

MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS.

The meeting was called to order by Chairperson Stephen Morris at 10:30 a.m. on March 11, 2003, in Room 123-S of the Capitol.

All members were present except: Senator Paul Feleciano, Jr. - excused

Committee staff present:

J. G. Scott, Chief Fiscal Analyst, Kansas Legislative Research Department
Martha Dorsey, Kansas Legislative Research Department
Robert Waller, Kansas Legislative Research Department
Amy Deckard, Kansas Legislative Research Department
Nicoletta Buonasera, Kansas Legislative Research Department
Norman Furse, Revisor of Statutes
Michael Corrigan, Assistant Revisor of Statutes
Judy Bromich, Administrative Analyst
Mary Shaw, Committee Secretary

Conferees appearing before the committee:

Denise Everhart, Acting Commissioner, Juvenile Justice Authority
Pat Lehman, Legislative Liaison, Kansas Fire Service Alliance
Joseph P. Odle, Kansas State Fire Marshal
Lt. Kent W. Dederick, International Association of Firefighters Local 83
Robert S. Wing, President, Kansas State Council of Fire Fighters and I.A.F.F. Local 64

Others attending: See attached list

Bill Introduction

Senator Adkins moved, with a second by Senator Jackson, to introduce a bill concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; employer contribution rates; issuance of revenue bonds by the Kansas development finance authority for funding certain liability of system (3rs0927). Motion carried on a voice vote.

Copies of the Kansas Legislative Research Department Budget Analysis Report for FY 2003 and FY 2004 were distributed to the committee.

Subcommittee reports on:

Kansas Department of Transportation (Attachment 1)

Subcommittee Chairman Adkins reported that the Subcommittee concurs with the recommendations of the Governor for FY 2003.

Subcommittee Chairman Adkins reported that the Subcommittee concurs with the recommendation of the Governor with comments for FY 2004.

Senator Barone moved, with a second by Senator Adkins, to amend the subcommittee report in FY 2004, regarding Item No. 2, for a technical amendment to change the language following "deferring projects" to read "projects and funding associated with the Comprehensive Transportation Plan". Motion carried on a voice vote.

Senator Adkins moved, with a second by Senator Salmans, to adopt the subcommittee budget report on the Kansas Department of Transportation for the FY 2003 and FY 2004 budget as amended. Motion carried on a voice vote.

CONTINUATION SHEET

Juvenile Justice Authority (Attachment 2)
Atchison Juvenile Correctional Facility
Beloit Juvenile Correctional Facility
Larned Juvenile Correctional Facility
Topeka Juvenile Correctional Facility

Subcommittee Chairman Jordan reported that the Subcommittee on the Juvenile Justice Authority concurs with the recommendations of the Governor for FY 2003.

Subcommittee Chairman Jordan reported that the Subcommittee on the Juvenile Justice Authority concurs with the recommendation of the Governor with notations for FY 2004.

Subcommittee Chairman Jordan explained that the Subcommittee concurred with the Governor's recommendations regarding the Atchison Juvenile Correctional Facility, Beloit Juvenile Correctional Facility, Larned Juvenile Correctional Facility and the Topeka Juvenile Correctional Facility in FY 2003 and FY 2004.

Senator Jordan moved, with a second by Senator Bunten, to adopt the subcommittee budget reports on the Juvenile Justice Authority, Atchison Juvenile Correctional Facility, Beloit Juvenile Correctional Facility, Larned Juvenile Correctional Facility and the Topeka Juvenile Correctional Facility for the FY 2003 and FY 2004 budget as amended. Motion carried on a voice vote.

Chairman Morris opened the public hearing on:

HB 2315--Juvenile correctional services grants, paid quarterly instead of semiannually

Written testimony was submitted from Denise Everhart, Acting Commissioner, Juvenile Justice Authority, in support of **HB 2315** (Attachment 3).

There being no further conferees to come before the committee, the Chairman closed the public hearing on **HB 2315**.

Senator Jordan moved, with a second by Senator Barone, to recommend **HB 2315** favorable for passage and be placed on the Consent Calendar. Motion carried on a roll call vote.

Chairman Morris opened the public hearing on:

SB 252--Placing the office of state fire marshal within a board of fire services

Pat Lehman, Legislative Liaison for the Kansas Fire Service Alliance, testified in support of **SB 252** (Attachment 4). Mr. Lehman addressed two concerns in his testimony regarding Section 8 and the make up of the Board of Fire Services and Section 9 covering the responsibilities of the Board. In closing, Mr. Lehman requested that sufficient time be allowed to study areas of concern in the bill to assure that workable legislation is created and will benefit all those involved.

Joseph P. Odle, State Fire Marshal, testified in opposition to **SB 252** (Attachment 5). Mr. Odle explained that since the Office of the Kansas State Fire Marshal has been established it has operated efficiently and effectively. He mentioned that the office provides inspection and investigative services to assist local fire departments, public safety education and now has established hazardous materials response teams. Mr. Odle expressed concern that the Board of Fire Services will only cause the State Fire Marshal's Office to delay response and action for citizens in Kansas.

Lt. Kent W. Dederick, representing the International Association of Firefighters Local 83, Topeka, testified in opposition to **SB 252** (Attachment 6). Lt. Dederick explained that the State Fire Marshal's Office is currently operating efficiently and judiciously in regard to all aspects of the Fire Service. He noted that he felt the provisions of the bill would be positive for the fire service or the citizens of this state, and ultimately could be detrimental, by creating another level of bureaucracy to delay critical services.

CONTINUATION SHEET

Robert Wing, President, Kansas State Council of Firefighters, Local 64, and Full Time Fire Captain in Kansas City, testified in opposition to **SB 252** (Attachment 7). Mr. Wing mentioned that their position is that this additional administrative level within the office will have a negative effect on the agency's ability to make decisions regarding the health and safety of the citizens of Kansas in expeditious manner. He also expressed concern that the bill contains the burden of additional funding on the Office of the Fire Marshal with no identified source of funding provided for the expense of the proposed new fire board.

There being no further conferees to come before the committee, the Chairman closed the public hearing on **SB 252**.

The meeting adjourned at 11:45 a.m. The next meeting is scheduled for March 12, 2003.

SENATE WAYS AND MEANS COMMITTEE

GUEST LIST

DATE March 11, 2003

NAME	REPRESENTING
JAMES FRAZIER	JTA
Denise Everhart	JTA
Keed Davis	KDOT
Jim McLean	KDOT
Debbie Muhl	KDOT
Bill Watts	KDOT
PAT LEHMAN	KS FIRE SERVICE ALLIANCE
Jim Keating	"
Tom Whitaker	Ks Motor Carriers Assn
Glenn Coulter	Ks. Good Roads Assn
Erik Sartorius	City of Overland Park
E.R. "Woody" Mares	Ks. Ready Mixed Concrete Assn
Wendy Williams	KAPA
Dick Kline	JTA
Ronnie Brown	JTA
Keith Bradshaw	Budget
Lisa Becker	SRS
Robert S. Wrig	KSC 77
Dennis Phillips	Topeka Fire Dept.
Karoly Bradford	Inter-Faith Ministries
Ronnie Ross	DPS
Bill Brady	Economic Linklines

