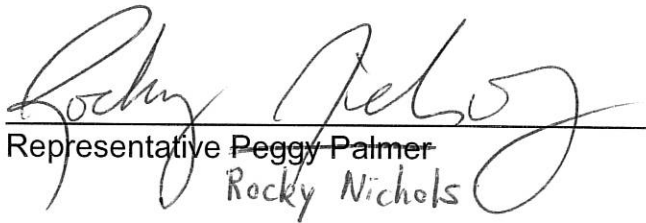
Real Estate Commission



Representative Jeff Peterson, Chairperson

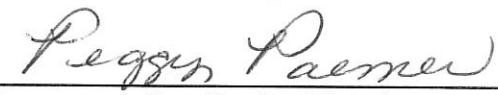


Representative Cindy Hermes



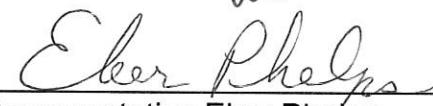
Representative Peggy Palmer

Rocky Nichols



Representative Rocky Nichols

Peggy Palmer



Representative Eber Phelps

**AGRICULTURE AND NATURAL RESOURCES BUDGET COMMITTEE**

Board of Veterinary Examiners



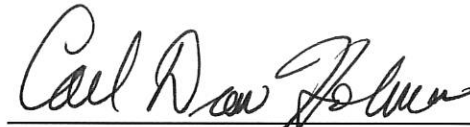
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Representative Gayle Mollenkamp, Chairperson



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Representative Bill Feuerborn



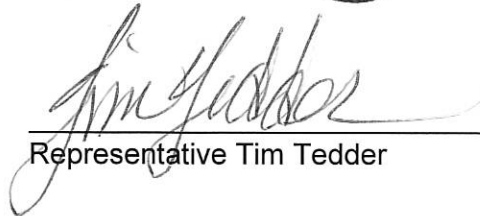
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Representative Carl Holmes



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Representative Sharon Schwartz



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Representative Tim Tedder

## SUBCOMMITTEE REPORT

**Agency:** Biennial Budget Agencies

**Bill No.** 639

**Bill Sec.** Various

**Analyst:** Various

**Analysis Pg. No.** 1634

**Budget Page No.** 505

	Revised		Senate	Revised		Senate
	Agency Est.	Gov. Rec.	Subcommittee	Agency Est.	Gov. Rec.	Subcommittee
	FY 2000	FY 2000	Adjustments	FY 2001	FY 2001	Adjustments
<b>Financial Institutions</b>						
<b>Regulatory Agencies</b>						
Bank Commissioner, State*	\$ 4,232,730	\$ 4,211,142	\$ 0	\$ 4,469,287	\$ 4,278,537	\$ 156,759
Consumer Credit Commissioner*	-	-	--	-	--	--
Credit Unions, State Dept. of	743,367	743,367	0	763,272	763,272	0
Securities Commissioner	1,923,834	1,923,834	0	1,963,405	1,963,405	0
<b>TOTAL</b>	<b>\$ 6,899,931</b>	<b>\$ 6,878,343</b>	<b>\$ 0</b>	<b>\$ 7,195,964</b>	<b>\$ 7,005,214</b>	<b>\$ 156,759</b>
<b>Occupational and Professional Licensing Boards</b>						
Abstracters Board of Examiners	\$ 19,579	\$ 19,579	\$ 0	\$ 19,867	\$ 19,867	\$ 0
Accountancy, Board of	177,646	177,646	0	184,836	184,836	0
Barbering, Board of	122,049	122,049	0	119,012	119,012	0
Behavioral Sciences Regulatory	465,451	430,504	0	439,121	424,641	0
Cosmetology, Board of	707,269	693,879	0	745,827	697,772	13,000
Dental, Kansas Board	306,527	306,327	0	298,179	298,179	0
Healing Arts, Board of	1,991,315	1,991,315	0	1,911,329	1,911,329	0
Hearing Aid Examiners, Board	17,910	17,910	0	20,573	20,573	0
Mortuary Arts, Board of	189,702	189,702	0	196,899	196,899	0
Nursing, Board of	1,060,225	1,060,225	0	1,088,194	1,088,194	0
Optometry Examiners, Board of	72,705	72,705	0	74,510	74,510	0
Pharmacy, State Board of	513,968	513,968	0	525,228	525,228	0
Real Estate Appraisal Board	193,445	193,445	0	197,953	197,953	0
Real Estate Commission	655,926	655,926	0	733,690	733,690	0
Technical Professions, Board of	489,101	489,101	0	518,462	518,462	0
Veterinary Examiners, Board of	225,660	225,660	0	229,065	229,065	0
<b>TOTAL</b>	<b>\$ 7,208,478</b>	<b>\$ 7,159,941</b>	<b>\$ 0</b>	<b>\$ 7,302,745</b>	<b>\$ 7,240,210</b>	<b>\$ 13,000</b>
<b>Total Expenditures</b>	<b>\$ 14,108,409</b>	<b>\$ 14,038,284</b>	<b>\$ 0</b>	<b>\$ 14,498,709</b>	<b>\$ 14,245,424</b>	<b>\$ 169,759</b>
FTE Positions	223.0	222.0	0.0	227.0	223.0	2.0

\* Consumer Credit Commissioner merged into the Bank Commission at the end of FY 1999.