SENATE WAYS AND MEANS COMMITTEE
GUEST LIST

DATE March 11, 2003

NAME	REPRESENTING
Kent Dederick	IAFF Local 83
Harb McVorton	As Fire Marshal Reps

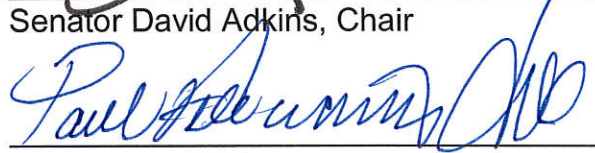
Senate Subcommittee Report

Kansas Department of Transportation

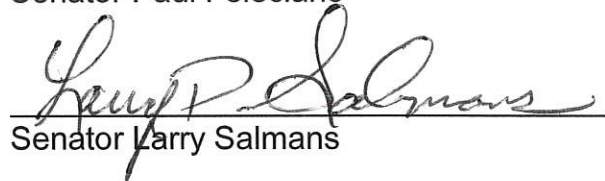
FY 2003-FY 2004



Senator David Adkins, Chair



Senator Paul Feleciano



Senator Larry Salmans

HOUSE BUDGET COMMITTEE REPORT

Agency: Kansas Department of Transportation

Bill No. 2026

Bill Sec. 19

Analyst: Waller

Analysis Pg. No. 1495

Budget Page No. 409

<u>Expenditure Summary</u>	<u>Agency Request FY 2003</u>	<u>Gov. Rec. FY 2003</u>	<u>House Budget Committee Adjustments</u>
Agency Operations	\$ 225,634,631	\$ 225,634,631	\$ 0
Aid to Local Units	178,569,330	178,569,330	0
Debt Service	120,037,323	120,037,323	0
Other Assistance	1,400,000	1,400,000	0
Other Operations	971,955,582	971,955,582	0
Subtotal - Reportable	\$ 1,497,596,866	\$ 1,497,596,866	\$ 0
Nonreportable Expenses	21,961,512	13,961,512	0
Total - Operations	<u>\$ 1,519,558,378</u>	<u>\$ 1,511,558,378</u>	<u>\$ 0</u>
 <u>Financing Summary</u>			
State General Fund	\$ 0	\$ 0	\$ 0
State Highway Fund	1,333,162,442	1,333,162,442	0
All Other Funds	164,434,424	164,434,424	0
Subtotal - Reportable	\$ 1,497,596,866	\$ 1,497,596,866	\$ 0
Nonreportable Funds	21,961,512	13,961,512	0
Total - All Funds	<u>\$ 1,519,558,378</u>	<u>\$ 1,511,558,378</u>	<u>\$ 0</u>
 FTE Positions	 3,247.5	 3,247.5	 0.0
Unclassified Temp. Positions	3.0	3.0	0.0
TOTAL	<u>3,250.5</u>	<u>3,250.5</u>	<u>0.0</u>

Agency Request/Governor's Recommendation

The agency's revised FY 2003 reportable budget reflects an increase of \$268,521,113. The agency estimate contains no State General Fund related expenditures which is consistent with their approved budget. The 2002 Legislature did authorize a transfer of \$94.5 million from the State Highway Fund to the State General Fund during FY 2002. The transfer was made in the form of a loan that is schedule to be repaid in FY 2003.

- For agency operations, the following changes in the revised budget are noted:
 - Salaries and wages increase by \$906,898.
 - Other operating expenses increase by \$521,914
- An additional \$2,406,000 is estimated to be expended within the Substantial Maintenance program above the \$166,341,000 approved figure

- For Construction related expenses, salaries and wages are reduced by \$906,898 (for an overall reduction of zero in salaries and wage expense changes from approved) and other operating expenses increase by \$462,635. Additionally, Local Construction estimates are expected to increase by \$12,722,360 from the \$116,676,640 approved figure.
- Local Aid is reduced by \$2,658,087 from the current year amount (\$184,796,956)
- State Projects are estimated to increase by \$68,366,000 from the approved \$538,039,000 amount
- Debt Service payment are set to decrease from \$147,437,323 to \$120,037,323 (22.8 percent)
- Design/Appraisal contracts are reduced by \$1,500,000, along with Inspections Contracts in the amount of \$5,000,000

Overall, capital improvement expenditures are set to increase by \$297,485,744 (with \$195,981,008 being non-reportable due to the non-issuance of bonds in the amount of \$217,942,520 and an increase in other non-expense items).

The Governor concurs with the agency's FY 2003 estimate. However, the Governor makes the following adjustments:

- reduce the motor carrier property tax transfer (State General Fund) from \$10,063,644 to \$5,031,822 (50.0 percent); however, the Governor utilizes existing balances in the Special City and County Highway Fund (SCCHF) to provide the \$10,063,644 payment to cities and counties
- transfer \$13,111,909 from the State Highway Fund to the Kansas Highway Patrol to cover agency operations
- reduces non-expense items by \$8,000,000 due to the deletion of funding for tunnels connecting state-owned buildings to the Capitol

House Budget Committee Recommendation

The House Budget Committee concurs with the Governor's recommendation.

House Committee Recommendation

The House Committee concurs with the House Budget Committee's recommendation.

SENATE SUBCOMMITTEE REPORT

Agency: Kansas Department of Transportation

Bill No. 2026

Bill Sec. 19

Analyst: Waller

Analysis Pg. No. 1495

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The Governor concurs with the agency's FY 2003 estimate. However, the Governor makes the following adjustments:

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- transfer \$13,111,909 from the State Highway Fund to the Kansas Highway Patrol to cover agency operations
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Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the Governor's recommendation.

HOUSE BUDGET COMMITTEE REPORT

Agency: Kansas Department of Transportation **Bill No. - -** **Bill Sec. - -**
Analyst: Waller **Analysis Pg. No. 1495** **Budget Page No. 409**

<u>Expenditure Summary</u>	<u>Agency Request FY 2004</u>	<u>Gov. Rec. FY 2004</u>	<u>House Budget Committee Adjustments</u>
Agency Operations	\$ 244,488,600	\$ 238,766,367	\$ 0
Aid to Local Units	179,649,677	179,649,677	0
Debt Service	120,002,449	120,002,449	0
Other Assistance	1,400,000	1,400,000	0
Other Operations	918,855,666	916,379,283	0
Subtotal - Reportable	\$ 1,464,396,392	\$ 1,456,197,776	\$ 0
Nonreportable Expenses	16,398,923	16,398,923	0
Total - Operations	<u>\$ 1,480,795,315</u>	<u>\$ 1,472,596,699</u>	<u>\$ 0</u>
 <u>Financing Summary</u>			
State General Fund	\$ 128,000,000	\$ 0	\$ 0
State Highway Fund	1,169,295,308	1,289,096,692	0
All Other Funds	167,101,084	167,101,084	0
Subtotal - Reportable	\$ 1,464,396,392	\$ 1,456,197,776	\$ 0
Nonreportable Funds	16,398,923	16,398,923	0
Total - All Funds	<u>\$ 1,480,795,315</u>	<u>\$ 1,472,596,699</u>	<u>\$ 0</u>
 FTE Positions	 3,247.5	 3,247.5	 0.0
Unclassified Temp. Positions	3.0	3.0	0.0
TOTAL	<u>3,250.5</u>	<u>3,250.5</u>	<u>0.0</u>

Agency Request/Governor's Recommendation

The agency's FY 2004 reportable budget totals \$1,464,396,392 and reflects a decrease of \$33,200,474 (2.2 percent) below the current year. Included within the agency's request are increases of \$18,853,969 (8.4 percent) in agency operating expenses, \$1,080,347 (0.6 percent) in aid to local units, which were offset by a decrease in project costs \$53,099,916 (6.7 percent), \$34,874 (0.03 percent) in debt service expenditures, and non-expense items in the amount of \$5,562,589 (25.3 percent).

- For agency operations, the following FY 2004 items are noted when compared with the current fiscal year:
 - the agency increases salaries and wages expenses by 2.3 percent from \$136,923,864 to \$140,112,840
 - no change in FY 2004 staffing level is requested
 - the agency requests an increase in other operating expenditures from \$88,710,767 to \$104,375,760 (17.7 percent)
 - for debt service, a decrease in payments of \$34,874 from the FY 2003 amount of \$120,037,323
- For other operations, the following items in the budget are noted as changing from the current fiscal year:
 - a decrease in state construction projects from \$606,405,000 to \$557,731,000 (\$48,674,000 or 8.0 percent)
 - an increase in regular maintenance from \$114,259,223 to \$127,375,329 (11.5 percent)
 - an increase of \$4,062,689 (2.7 percent) in Special City/County Highway aid payments above the current year
 - an increase in substantial maintenance from \$168,747,000 to \$174,925,000 (\$6,178,000 or 3.7 percent)
 - an increase of 9.2 percent above the current year estimate of \$28,557,402 within the Management program
 - an increase in local construction expenses of \$7,325,000 (5.7 percent) above the FY 2003 amount of \$129,399,000
 - a decrease in building projects from \$13,404,582 to \$7,475,666 (due mostly to re-appropriated balances)
 - a decrease in categorical aid expenditures of \$2,982,342 (12.3 percent) below the current year estimate of \$24,187,797

Governor's Recommendation

The Governor recommends \$1,456,197,776, which is \$8,198,616 (0.6 percent) below the agency's request. From the current fiscal year, the recommendation reflects a decrease of \$41,399,090 or 2.8 percent in reportable expenditures. The Governor concurs with the agency's non-reportable expenditure amount of \$16,398,923.

- For agency operations, the Governor recommends the following adjustments to the agency's request:
 - a decrease of \$2,888,926 in salary expenditures and other operating expenditures in the amount of \$2,833,307 (\$5,000,000 is transferred to the State General Fund).
 - a decrease in regular maintenance expenses of \$4,018,072 (3.2 percent).
 - an agency operations expenditure limitation of \$238,766,367, a decrease of \$5,722,293 (2.3 percent).

- For other operations, the Governor recommends the following adjustments to the agency's request:
 - The Governor recommends the elimination of the demand transfer in FY 2004 (\$128,000,000), and expends carry over balances from the State Highway Fund to maintain the integrity of CTP funding
 - Eliminates the motor carrier property tax transfer of \$11,200,000, and utilizes the timeliness of deposits to the Special City/County Highway Fund to fully fund the request.
 - a decrease in building project expenditures from \$7,475,666 to \$4,999,283.

Additionally, the Governor transfers \$30,965,704 in FY 2004 to finance operating expenditures within the Kansas Highway Patrol from the State Highway Fund.

STATUTORY BUDGET SUBMISSION

KSA 75-6701 requires that the budget submitted by the Governor and the budget ultimately approved by the Legislature provide for a State General Fund ending balance of at least 7.5 percent of expenditures for FY 2004. To comply with this provision, Volume 1 of the *Governor's Budget Report* includes a "statutory budget" designed to provide for a 7.5 percent ending balance. In general, this requires a 21.1 percent reduction to the FY 2004 State General Fund budget recommendations submitted by the Governor. That reduction has not been applied to school finance funding in the Department of Education or to the Board of Regents and its institutions. **For this agency, the reduction to the Governor's recommended FY 2004 State General Fund budget would total \$0.**

Summary of Operating Budget FY 2004

<u>Expenditure Summary</u>	<u>Agency Request FY 2004</u>	<u>Gov Rec. FY 2004</u>	<u>Governor's Adjustment to Agency Request</u>
By Program:			
Maintenance	\$ 302,300,329	\$ 298,282,257	(4,018,072)
Construction	924,161,476	920,643,296	(3,518,180)
Local Support	182,960,923	182,899,023	(61,900)
Management	54,973,664	54,373,200	(600,464)
TOTAL - Reportable	<u>\$ 1,464,396,392</u>	<u>\$ 1,456,197,776</u>	<u>\$ (8,198,616)</u>
Maintenance	\$ 788,600	\$ 788,600	\$ 0
Construction	3,264,955	3,264,955	0
Local Support	1,162,000	1,162,000	0
Management	11,183,368	11,183,368	0
TOTAL - Nonreportable	<u>\$ 16,398,923</u>	<u>\$ 16,398,923</u>	<u>\$ 0</u>
GRAND TOTAL	1,480,795,315	1,472,596,699	(8,198,616)
Major Object Expenditure:			
Salaries and Wages	\$ 140,112,840	\$ 137,223,914	\$ (2,888,926)
Contractual Services	40,244,447	40,244,447	0
Commodities	32,565,768	32,565,768	0
Capital Outlay	31,565,545	28,732,238	(2,833,307)
Subtotal - Agency Oper.	\$ 244,488,600	\$ 238,766,367	\$ (5,722,233)
Aid to Local Units	179,649,677	179,649,677	0
Other Assistance	1,400,000	1,400,000	0
Debt Service	120,002,449	120,002,449	0
Other Operations	918,855,666	916,379,283	(2,476,383)
TOTAL - Reportable	<u>\$ 1,464,396,392</u>	<u>\$ 1,456,197,776</u>	<u>\$ (8,198,616)</u>
Nonreportable	\$ 16,398,923	\$ 16,398,923	\$ 0
GRAND TOTAL	\$ 1,480,795,315	\$ 1,472,596,699	\$ (8,198,616)
Financing:			
State General Fund	\$ 128,000,000	\$ 0	\$ (128,000,000)
State Highway Fund	1,169,295,308	1,289,096,692	119,801,384
Other Funds	167,101,084	167,101,084	0
TOTAL - Reportable	<u>\$ 1,464,396,392</u>	<u>\$ 1,456,197,776</u>	<u>\$ (8,198,616)</u>
Bond Proceeds	\$ 0	\$ 0	\$ 0
State Highway Fund	5,598,923	5,598,923	0
Rail Service Improvement	800,000	800,000	0
Transp. Revolving Fund	10,000,000	10,000,000	0
TOTAL - Nonreportable	<u>\$ 16,398,923</u>	<u>\$ 16,398,923</u>	<u>\$ 0</u>
GRAND TOTAL	\$ 1,480,795,315	\$ 1,472,596,699	\$ (8,198,616)

House Budget Committee Recommendation

The House Budget Committee concurs with the Governor's recommendation, with the following comments:

1. The House Budget Committee notes its concern relating to the deletion of the demand transfer (\$128,000,000) in FY 2004. Within the *Governor's FY 2004 Budget Report*, the demand transfer was eliminated along with the repayment of monies borrowed from the agency (\$94.6 million) set to be re-paid on or before June 30, 2003. The House Budget Committee notes the economic impact that the Comprehensive Transportation Program (CTP) has on the state as a whole, and is concerned about the continued elimination of the demand transfer over the last three fiscal years. The Budget Committee believes that Legislature should make every effort to maintain the integrity of CTP. However, the Committee is unsure of the plan's future due to the economic outlook of the state, continued transfers from the State Highway Fund (SHF) to the State General Fund or other entities, and adjustments in projects outlined in the "red map" as passed by the 2002 Legislature.
2. The House Budget Committee notes its concern relating to the demand transfer, and the continuation of the demand transfer throughout the life of the plan. In FY 2005, the demand transfer percentage is set to increase from 11.25 percent to 12.00, thus transferring approximately \$163.8 million dollars from the State General Fund to the State Highway Fund. The House Budget Committee is concerned that with the elimination of the demand transfer in FY 2003, FY 2004, and the recommendation to not repay the loan of \$94.6 million (pursuant to 2002 S.B. 517), it will be difficult to "reinstate" the continuation of the demand transfer with other issues like education and social services demanding that same funding. Subsequently, with the passage of 2002 HB 3011, additional financing for the Comprehensive Transportation Plan was added to maintain the integrity of the plan. The House Budget Committee believes that with continued reductions in funding to CTP, the revenue package passed by the 2002 Legislature will not be enough to complete CTP as outlined by the passage of 1999 HB 2071.
3. The House Budget Committee recommends that the Comprehensive Transportation Program continue along the same 10 year time schedule as approved by the passage of 1999 HB 2071. The Committee believes that any extension of the plan adversely affects projects, the completion of projects, or the complete financing of the plan. The Committee states that extending the plan does not address the continued elimination of funding to CTP, which the Committee believes is the underlying problem in completing the plan.
4. The House Budget Committee draws attention to the transfer of \$13.1 million in FY 2003 and \$30.9 million in FY 2004 from the State Highway Fund (SHF) to the Kansas Highway Patrol Operations Fund. Although the Committee is sympathetic to the increase in the Patrol's shrinkage rate from year to year, the Committee does not recommend the continued transfer of SHF financing to the Kansas Highway Patrol beyond FY 2004. The Committee notes that with the passage of 1983 H.B. 2566, financing from the State Highway Fund for KHP operations was eliminated and replaced with a State General Fund expenditure limitation.