	Revised Agency Est. FY 2000	Gov. Rec. FY 2000	House Budget Committee Adjustments	Revised Agency Est. FY 2001	Gov. Rec. FY 2001	House Budget Committee Adjustments
<b>Financial Institutions Regulatory Agencies</b>						
Bank Commissioner, State*	\$ 4,232,730	\$ 4,211,142	\$ 0	\$ 4,469,287	\$ 4,278,537	\$ 301,789
Consumer Credit Commissioner*	-	-	--	-	--	--
Credit Unions, State Dept. of	743,367	743,367	0	763,272	763,272	0
Securities Commissioner	1,923,834	1,923,834	0	1,963,405	1,963,405	0
<b>TOTAL</b>	<b>\$ 6,899,931</b>	<b>\$ 6,878,343</b>	<b>\$ 0</b>	<b>\$ 7,195,964</b>	<b>\$ 7,005,214</b>	<b>\$ 301,789</b>
<b>Occupational and Professional Licensing Boards</b>						
Abstracters Board of Examiners	\$ 19,579	\$ 19,579	\$ 0	\$ 19,867	\$ 19,867	\$ 0
Accountancy, Board of	177,646	177,646	0	184,836	184,836	0
Barbering, Board of	122,049	122,049	0	119,012	119,012	0
Behavioral Sciences Regulatory	465,451	430,504	0	439,121	424,641	1,000
Cosmetology, Board of	707,269	693,879	0	745,827	697,772	0
Dental, Kansas Board	306,527	306,327	0	298,179	298,179	0
Healing Arts, Board of	1,991,315	1,991,315	0	1,911,329	1,911,329	0
Hearing Aid Examiners, Board	17,910	17,910	0	20,573	20,573	0
Mortuary Arts, Board of	189,702	189,702	0	196,899	196,899	0
Nursing, Board of	1,060,225	1,060,225	0	1,088,194	1,088,194	0
Optometry Examiners, Board of	72,705	72,705	0	74,510	74,510	0
Pharmacy, State Board of	513,968	513,968	0	525,228	525,228	0
Real Estate Appraisal Board	193,445	193,445	0	197,953	197,953	0
Real Estate Commission	655,926	655,926	0	733,690	733,690	0
Technical Professions, Board of	489,101	489,101	0	518,462	518,462	0
Veterinary Examiners, Board of	225,660	225,660	0	229,065	229,065	0
<b>TOTAL</b>	<b>\$ 7,208,478</b>	<b>\$ 7,159,941</b>	<b>\$ 0</b>	<b>\$ 7,302,745</b>	<b>\$ 7,240,210</b>	<b>\$ 1,000</b>
<b>Total Expenditures</b>	<b>\$ 14,108,409</b>	<b>\$ 14,038,284</b>	<b>\$ 0</b>	<b>\$ 14,498,709</b>	<b>\$ 14,245,424</b>	<b>\$ 302,789</b>
FTE Positions	223.0	222.0	0.0	227.0	223.0	2.0

\* Consumer Credit Commissioner merged into the Bank Commission at the end of FY 1999.

## Agency Estimate/Governor's Recommendation

### All Agencies

Although funding for these agencies has already been authorized by the Legislature for FY 2000 and 2001, the law allows agencies to request adjustments to the approved expenditure limitations. Only agencies requesting adjustments to their previously approved budgets for FY 2000 and 2001 are discussed below. All adjustments made by the Governor which appear in the table above but are not discussed in the paragraphs below are due to health insurance rates, unclassified merit increases, classified step movement, longevity payments, and retirement reductions.

### Financial Institutions Regulatory Agencies

#### Bank Commissioner, State

*FY 2001.* The agency requests 2.0 FTE positions, a secretary and a financial examiner, and additional expenditure authority of \$108,624 to fund these positions. The agency also requests \$27,437 for expenditures related to the newly merged consumer credit regulation function. The Governor does not recommend these items. For salaries and wages, the Governor recommends a reduction of \$61,425 for shrinkage and recalculating fringe benefits.