House Committee Recommendation

The House Committee concurs with the House Budget Committee's recommendation.

SENATE SUBCOMMITTEE REPORT

Agency: Kansas Department of Transportation **Bill No. --** **Bill Sec. --**
Analyst: Waller **Analysis Pg. No. 1495** **Budget Page No. 409**

<u>Expenditure Summary</u>	<u>Agency Request FY 2004</u>	<u>Gov. Rec. FY 2004</u>	<u>Senate Subcommittee Adjustments</u>
Agency Operations	\$ 244,488,600	\$ 238,766,367	\$ 0
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Nonreportable Funds	16,398,923	16,398,923	0
Total - All Funds	<u>\$ 1,480,795,315</u>	<u>\$ 1,472,596,699</u>	<u>\$ 0</u>
FTE Positions	3,247.5	3,247.5	0.0
Unclassified Temp. Positions	3.0	3.0	0.0
TOTAL	<u>3,250.5</u>	<u>3,250.5</u>	<u>0.0</u>

Agency Request/Governor's Recommendation

The agency's FY 2004 reportable budget totals \$1,464,396,392 and reflects a decrease of \$33,200,474 (2.2 percent) below the current year. Included within the agency's request are increases of \$18,853,969 (8.4 percent) in agency operating expenses, \$1,080,347 (0.6 percent) in aid to local units, which were offset by a decrease in project costs \$53,099,916 (6.7 percent), \$34,874 (0.03 percent) in debt service expenditures, and non-expense items in the amount of \$5,562,589 (25.3 percent).

- For agency operations, the following FY 2004 items are noted when compared with the current fiscal year:
 - the agency increases salaries and wages expenses by 2.3 percent from \$136,923,864 to \$140,112,840
 - no change in FY 2004 staffing level is requested
 - the agency requests an increase in other operating expenditures from \$88,710,767 to \$104,375,760 (17.7 percent)
 - for debt service, a decrease in payments of \$34,874 from the FY 2003 amount of \$120,037,323
- For other operations, the following items in the budget are noted as changing from the current fiscal year:
 - a decrease in state construction projects from \$606,405,000 to \$557,731,000 (\$48,674,000 or 8.0 percent)
 - an increase in regular maintenance from \$114,259,223 to \$127,375,329 (11.5 percent)
 - an increase of \$4,062,689 (2.7 percent) in Special City/County Highway aid payments above the current year
 - an increase in substantial maintenance from \$168,747,000 to \$174,925,000 (\$6,178,000 or 3.7 percent)
 - an increase of 9.2 percent above the current year estimate of \$28,557,402 within the Management program
 - an increase in local construction expenses of \$7,325,000 (5.7 percent) above the FY 2003 amount of \$129,399,000
 - a decrease in building projects from \$13,404,582 to \$7,475,666 (due mostly to re-appropriated balances)
 - a decrease in categorical aid expenditures of \$2,982,342 (12.3 percent) below the current year estimate of \$24,187,797

Governor's Recommendation

The Governor recommends \$1,456,197,776, which is \$8,198,616 (0.6 percent) below the agency's request. From the current fiscal year, the recommendation reflects a decrease of \$41,399,090 or 2.8 percent in reportable expenditures. The Governor concurs with the agency's non-reportable expenditure amount of \$16,398,923.

- For agency operations, the Governor recommends the following adjustments to the agency's request:
 - a decrease of \$2,888,926 in salary expenditures and other operating expenditures in the amount of \$2,833,307 (\$5,000,000 is transferred to the State General Fund).
 - a decrease in regular maintenance expenses of \$4,018,072 (3.2 percent).
 - an agency operations expenditure limitation of \$238,766,367, a decrease of \$5,722,293 (2.3 percent).

- For other operations, the Governor recommends the following adjustments to the agency's request:
 - The Governor recommends the elimination of the demand transfer in FY 2004 (\$128,000,000), and expends carry over balances from the State Highway Fund to maintain the integrity of CTP funding
 - Eliminates the motor carrier property tax transfer of \$11,200,000, and utilizes the timeliness of deposits to the Special City/County Highway Fund to fully fund the request.
 - a decrease in building project expenditures from \$7,475,666 to \$4,999,283.

Additionally, the Governor transfers \$30,965,704 in FY 2004 to finance operating expenditures within the Kansas Highway Patrol from the State Highway Fund.

STATUTORY BUDGET SUBMISSION

KSA 75-6701 requires that the budget submitted by the Governor and the budget ultimately approved by the Legislature provide for a State General Fund ending balance of at least 7.5 percent of expenditures for FY 2004. To comply with this provision, Volume 1 of the *Governor's Budget Report* includes a "statutory budget" designed to provide for a 7.5 percent ending balance. In general, this requires a 21.1 percent reduction to the FY 2004 State General Fund budget recommendations submitted by the Governor. That reduction has not been applied to school finance funding in the Department of Education or to the Board of Regents and its institutions. **For this agency, the reduction to the Governor's recommended FY 2004 State General Fund budget would total \$0.**

Summary of Operating Budget FY 2004

<u>Expenditure Summary</u>	<u>Agency Request FY 2004</u>	<u>Gov Rec. FY 2004</u>	<u>Governor's Adjustment to Agency Request</u>
By Program:			
Maintenance	\$ 302,300,329	\$ 298,282,257	\$ (4,018,072)
Construction	924,161,476	920,643,296	(3,518,180)
Local Support	182,960,923	182,899,023	(61,900)
Management	54,973,664	54,373,200	(600,464)
TOTAL - Reportable	<u>\$ 1,464,396,392</u>	<u>\$ 1,456,197,776</u>	<u>\$ (8,198,616)</u>
Maintenance	\$ 788,600	\$ 788,600	\$ 0
Construction	3,264,955	3,264,955	0
Local Support	1,162,000	1,162,000	0
Management	11,183,368	11,183,368	0
TOTAL - Nonreportable	<u>\$ 16,398,923</u>	<u>\$ 16,398,923</u>	<u>\$ 0</u>
GRAND TOTAL	\$ 1,480,795,315	\$ 1,472,596,699	\$ (8,198,616)
Major Object Expenditure:			
Salaries and Wages	\$ 140,112,840	\$ 137,223,914	\$ (2,888,926)
Contractual Services	40,244,447	40,244,447	0
Commodities	32,565,768	32,565,768	0
Capital Outlay	31,565,545	28,732,238	(2,833,307)
Subtotal - Agency Oper.	<u>\$ 244,488,600</u>	<u>\$ 238,766,367</u>	<u>\$ (5,722,233)</u>
Aid to Local Units	179,649,677	179,649,677	0
Other Assistance	1,400,000	1,400,000	0
Debt Service	120,002,449	120,002,449	0
Other Operations	918,855,666	916,379,283	(2,476,383)
TOTAL - Reportable	<u>\$ 1,464,396,392</u>	<u>\$ 1,456,197,776</u>	<u>\$ (8,198,616)</u>
Nonreportable	\$ 16,398,923	\$ 16,398,923	\$ 0
GRAND TOTAL	\$ 1,480,795,315	\$ 1,472,596,699	\$ (8,198,616)
Financing:			
State General Fund	\$ 128,000,000	\$ 0	\$ (128,000,000)
State Highway Fund	1,169,295,308	1,289,096,692	119,801,384
Other Funds	167,101,084	167,101,084	0
TOTAL - Reportable	<u>\$ 1,464,396,392</u>	<u>\$ 1,456,197,776</u>	<u>\$ (8,198,616)</u>
Bond Proceeds	\$ 0	\$ 0	\$ 0
State Highway Fund	5,598,923	5,598,923	0
Rail Service Improvement	800,000	800,000	0
Transp. Revolving Fund	10,000,000	10,000,000	0
TOTAL - Nonreportable	<u>\$ 16,398,923</u>	<u>\$ 16,398,923</u>	<u>\$ 0</u>
GRAND TOTAL	\$ 1,480,795,315	\$ 1,472,596,699	\$ (8,198,616)

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the Governor's Recommendation, with the following comments:

1. The Senate Subcommittee notes its concern relating to the Governor's recommendation to eliminate the motor carrier property tax transfer of \$11,200,000 in FY 2004 from the Special City/County Highway Fund (SCCHF) to local governments. Although local entities still receive the same amount of financing, this is achieved through moving payments dates forward thus allowing the "balance" to provide the necessary funding amount. Although the Committee makes no change in this recommendation, continued utilization of this method to provide the locals with full funding (in lieu of making the transfers as mandated by statute) will eventually place the Special City/County Highway Fund in jeopardy of being unable to meet its mandated obligations to local governments.
2. The Senate Subcommittee notes its concern relating to the deletion of the demand transfer (\$128,000,000) in FY 2004. Within the *Governor's FY 2004 Budget Report*, the demand transfer was eliminated along with the repayment of monies borrowed from the agency (\$94.6 million) set to be re-paid on or before June 30, 2003. Although 2003 House Bill 2026 requires repayment of that loan beginning in FY 2007 and ending in FY 2011, the Committee notes the economic impact that the Comprehensive Transportation Program (CTP) has on the state as a whole, and is concerned about the elimination of the demand transfer for the last three fiscal years. The Senate Committee draws attention to testimony provided by the Secretary of Transportation in which it was stated that the agency is fully committed to complete core CTP projects as outlined in the "red map." However, the Secretary stated that if future demand transfers to the State Highway Fund were not paid when due, adjustments in core CTP projects will have to be made. The Senate Committee draws attention to those comments to state that beginning in FY 2005, the recommendation to eliminate the demand transfer would place the 2005 Legislature in the position of either having the agency begin the process of eliminating or deferring projects according the "red map," or having the Legislature itself begin the process of extending, eliminating, revamping, or deferring CTP activities throughout the remaining life of the plan. The Senate Committee notes that the FY 2005 demand transfer is estimated at \$163.809 million.
3. The Senate Committee would like to compliment the agency on its efforts in examining the internal calculations set forth in projecting costs relating to the Comprehensive Transportation Project (CTP). The Secretary stated that the agency is currently looking into the core calculations (*i.e.*, inflation, project scopes, debt service payments, etc.) to ensure that the best possible projections are being presented in providing fiscal data relating to CTP. The Committee encourages KDOT to continue its efforts to ensure that all financial information relating to CTP is as efficient as possible to assist the Legislature in making decisions relating to the continuation and completion of the plan.
4. The Senate Subcommittee encourages the Kansas Congressional Delegation to continue its efforts in securing funding for the program, and hopes that the Delegation presses for the coordination of federally mandated projects with those outlined in the "red map." In doing so, the Committee hopes that federal projects that may not necessarily be included on the "red map" could be minimized and the supplemental funding could be coordinated with CTP projects. Thus, lifting some of the financial burden from the State in its efforts to finance the completion of the 10-year program.

**CTP FY 2000-2009 Revenue Summary
(In Thousands)**

1-16

Projected Ten-Year Revenues

	Approved 1999	Agency's Revised Sept. 2002	Agency's Revised Nov. 2002	\$ Change from Approved	% Change from Approved	2002 HB 3011	Gov. Rec. FY 2004	\$ Change from Approved	% Change from Approved
Cash Beginning Balance	\$ 475,189	\$ 559,875	\$ 559,875	\$ 84,686	17.8%	\$ 559,875	\$ 559,875	\$ 84,686	17.8%
Motor Fuels Taxes	3,930,400	4,171,066	4,258,865	328,465	8.4%	4,172,947	4,258,865	328,465	8.4%
SGF Sales Tax Transfer	1,830,010	1,270,385	1,218,278	(611,732)	(33.4)%	1,298,083	1,090,278	(739,732)	(40.4)%
Quarter Cent	1,071,513	1,029,179	968,400	(103,113)	(9.6)%	1,025,008	968,400	(103,113)	(9.6)%
Registration Fees	1,387,995	1,536,046	1,538,440	150,445	10.8%	1,539,641	1,538,440	150,445	10.8%
Interest	251,900	289,964	273,796	21,896	8.7%	248,792	237,972	(13,928)	(5.5)%
Other Sources	44,613	59,419	59,419	14,806	33.2%	60,841	59,419	14,806	33.2%
Transfers In	156,762	147,789	147,789	(8,973)	(5.7)%	148,578	131,557	(119,814)	(76.4)%
Subtotal - State	\$ 9,148,382	\$ 9,063,723	\$ 9,024,862	\$ (123,520)	(1.4)%	\$ 9,053,765	\$ 8,844,806	\$ (303,576)	(3.3)%
Federal and Local Construction Reimbursement	\$ 3,012,953	\$ 3,520,248	\$ 3,520,248	\$ 507,295	16.8%	\$ 3,252,848	\$ 3,520,248	\$ 507,295	16.8%
Bonds	980,075	1,277,298	1,277,298	297,223	30.3%	1,277,298	1,277,298	297,223	30.3%
TOTAL REVENUES	\$ 13,141,410	\$ 13,861,269	\$ 13,822,408	\$ 680,998	5.2%	\$ 13,583,911	\$ 13,642,352	\$ 500,942	3.8%

* **Source:** KDOT estimates for FY 2004: September and November of 2002, 2002 H.B. 3001 and the Governor's FY 2004 CTP Cash Flow recommendation (which includes the repayment of \$94.6 million in FY 2006).

Expenditures: The CTP budget includes expenditures for maintenance, including regular and substantial maintenance; construction and reconstruction, including major modifications and priority bridges; system enhancement projects; and a highway demonstration project to evaluate guarantees by a contractor. The CTP budget also provides for enhanced assistance to local units of government and other entities, including increased aid from the Special City and County Highway Fund, increased state payments for city connecting links, new state assistance for communities with railroad crossings not on the state highway system, a railroad loan program with new state funding, state financing for general aviation airports, and additional state aid for public transit. Revisions in the proposed 10-year expenditures are noted in the following table.