### Senate Subcommittee Recommendation

The Subcommittee concurs with the recommendation of the Governor with the following comments and exceptions:

1. Add 2.0 FTE positions and \$108,624 from the agency's fee fund for salaries and wages. The Subcommittee finds that these positions are necessary for the operation of the new Division of Consumer and Mortgage Lending. The Subcommittee notes that one of these positions will replace an employee already transferred to the Division of Consumer and Mortgage Lending from another Division.
2. Add \$27,437 from the agency's fee fund for other operating expenditures necessary for the operation of the new Division of Consumer and Mortgage Lending. Several items of expenditure were not adequately funded prior to consolidation of the Consumer Credit Commissioner.

3. Add \$20,698 from the agency's fee fund to eliminate shrinkage for the Division of Consumer and Mortgage Lending. The Subcommittee notes that eliminating this shrinkage is necessary for the agency to aggressively address the backlog of audits of consumer lenders.
4. The Subcommittee concurs with an estimate by the Bank Commissioner staff that nine financial examiners would be necessary to audit consumer lenders once every two years. The Subcommittee endorses that objective and notes that with the new financial examiner approved in item (1) above and with the filling of one position currently vacant, the Division will have six financial examiners and should be able to begin the process of establishing an audit cycle. The Subcommittee wishes to flag this staffing as deserving of special attention in future budget cycles.
5. The agency reported difficulty in retaining financial examiners on its staff. The Subcommittee notes the resulting high turnover and related recruitment and training costs and suggests that the agency requests a classification study of the financial examiner positions. In arriving at this conclusion, the Subcommittee recalled similar reports from other agencies that employ financial examiners.

### **Senate Committee Recommendation\***

The Committee concurs with the Subcommittee recommendation.

### **House Budget Committee Recommendation**

The Budget Committee concurs with the recommendation of the Governor with the following comments and exceptions:

1. Add 2.0 FTE and \$108,624 for salaries and wages, and \$27,437 for other operating expenditures necessary for the operation of the new Division of Consumer and Mortgage Lending. The Budget Committee notes that one of these positions will replace an employee already transferred to the Division of Consumer and Mortgage Lending.
2. Add \$20,698 to eliminate shrinkage for the Division of Consumer and Mortgage Lending.
3. Add \$145,030 to reduce the shrinkage rate for the balance of the agency from 5.2 percent to 1.0 percent.



4. The Budget Committee recommends that the agency emphasize filling its field examiner positions in a timely manner, as the Committee feels that they are important to the function of the agency.

## **Occupational and Professional Licensing Boards**

### **Behavioral Sciences Regulatory Board**

*FY 2001.* The agency request is \$39,765 (10 percent) more than the amount approved by the 1999 Legislature. The increase reflects the addition of 1.0 FTE position. The Governor recommends \$424,641 for FY 2001, \$14,480 (3.3 percent) less than the agency request. The Governor concurs with the enhancement request for \$25,105 to fund the 1.0 FTE Secretary I position, but does not recommend the enhancement of \$14,480 for other operating expenditures.

### **Senate Subcommittee Recommendation**

The Subcommittee concurs with the Governor's recommendation with the following comments and observations:

1. The Subcommittee recommends the agency use KSIP money to supply the requested \$6,000 for bonuses in FY 2001.
2. The Subcommittee recommends authority for the agency to spend no more than \$500 for official hospitality.
3. The Subcommittee notes that the agency has made great progress in its Y2K compliance, going from an F to a C rating with the help of Don Heiman and DISC.
4. The Subcommittee notes that the agency carries an unusually high fee fund balance—119 percent of expenditures under the Governor's recommendation. The high fee balance is justified by the nationwide trend in the health care industry for disciplined health care workers to fight any disciplinary action because of the threat to their livelihood. Even if a disciplinary claim is settled without a hearing between the health care worker and the regulatory board, managed care companies consider the worker disciplined and no longer eligible to provide services. The threat to the worker's livelihood drives them to pursue litigation against the regulatory board that can often be costly and time consuming. Regulatory boards nationwide have begun to maintain high fee fund balances to prepare for this type of litigation. The agency is anticipating 2-3 legal actions in the near future.

5. The Subcommittee requests the agency review its fee structure and report back to the Subcommittee by omnibus.
6. The Subcommittee notes the agency progress on licensure applications and resolution of complaints.