The 2002 Legislature passed HB 3011, which provides additional financing for the Comprehensive Transportation Plan with the following enhancement provisions:

Motor Fuels taxes would increase an additional 2 cents per gallon with two cents effective June 1, 2002, and an additional cent to be added on July 1, 2004 in accordance with the original CTP legislation. Motor fuels tax rates when all increases are fully phased in on June 1, 2004, would be as follows: gasoline, increased from 21 to 24 cents per gallon; the special fuels tax would be increased from 23 to 26 cents per gallon; and the LP-gas tax would be increased from 20 to 23 cents per gallon.

Motor vehicle registration taxes would be increased for passenger automobiles by \$1.50; for motorcycles by \$1; and for various trucks by amounts ranging from \$2 to \$10, effective July 1, 2002.

Additionally, the 2002 Legislature reduced major modification and priority bridge set-aside projects (not yet identified) by \$40,000,000 from the State Highway Fund. The projects are identified on a one to three year planning horizon. The Conference Committee cuts approximately one year of economic development, geometric improvement, railroad crossing surfacing, ITS, corridor management, priority bridge redeck, priority bridge, culvert-bridge, and state and local railroad grade separation funding funding for projects not yet identified.

17
1-1

**CTP FY 2000-2009 Revenue Summary
(In Thousands)**

Projected Ten-Year Expenses

	Approved 1999	Agency's Revised Sept. 2002	Agency's Revised Nov. 2002	\$ Change from Approved	% Change from Approved	2002 HB 3011	Gov. Rec. FY 2004	\$ Change from Approved	% Change from Approved
Routine Maintenance	\$ 1,226,149	\$ 1,187,349	\$ 1,187,349	\$ (38,800)	(3.2)%	\$ 1,180,170	\$ 1,188,250	\$ (37,899)	(3.1)%
Substantial Maintenance	2,061,731	1,884,696	1,884,696	(177,035)	(8.6)%	1,878,598	1,884,696	(177,035)	(8.6)%
Major Modification and Priority Bridges	3,321,458	3,967,915	3,967,915	646,457	19.5%	3,747,139	3,971,544	650,086	19.6%
System Enhancements	979,993	1,081,501	1,081,501	101,508	10.4%	1,331,679	1,081,501	101,508	10.4%
General Aviation	30,000	29,625	29,625	(375)	(1.3)%	29,857	29,625	(375)	(1.3)%
Public Transit	103,823	106,820	106,820	2,997	2.9%	106,194	106,820	2,997	2.9%
Rail Assistance	44,410	40,139	40,139	(4,271)	(9.6)%	43,655	40,139	(4,271)	(9.6)%
Special City-County Highway Fund	1,599,821	1,580,641	1,609,314	9,493	0.6%	1,579,910	1,593,082	(6,739)	(0.4)%
Local Aid	1,041,867	986,727	986,727	(55,140)	(5.3)%	1,008,726	986,727	(55,140)	(5.3)%
KLINK Payments	33,600	32,288	32,288	(1,312)	(3.9)%	32,658	32,288	(1,312)	(3.9)%
Management and Other	729,604	745,065	745,065	15,461	2.1%	746,348	750,339	20,735	2.8%
Transfers Out	486,312	534,016	534,016	47,704	9.8%	517,928	582,928	96,616	19.9%
Debt Service (Existing and New)	1,198,034	1,324,714	1,310,117	112,083	9.4%	1,295,923	1,343,549	145,515	12.1%
TOTAL Expenditures	\$ 12,856,802	\$ 13,501,496	\$ 13,515,572	\$ 658,770	5.1%	\$ 13,498,785	\$ 13,591,488	\$ 734,686	5.7%
Ending Balance	\$ 281,607	\$ 359,774	\$ 306,837	\$ 25,230	9.0%	\$ 361,124	\$ 50,864	\$ (230,743)	(81.9)%
<i>Minimum Ending Balance</i>	<i>\$ 220,237</i>	<i>\$ 492,637</i>	<i>\$ 483,120</i>	<i>\$ 262,883</i>	<i>119.4%</i>	<i>\$ 441,559</i>	<i>\$ 467,710</i>	<i>\$ 247,473</i>	<i>112.4%</i>
Available Ending Fund Balance	\$ 61,370	\$ (132,863)	\$ (176,283)	\$ (237,653)	(387.2)%	\$ (80,435)	\$ (416,846)	\$ (478,216)	(779.2)%

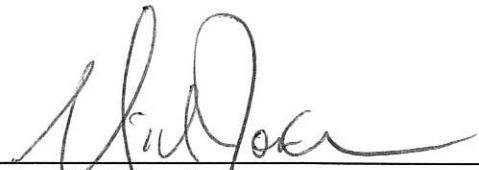
* **Source:** KDOT estimates for FY 2004: September and November of 2002, 2002 H.B. 3001 and the Governor's FY 2004 CTP Cash Flow recommendation.

A number of adjustments in estimated CTP expenditures are reflected in the revised KDOT budget, most of which are adopted by the Governor's recommendations. Spending would increase from \$12.9 billion to \$13.5 billion, or a total of \$734,686 million. The Governor's FY 2004 recommendation includes increases of \$97.8 in debt service costs, major modification and bridges increase by \$413.9 million, and system enhancements, where an increase of \$281.6 million is budgeted. Additional revenues for local units also is projected for the Special City and County Highway Fund distributions that total \$20.0 million less than the approved amount.

FY 2003 and FY 2004

SENATE SUBCOMMITTEE REPORTS

**Juvenile Justice Authority
Atchison Juvenile Correctional Facility
Beloit Juvenile Correctional Facility
Larned Juvenile Correctional Facility
Topeka Juvenile Correctional Facility**



Senator Nick Jordan



Senator Bill Buntin



Senator Paul Feleciano, Jr.

Senate Subcommittee Report

Agency: Juvenile Justice Authority

Bill No. --

Bill Sec. --

Analyst: Buonasera

Analysis Pg. No. Vol.1-398

Budget Page No. 261

Expenditure Summary	Agency Estimate FY 2003	Governor's Recommendation FY 2003	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ 5,861,069	\$ 6,490,785	\$ 0
Aid to Local Units	38,413,002	36,544,154	0
Other Assistance	8,785,928	8,785,928	0
Subtotal - Operating	\$ 53,059,999	\$ 51,820,867	\$ 0
Capital Improvements	5,011,456	5,011,456	0
TOTAL	\$ 58,071,455	\$ 56,832,323	\$ 0
State General Fund:			
State Operations	\$ 3,412,174	\$ 3,163,630	\$ 0
Aid to Local Units	18,943,115	16,952,527	0
Other Assistance	8,785,928	8,785,928	0
Subtotal - Operating	\$ 31,141,217	\$ 28,902,085	\$ 0
Capital Improvements	0	0	0
TOTAL	\$ 31,141,217	\$ 28,902,085	\$ 0
FTE Positions	39.0	39.0	0.0
Non FTE Uncl. Perm. Pos.	11.0	11.0	0.0
TOTAL	50.0	50.0	0.0

Agency Estimate/Governor's Recommendation

The Juvenile Justice Authority estimates \$53,059,999 for FY 2003 operating expenditures which is the amount approved by the 2002 Legislature. The estimate includes \$2,647,414 for salaries and wages to fund 39.0 FTE positions, \$38,413,002 for aid to local units, and \$8,785,928 for other assistance.

The Governor recommends \$5,820,867 for FY 2003 operating expenditures which is an decrease of \$1,239,132 (2.3 percent) from the amount approved by the 2002 Legislature. The recommendation includes \$3,248,870 for salaries and wages to fund 39.0 FTE positions, \$36,544,154 for aid to local units, and concurs with the agency request for other assistance. The recommendation includes that \$500,000 from the ending balance of the Juvenile Detention Facilities Fund be transferred to the State General Fund. The Governor also recommended that the shrinkage rate be increased from 2.0 percent to 5.0 percent. Also included in the recommendation is \$1.0

million and 3.0 non-FTE unclassified positions from the Going Home Federal Grant to reform the process of release for incarcerated high-risk juvenile offenders.