**Complaints by Fiscal Year**

Fiscal Year	Total Number of Complaints Received	Complaints Pending Investigation from Fiscal Year	Number of Cases with Current Activity	Number of Closed Cases
1997	27	0	0	27
1998	24	10	5	12 (2 pending hearing)
1999	36	31	3	5
2000	46	28	11	17 (1 review by AG pending)

**Fee Fund Analysis**

Resource Estimate	Actual FY 1999	Agency Estimate FY 2000	Gov. Rec. FY 2000	Agency Request FY 2001	Gov. Rec. FY 2001
Beginning Balance	\$ 344,468	\$ 386,547	\$ 386,547	\$ 396,096	\$ 431,043
Net Receipts	415,709	475,000	475,000	499,000	499,000
Total Funds Available	\$ 760,177	\$ 861,547	\$ 861,547	\$ 895,096	\$ 930,043
Less: Expenditures	373,630	465,451	430,504	439,121	424,641
Ending Balance	<u>\$ 386,547</u>	<u>\$ 396,096</u>	<u>\$ 431,043</u>	<u>\$ 455,975</u>	<u>\$ 505,402</u>

**Senate Committee Recommendation\***

The Committee concurs with the Subcommittee recommendation.

**House Budget Committee Recommendation**

1. Add \$1,000 from the agency fee fund and authority to spend up to \$1,000 for official hospitality.

2. The Committee congratulates the agency on its progress in eliminating the application and renewal backlog and reducing the backlog on disciplinary cases with a 100 percent turnover in staff and a new director. The Committee recommends the use of KSIP funds to provide \$6,000 in bonuses for FY 2001.

<b>APPLICATION AND RENEWAL PROCESSING</b>									
	<u>May</u>	<u>June</u>	<u>July</u>	<u>Aug.</u>	<u>Sept.</u>	<u>Oct.</u>	<u>Nov.</u>	<u>Dec.</u>	<u>Jan.</u>
<b>Applications</b>									
Backlogged	182	264	330	149	3	0	0	0	0
Received	203	276	64	43	68	41	53	54	45
Processed	71	210	245	189	71	41	53	54	45
<b>Renewals</b>									
Backlogged	203	520	428	71	10	0	0	0	0
Received	367	369	243	215	212	204	287	322	166
Processed	50	461	528	276	222	204	287	322	166

<b>CURRENT CASE OVERVIEW</b>	
Pending Cases Prior to November 15, 1999	62
Cases Received Since November 15, 1999	30
Number of Cases Investigated by Investigator Beginning November 15, 1999	35
Cases Closed Since November 15, 1999	22

<b>Fee Fund Analysis</b>					
<u>Resource Estimate</u>	<u>Actual FY 1999</u>	<u>Agency Estimate FY 2000</u>	<u>Gov. Rec. FY 2000</u>	<u>Agency Request FY 2001</u>	<u>Gov. Rec. FY 2001</u>
Beginning Balance	\$ 344,468	\$ 386,547	\$ 386,547	\$ 396,096	\$ 431,043
Net Receipts	415,709	475,000	475,000	499,000	499,000
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Less: Expenditures	373,630	465,451	430,504	439,121	424,641
Ending Balance	<u>\$ 386,547</u>	<u>\$ 396,096</u>	<u>\$ 431,043</u>	<u>\$ 455,975</u>	<u>\$ 505,402</u>
Ending Balance as Percentage of Expenditures	103.5%	85.1%	100.1%	103.8%	119.0%

## **Cosmetology, Board of**

*FY 2001.* The Board of Cosmetology requests an expenditure limitation increase of \$48,055 to fund 1.0 new FTE position (\$26,335 including benefits) for enforcement of cosmetology laws, rules, and regulations as well as computer equipment and office furniture for the new position (\$3,294). The remainder of the request (\$18,426) is to fund salary bonuses, professional development, and technology purchases and is to be funded through the Board's KSIP account. The Governor does not recommend this request.

### **Senate Subcommittee Recommendation**

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

1. Add \$13,000 to be funded through the agency's Kansas Savings Incentive Program Fund. A 1997 Post Audit Report cited deficiencies in the areas of facility inspection and regulatory enforcement. The KSIP expenditure would allow the agency to send its five inspectors for training (\$5,000) as well as purchase palm unit computers for each of those inspectors (\$3,000). The remaining \$5,000 would be used for salary bonuses for the entire staff of 12.0 FTE positions.

### **Senate Committee Recommendation\***

The Committee concurs with the Subcommittee recommendation.

### **House Budget Committee Recommendation**

The Committee concurs with the Governor's recommendation.

## **Dental Board, Kansas**

*FY 2001.* The agency's request is \$40,000 (15.5 percent) more than the amount approved by the 1999 Legislature. The increase is for an additional Dental Inspector contractual position of \$35,000, a continuation from the previous year's request, and \$5,000 for the new administrative director's salary. The Governor recommends this request.

### **Senate Subcommittee Recommendation**

The Senate Subcommittee concurs with the Governor's recommendation for FY 2001, with the following comment:

1. The Subcommittee notes that the fee fund ending balance for FY 2001 is \$187,576, which is 62.9 percent of total operating expenditures of \$298,179, as compared to the FY 2000 fee fund ending balance of \$133,755, which was 43.6 percent of total operating expenditures, and the FY 1999 balance of \$288,282, or 126.1 percent. The Subcommittee heard testimony from the agency that the fluctuation in the amounts of the fee fund ending balances from one year to the next are caused by dental hygienists renewing licences of \$100 one year and dentists renewing licenses of \$200 the next year.

### **Senate Committee Recommendation\***

The Committee concurs with the Subcommittee recommendation.

### **House Budget Committee Recommendation**

The Committee concurs with the Governor's recommendation.

### **Mortuary Arts, Board of**

*FY 2001.* The total operating budget for FY 2001 totals \$196,899. This is an increase of \$7,197 or 3.8 percent above FY 2000 amounts. The Governor recommends this request.

### **Senate Subcommittee Recommendation**

The Subcommittee concurs with the Governor's recommendation.

### **Senate Committee Recommendation\***

The Committee concurs with the Subcommittee recommendation.

### **House Budget Committee Recommendation**

The Committee concurs with the Governor's recommendation.

## **Board of Nursing**

*FY 2001.* The agency estimate is no change from the amount approved by the 1999 Legislature. The Governor concurs with the agency request.

## **Senate Subcommittee Recommendation**

The Subcommittee concurs with the Governor's recommendation with the following comments and observations:

1. The Subcommittee notes the disciplinary procedure for the agency is as follows:
  - a. Complaint is filed by anyone.
  - b. Investigated by the agency.
  - c. The case goes to the investigative committee of three board members and the committee decides if the case should go to hearing or be referred directly to the impaired provider program.
  - d. If it goes to hearing - the file is transferred to the Assistant Attorney General and it is up to the Assistant Attorney General file a petition for the hearing. This is an administrative action.
  - e. If it is referred directly to the impaired provider program—Kansas Nurse Assistance Program (KNAP)—refers disciplined nurses out for counseling and education. KNAP monitors them with random drug screens and collects AA and NA attendance monthly and proof that the person is attending counseling. Nurses pay for drug screens and treatment.
  - f. During the treatment period the nurse is under probation.
2. The Senate Subcommittee notes the agency licensure process has improved as the new computer system has been implemented, decreasing processing time for licenses from 3 to 4 days to 1.
3. The Senate Subcommittee notes the improvement in processing time for disciplinary cases reflected in the following table:

### Disciplinary Cases Pending By Calendar Year

Year Case Originated	12/1997	12/1998	12/1999	2/2000
1991	0	1*	0	0
1992	0	0	0	0
1993	2*	0	0	0
1994	10*	4*	0	0
1995	42	20	0	0
1996	63	18	3*	1
1997	289	32	6	1
1998		262	24	20
1999			399	419
2000				30
<b>TOTAL</b>	<u>406</u>	<u>337</u>	<u>432</u>	<u>471</u>

\* Cases re-opened.

### Fee Fund Analysis

Resource Estimate	Agency Request FY 2001	Gov. Rec. FY 2001
Beginning Balance	\$ 614,758	\$ 614,758
Net Receipts	976,675	976,675
Total Funds Available	\$ 1,591,433	\$ 1,591,433
Less: Expenditures	1,087,944*	1,087,944*
Ending Balance	<u>\$ 503,489</u>	<u>\$ 503,489</u>
Ending Balance as Percentage of Expenditures	46.3%	46.3%

\* The \$250 balance of expenditure will be paid through the Educational Conference Fund.

### Senate Committee Recommendation\*

The Committee concurs with the Subcommittee recommendation.

## House Budget Committee Recommendation

The Budget Committee concurs with the Governor's recommendation with the following comments and observations:

1. The Kansas Nurses Assistance Program (KNAP) is approximately 35 percent of the agency's contractual services budget, the second largest item of expenditures after salaries and wages. Professional licensure fees and renewal fees fund the program. KNAP provides education and assistance for nurses who have been disciplined for drug or alcohol abuse. Participation in KNAP programs is always part of the disciplinary process. Participants pay for the cost of mandatory drug tests and treatment outside of KNAP.