The Governor recommendation reflects the August 2002 allotment which reduced State General Fund expenditures by \$639,100, and the November 2002 allotment which reduced State General Fund expenditures by an additional \$2,150,580.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation.

Senate Subcommittee Report

Agency: Juvenile Justice Authority

Bill No. --

Bill Sec. --

Analyst: Buonasera

Analysis Pg. No. Vol.1-398

Budget Page No. 261

Expenditure Summary	Agency Request FY 2004	Governor's Recommendation FY 2004	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ 6,705,398	\$ 6,496,431	\$ 0
Aid to Local Units	41,016,991	38,131,478	0
Other Assistance	9,679,382	9,156,099	0
Subtotal - Operating	\$ 57,401,771	\$ 53,784,008	\$ 0
Capital Improvements	5,222,359	3,030,000	0
TOTAL	<u>\$ 62,624,130</u>	<u>\$ 56,814,008</u>	<u>\$ 0</u>
State General Fund:			
State Operations	\$ 3,461,195	\$ 3,252,228	\$ 0
Aid to Local Units	19,072,944	16,987,431	0
Other Assistance	9,679,382	9,156,099	0
Subtotal - Operating	\$ 32,213,521	\$ 29,395,758	\$ 0
Capital Improvements	0	0	0
TOTAL	<u>\$ 32,213,521</u>	<u>\$ 29,395,758</u>	<u>\$ 0</u>
FTE Positions	41.0	39.0	0.0
Non FTE Uncl. Perm. Positions	14.0	14.0	0.0
TOTAL	<u>55.0</u>	<u>53.0</u>	<u>0.0</u>

Agency Request/Governor's Recommendation

The Juvenile Justice Authority requests \$62,624,130 for FY 2004 expenditures which is an increase of \$4,341,772 (8.2 percent) from the FY 2003 estimate. The request includes \$2,787,672 in salaries and wages for 41.0 FTE positions, \$1,001,357 for contractual services, \$193,621 for commodities, \$185,000 for capital outlay, \$41,016,991 in aid to local units, and \$9,679,382 in other assistance. The request includes an enhancement package totaling \$2,942,354 (\$1,142,354 SGF).

The Governor recommends \$56,814,008 for FY 2004 expenditures which is a increase of \$1,963,141 (3.8 percent) from the FY 2003 recommendation. The recommendation includes \$2,597,705 in salaries and wages to fund 39.0 FTE positions, \$38,131,478 in aid to local units and \$9,156,099 in other assistance. The Governor does not recommend the enhancement package requested by the agency. The recommendation includes a reduction package totaling \$1,585,513

which shifts prevention Children Initiative Fund (CIF) to Graduated Sanction - Intake and Assessment. The Governor recommended that the agency's salary and wages shrinkage rate be increased from 2.0 percent to 5.0 percent. The Governor added \$1.0 million from CIF for prevention grants.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation with the following notations.

1. Acting Commissioner, Denise Everhart, implemented a new policy that Juvenile Correctional Officer positions (JCO) would not be held vacant. The reasoning for this policy change, according to the agency, results from safety and security issues for the public, staff and juvenile offenders. As an example, five offenders at the Atchison Juvenile Correctional Facility escaped on two separate incidents at the end of December and early January. The Juvenile Justice Authority is currently in the process of filling the vacant JCO's positions at the three male juvenile correctional facilities. The result of this policy is that other positions including program oriented positions need to be held vacant in order for the agency to meet the assigned shrinkage rate.
2. JJA reported the population trend of juvenile offenders under the commissioner's control is on a decline. The admission of juvenile offenders to the juvenile correctional facilities is leveling off; however, there is a "stacking" affect due to the implementation of the placement matrix that has increased length-of-stay for sentenced juvenile offenders. Currently, the population of juvenile offenders at the juvenile correctional facilities is approximately 500 and is expected to increase to 750 by 2008.
3. Local Purchase of Service (POS) was eliminated in FY 2003. Local POS had been used for transportation, clothing, day reporting, and other similar purchases. There is a consensus between JJA and local communities that POS would be the least damaging to the integrity of the program if it was cut. The department has allowed flexibility with other grants to cover these POS expenses, however, there is still an overall decrease in funding for the communities.
4. The subcommittee commends the new Acting Commissioner and her staff for addressing the recommendations made by the Legislative Post Audit. The LPA which was released in January 2003, reviewed how well the Juvenile Justice Authority monitored the prevention grant program. In response to the audit, JJA is currently undergoing re-organization in order to promote greater efficiencies in all agency functions; such as, focusing one division to work with all community programs, an executive level Division of Audits and the centralization of all financial functions. Detailed below is some of the recommendations from the LPA and JJA's response to the recommendation:

Recommendation: To strengthen its oversight process and provide better assurance that grant funds are spent only on prevention-related activities. In response, JJA's fiscal department is revising the financial guide based on LPA recommendations and will make it available by the beginning of FY 2004.

Recommendations to be addressed include specific definitions of allowable expenses and unallowable expenses, providing examples of each.

Recommendation: Ensure that local officials and Authority staff review grant proposals closely to ensure that all proposed expenditures are supportable and meet the Authority's financial guidelines. JJA will now require locals to use a formal review process prior to submitting funding applications to JJA.

Recommendation: Develop specific requirements for administrative counties regarding the activities they are expected to carry out in their oversight of prevention funds, including steps to verify that funds are used only for approved and allowable activities. In response, Administrative counties will be required to submit an action plan for local oversight of programs prior to receiving FY 2004 funds.

Recommendation: To make data on program performance readily available and meaningful, the Authority should revise its reporting requirements and form so that programs report not just activities but the number of clients served and the result actually achieved compared with program goals. JJA will provide written direction to administrative contacts at the March 2003 quarterly meeting, instructing them to report unduplicated number of clients and program results beginning with prevention program quarterly reports for the 4th quarter (April-June, 2003).

Recommendation: To help ensure that programs with a history of poor performance aren't funded, the Authority should include steps to review past program performance in the grant review process at both State and local levels. In response, the "Site Visit Protocol" will be developed for implementation in FY 2004. This Protocol will be designed to verify that reports received are accurate and to provide opportunities for continued technical assistance.

The result should be better accountability of the funds and knowledge of outcomes.

5. Construction at both the Larned and Topeka sites is proceeding as planned. Due to budget reductions, the new Larned Facility will open 122 beds in July 2003 and the remaining 30 beds will open in December 2003. Larned Juvenile Correctional Facility (LJCF) is in the process of transitioning from the old facility to the new facility which is a 120 bed substance abuse and 32 bed psychiatric facility. The 116 juvenile offenders at LJCF will be transferred to the new facility. The Kansas Juvenile Correctional Complex (KJCC) in Topeka will open July 2004 and is projected to be at full capacity in 2006. The KJCC is a 225-bed complex, it comprises a diagnostic and classification center of 60 beds for all juvenile entering the system, a 150-bed maximum-security facility for male juvenile offenders, and a 15-bed residential infirmary for males and females. When the diagnostic and classification center opens, juvenile offenders will be classified as minimum, medium and maximum level of security which is similar to the adult correctional system and then assigned to the appropriate juvenile correctional facility that reflects their classification.