<b>Fee Fund Analysis</b>			
<u>Resource Estimate</u>	<u>Agency Request FY 2001</u>	<u>Gov. Rec. FY 2001</u>	<u>House Budget Committee Rec.</u>
Beginning Balance	\$ 614,758	\$ 614,758	\$ 614,758
Net Receipts	<u>976,675</u>	<u>976,675</u>	<u>976,675</u>
Total Funds Available	\$ 1,591,433 **	\$ 1,591,433 **	\$ 1,591,433 **
Less: Expenditures	<u>1,087,944</u>	<u>1,087,944</u>	<u>1,087,944</u>
Ending Balance	<u><u>\$ 503,489</u></u>	<u><u>\$ 503,489</u></u>	<u><u>\$ 503,489</u></u>
Ending Balance as Percentage of Expenditures	46.3%	46.3%	46.3%

\*\* The \$250 balance of expenditure will be paid through the Educational Conference Fund.

### Pharmacy, Board of

*FY 2001.* The total operating budget for FY 2001 totals \$525,228. This is an increase of \$11,260 or 2.2 percent above FY 2000 amounts. The Governor recommends this request.



## **Senate Subcommittee Recommendation**

The Senate Subcommittee concurs with the Governor's recommendations with the following observations:

1. The Senate Subcommittee notes its concerns as to the policies and procedures relating to changes in job classes and pay grade assignments. During the 1999 Legislative Session, the Senate Subcommittee recommended Pharmacy Inspectors be moved from pay grade 30 to 33 and the appropriate funding was provided for the recommended upgrade in S.B. 325 (which was subsequently signed by the Governor). This upgrade, however, has not been completed by the Division of Personnel Services. According to K.S.A. 75-2938 and K.A.R. 1-5-4, the Director of Personnel Services (DPS) is responsible for assigning each position in the classified service, and consults with the heads of state agencies and the Director of the Budget in creating or modifying job classes. Each class change is then approved or modified by the Governor and takes effect when an Executive Order is signed. According to the Division of the Budget, the Director of DPS informed the Division of the Budget that the positions did not meet the qualifications for an update. Therefore, DPS would take no action and an Executive Order would not be requested.

While the Subcommittee recognizes the authority of DPS as it relates to position classifications, the Subcommittee is concerned that the intent of the Legislature be given due consideration in the process. The Subcommittee recommends an interim committee be appointed to review and address issues regarding creation or modification of position classifications and the appropriate role of the Legislature in that process.

## **Senate Committee Recommendation\***

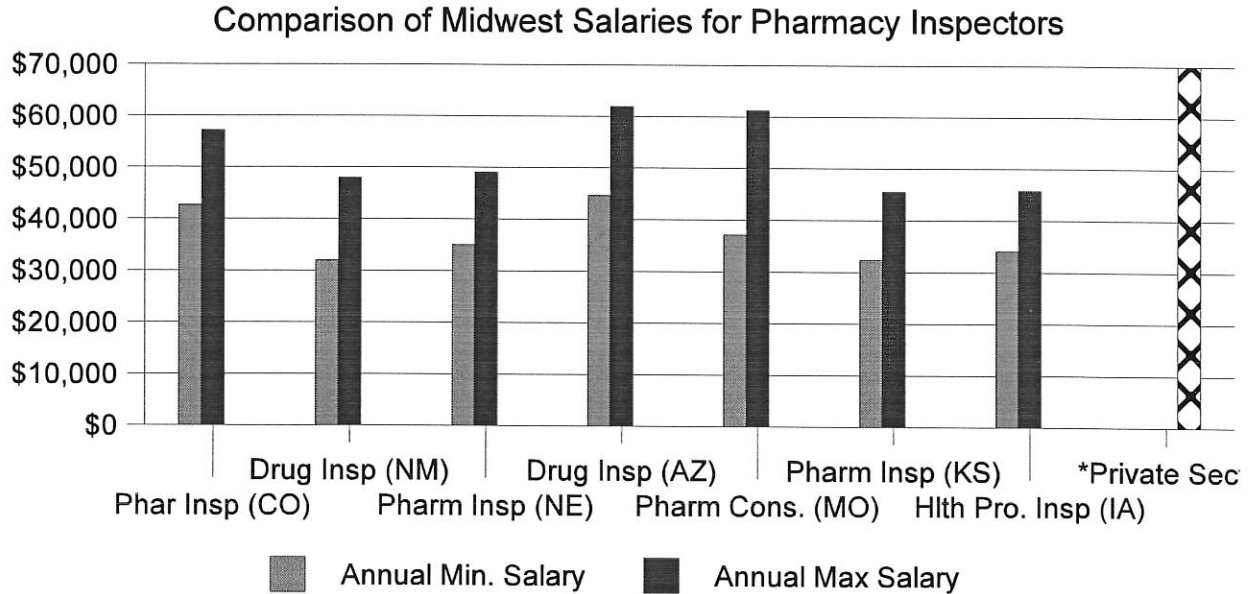
The Committee concurs with the Subcommittee recommendation.

## **House Budget Committee Recommendation**

The House Budget Committee concurs with the Governor's recommendations with the following observations:

1. The Budget Committee notes the difficulty the agency faces in attracting viable candidates to fill its Pharmacy investigator positions. In advertising a vacant Pharmacy Inspector position, the agency mailed 2,830 post cards to active pharmacists in Kansas and the four surrounding states (Missouri, Oklahoma, Nebraska, and Colorado). In response, the agency received sixteen calls, and scheduled only six interviews. The Budget Committee

is concerned as to the loss of pharmacy inspectors in the future due to better salary opportunities in the private sector or in the public sector in other states.



\* The figure for pharmacists in the private sector is an average annual salary.

### **Real Estate Commission**

*FY 2001.* The agency requests additional expenditure authority of \$32,464 for software and hardware enhancements. Total project costs of \$68,952 would be financed with \$5,555 of approved appropriations for computer enhancements, \$30,933 of KSIP, and the \$32,464 of new authority.

### **Senate Subcommittee Recommendation**

The Subcommittee concurs with the recommendation of the Governor.

### **Senate Committee Recommendation\***

The Committee concurs with the Subcommittee recommendation.

## **House Budget Committee Recommendation**

The Budget Committee concurs with the recommendation of the Governor with the following observation:

1. The Budget Committee notes that the Director indicated that fees currently being collected by the Real Estate Commission appear adequate and no increase in fee authority is requested at this time. The Budget Committee also observes that the Real Estate Recovery Revolving Fund was established in 1974 by a transfer of \$200,000 from the Real Estate Fee Fund for the purpose of reimbursing persons who suffer monetary damages by the actions of licensed real estate agents or brokers, or by unlicensed employees of brokers. The Fund is sustained by interest earned on the fund, recovery of expenditures, and, under K.S.A. 50-6061, certain disputed brokers' trust account funds more than five years old. The Fund has a current balance of approximately \$295,000, and anticipated income is approximately equal to estimated expenditures. However, the Budget Committee wishes to point out that if the balance of the fund falls below \$100,000, every licensed agent and broker would be subject to a \$5 or \$10 assessment, as provided by K.S.A. 1999 Supp 58-3066.

## **Veterinary Examiners, Board of**

*FY 2001.* The Board of Veterinary Examiners requests 1.0 new FTE Attorney position. The salary and related expenses for this position would be shared by the agency and the Animal Health Department. The attorney would work for the Animal Health Department for approximately 80 percent of the time and for the Board for 20 percent. While the Veterinary Board says that the cost would be absorbed within its current budget and does not request any additional money, it has failed to state how much its share of the attorney's cost would be. The Governor does not recommend this enhancement.

## **Senate Subcommittee Recommendation**

The Subcommittee concurs with the Governor's recommendation. The Subcommittee reminds the Ways and Means Committee that it has indirectly addressed the agency's enhancement request for a fraction of an FTE Attorney position. On February 9, 2000, the Ways and Means Committee adopted the subcommittee report for the Animal Health Department which stated, in part:

While the [Animal Health] Department made this request in concert with the Board of Veterinary Examiners; each agency asks for a fraction of one FTE position and plans to share the attorney position between the two offices. The Subcommittee recommends that the Animal Health Department be granted 1.0 FTE position and allow the Veterinary Board to contract with the Animal

Health Department for legal services. To achieve this end, the Subcommittee recommends that the a new fund be created which will allow the Animal Health Department to receive money from the Board of Veterinary Examiners.

The Veterinary Board agrees with this recommended arrangement. According to the Board's testimony, it will cost approximately \$12,000 to contract with the Animal Health Department for legal services. This amount will be found within the agency's approved FY 2001 budget (\$229, 065).

Finally, the Subcommittee notes the ending balances for the Veterinary Licensing Fee Fund for FYs 2000 and 2001 are \$406,494 and \$395,119, respectively. As a percentage of expenditures, the FY 2000 ending balance is 180.1 percent of expenditures, and the FY 2001 ending balance is 172.5 percent. While at first these figures may suggest a high fee fund, it should be noted that the agency receives most of its revenue in the months of May and June, causing a large ending balance to appear. Then, during the first ten months of the next fiscal year, the agency receives little or no revenue.

### **Senate Committee Recommendation\***

The Committee concurs with the Subcommittee recommendation.

### **House Budget Committee Recommendation**

The Budget Committee concurs with the Governor's recommendation.

**\*Senate Committee Recommendations**

The Committee further notes the total funds available for participation in the Kansas Savings Incentive Program (KSIP) by the biennial budget agencies and the amounts the Governor recommends for FYs 2000 and 2001.

**KANSAS SAVINGS INCENTIVE PROGRAM ACCOUNTS**

Agency	Total Fee Funds	Gov. Rec. FY 2000	Gov. Rec. FY 2001
Bank Commissioner	343,141	0	0
Department of Credit Unions	6,993	0	0
Securities Commissioner	19,838	0	0
Behavioral Science Regulatory Board	6,000	0	6,000
Board of Cosmetology	60,628	0	13,000 <sup>(a)</sup>
Dental Board	8,792	17,000	0
Board of Healing Arts	2,788	0	0
Board of Mortuary Arts	7,477	7,477	0
Board of Nursing	4,247	0	0
Board of Optometry Examiners	3,580	0	0
Board of Pharmacy	10,181	10,181	0
Real Estate Commission	30,933	0	30,933 <sup>(b)</sup>
Board of Technical Professions	26,415	0	0
Board of Veterinary Examiners	35,823	0	0
<b>TOTAL</b>	<b>\$ 566,836</b>	<b>\$ 34,658</b>	<b>\$ 49,933</b>

- a) The Ways and Means Committee approved \$13,000 for training, computers, and salary bonuses.
- b) While the Governor's budget recommendation includes \$30,933, the agency spent approximately \$28,950 of that total in FY 2000.

SENATE BILL No. 248

By Committee on Ways and Means

2-4

PROPOSED AMENDMENT  
For Consideration by House Committee on Appropriations  
March 9, 2000

House Appropriations  
3-9-00  
Attachment 4

10 AN ACT concerning the university of Kansas medical center; construc-  
11 tion, repair, remodeling and renovating buildings from private moneys;  
12 exemptions from certain statutory requirements; amending K.S.A. 76-  
13 833 and repealing the existing section.

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

16 Section 1. K.S.A. 76-833 is hereby amended to read as follows: 76-  
17 833. (a) *As used in this act:*

18 (1) "Capital improvement project" means a project which has a total  
19 cost of \$500,000 or less.

20 (2) "Private moneys" means moneys from nongovernmental sources.

21 (a) ~~As used in this section, "private moneys" means moneys from~~  
22 ~~nongovernmental sources.—~~

23 (b) (a) (b) The university of Kansas medical center is authorized to  
24 construct buildings and facilities on state-owned property of the university  
25 of Kansas medical center from private moneys granted or given to such  
26 institution if the capital improvement projects for such buildings and fa-  
27 cilities have received prior approval by the state board of regents and the  
28 plans and specifications for such projects have received prior approval by  
29 the secretary of administration. Such capital improvement projects shall  
30 be inspected by the division of architectural services. Such capital im-  
31 provement projects financed totally from private moneys shall be exempt  
32 from the provisions of K.S.A. 75-3739, 75-3740, 75-3740a, 75-3741, 75-  
33 3741a, 75-3741b, 75-3742, 75-3743 and 75-3744, and amendments  
34 thereto. Such capital improvement projects shall be totally financed from  
35 private moneys and the buildings and facilities constructed shall become  
36 the property of the state of Kansas upon completion and acceptance by  
37 the secretary of administration. No such capital improvement project for  
38 a building or facility shall be approved by the state board of regents with-  
39 out having first advised and consulted with the joint committee on state  
40 building construction.

41 (c) (b) (c) The university of Kansas medical center is authorized to  
42 repair, remodel or renovate state buildings and facilities of the university  
43 of Kansas medical center from private moneys granted or given to such

(a) As used in this section,  
(1) "Capital improvement project" means a project which has a  
total cost of \$500,000 or less; and  
(2) "private moneys" means moneys from nongovernmental  
sources.

1 institution if the capital improvement projects for such repairs, remodel-  
2 eling or renovations have received prior approval by the state board of  
3 regents and the plans and specifications of such projects have received  
4 prior approval by the secretary of administration. Such capital improve-  
5 ment projects shall be inspected by the division of architectural services.  
6 Such capital improvement projects financed totally from private moneys  
7 shall be exempt from the provisions of K.S.A. 75-3739, 75-3740, 75-3740a,  
8 75-3741, 75-3741a, 75-3741b, 75-3742, 75-3743 and 75-3744, and amend-  
9 ments thereto. Such capital improvement projects shall be totally fi-  
10 nanced from private moneys and the improvements shall become the  
11 property of the state of Kansas upon completion and acceptance by the  
12 secretary of administration. No such capital improvement project to re-  
13 pair, remodel or renovate any such state building or facility shall be ap-  
14 proved by the state board of regents without having first advised and  
15 consulted with the joint committee on state building construction.

16 ~~(d) The provisions of this section shall expire on June 30, 2001.~~

17 Sec. 2. K.S.A. 76-833 is hereby repealed.

18 Sec. 3. This act shall take effect and be in force from and after its  
19 publication in the statute book.