Senate Subcommittee Report

Agency: Atchison Juvenile Correctional Facility **Bill No. --** **Bill Sec. --**
Analyst: Buonasera **Analysis Pg. No.** Vol. 1-421 **Budget Page No.** 65

Expenditure Summary	Agency Estimate FY 2003	Governor's Recommendation FY 2003	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ 6,384,927	\$ 6,359,927	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	\$ 6,384,927	\$ 6,359,927	\$ 0
State General Fund:			
State Operations	\$ 6,138,425	\$ 6,113,425	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	\$ 6,138,425	\$ 6,113,425	\$ 0
FTE Positions	119.0	119.0	0.0
Non FTE Uncl. Perm. Positions	0.0	0.0	0.0
TOTAL	119.0	119.0	0.0

Agency Estimate/Governor's Recommendation

Atchison Juvenile Correctional Facility estimates \$6,384,927 for FY 2003 operating expenditures which is the same amount approved by the 2002 Legislature. The request includes \$3,947,286 in salaries and wages to fund 119.0 FTE positions. This is a decrease of \$62,556 (1.6 percent) from the FY 2002 actual amount. The agency estimates \$2,097,527 for contractual services, \$250,614 for commodities and \$89,500 for capital outlay.

The Governor recommends \$6,359,927 for FY 2003 operating expenditures which a decrease of \$25,000 from the approved amount.

The Governor recommendation reflects the August 2002 allotment which reduced State General Fund expenditures by \$126,142, and the November 2002 allotment which reduced State General Fund expenditures by an additional \$25,000.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation.

Senate Subcommittee Report

Agency: Atchison Juvenile Correctional Facility **Bill No. --**

Bill Sec. --

Analyst: Buonasera

Analysis Pg. No. Vol. 1-421

Budget Page No.65

Expenditure Summary	Agency Request FY 2004	Governor's Recommendation FY 2004	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ 6,784,133	\$ 6,116,241	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	\$ 6,784,133	\$ 6,116,241	\$ 0
State General Fund:			
State Operations	\$ 6,536,035	\$ 5,868,143	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	\$ 6,536,035	\$ 5,868,143	\$ 0
FTE Positions	129.0	119.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	129.0	119.0	0.0

Agency Request/Governor's Recommendation

Atchison Juvenile Correctional Facility requests \$6,784,133 for FY 2004 operating expenditures which is an increase of \$399,206 (6.3 percent) from the FY 2003 estimate. The request includes \$4,337,814 in salaries and wages for 129.0 FTE positions, and includes an enhancement package totaling \$341,130. The agency requests \$2,140,670 for contractual services, \$252,649 for commodities and \$53,000 for capital outlay.

The Governor recommends \$6,116,241 for FY 2004 operating expenditures which is a decrease of \$243,686 (3.8 percent) from the FY 2003 recommendation. The recommendation includes \$3,715,722 in salaries and wages for 119.0 FTE positions. The Governor does not recommend the enhancement package and recommends a reduction package totaling \$326,762. The Governor recommends \$2,099,370 for contractual services, \$248,149 for commodities and concurs with the agency request for capital outlay.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation.

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Senate Subcommittee Report

Agency: Beloit Juvenile Correctional Facility **Bill No. --**

Bill Sec. --

Analyst: Buonasera

Analysis Pg. No. Vol. 1-443

Budget Page No. 81

Expenditure Summary	Agency Estimate FY 2003	Governor's Recommendation FY 2003	Senate Subcommittee Adjustments
All Funds:	\$ 5,398,749	\$ 5,398,749	\$ 0
State Operations	0	0	0
Aid to Local Units	0	0	0
Other Assistance	<u>\$ 5,398,749</u>	<u>\$ 5,398,749</u>	<u>\$ 0</u>
TOTAL			
State General Fund:			
State Operations	\$ 5,161,963	\$ 5,161,963	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	<u>\$ 5,161,963</u>	<u>\$ 5,161,963</u>	<u>\$ 0</u>
FTE Positions	103.0	103.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u>103.0</u>	<u>103.0</u>	<u>0.0</u>

Agency Estimate/Governor's Recommendation

Beloit Juvenile Correctional Facility estimates \$5,398,749 for FY 2003 operating expenditures which is the amount approved by the 2002 Legislature. The request includes \$3,435,508 in salaries and wages to fund 103.0 FTE positions. The agency estimates \$1,660,443 for contractual services, \$264,623 for commodities and \$38,175 for capital outlay.

The Governor concurs with the agency request.

The Governor recommendation reflects the August 2002 allotment which reduced State General Fund expenditures by \$107,022.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation.

Senate Subcommittee Report

Agency: Beloit Juvenile Correctional Facility **Bill No. --**

Bill Sec. --

Analyst: Buonasera

Analysis Pg. No. Vol. 1-443

Budget Page No. 81

Expenditure Summary	Agency Request FY 2004	Governor's Recommendation FY 2004	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ 5,376,931	\$ 5,114,775	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	<u>\$ 5,376,931</u>	<u>\$ 5,114,775</u>	<u>\$ 0</u>
State General Fund:			
State Operations	\$ 5,136,101	\$ 4,873,945	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	<u>\$ 5,136,101</u>	<u>\$ 4,873,945</u>	<u>\$ 0</u>
FTE Positions	103.0	103.0	0.0
Non FTE Uncl. Perm. Positions	0.0	0.0	0.0
TOTAL	<u>103.0</u>	<u>103.0</u>	<u>0.0</u>

Agency Request/Governor's Recommendation

Beloit Juvenile Correctional Facility requests \$5,376,931 for FY 2004 operating expenditures which is an decrease of \$21,818 (0.4 percent) from the FY 2003 estimate. The request includes \$3,439,712 in salaries and wages to fund 103.0 FTE positions. The agency requests \$1,632,786 for contractual services, \$262,930 for commodities and \$41,500 for capital outlay.

The Governor recommends \$5,114,775 for FY 2004 operating expenditures which is an decrease of \$283,974 (5.3 percent) from the FY 2003 estimate. Included in the recommendation is the 5.0 percent reduction package submitted by the facility. The Governor recommends \$3,320,385 in salaries and wages to fund 103.0 FTE positions and \$1,489,960 for contractual services. The governor concurs with the agency request for commodities and capital outlay.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation.

Senate Subcommittee Report

Agency: Larned Juvenile Correctional Facility **Bill No. --**

Bill Sec. --

Analyst: Buonasera

Analysis Pg. No. Vol. 1- 462

Budget Page No. 307

Expenditure Summary	Agency Estimate FY 2003	Governor's Recommendation FY 2003	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ 5,562,009	\$ 5,446,597	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	\$ 5,562,009	\$ 5,446,597	\$ 0
State General Fund:			
State Operations	\$ 5,176,310	\$ 5,061,310	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	\$ 5,176,310	\$ 5,061,310	\$ 0
FTE Positions	148.0	148.0	0.0
Non FTE Uncl. Perm. Positions	15.0	15.0	0.0
TOTAL	163.0	163.0	0.0

Agency Estimate/Governor's Recommendation

Larned Juvenile Correctional Facility estimates \$5,562,009 for FY 2003 operating expenditures which is an increase of \$213,575 (4.0 percent) from the amount approved by the 2002 Legislature. The estimate includes \$5,046,125 in salaries and wages to fund 163.0 FTE positions. The agency estimates \$419,371 for contractual services, \$83,481 for commodities and \$13,032 for capital outlay.

The Governor recommends \$5,446,597 for FY 2003 operating expenditures. The recommendation will delay the opening of the new facility until July 2003 and a 30-bed pod until December 2003. The Governor concurs with the agency request for salaries and wages and capital outlay. The recommendation includes \$316,511 for contractual services and \$70,929 for commodities. Also included is the supplemental request for 3.0 non-FTE positions. These positions will be 75.0 percent federally funded through the Residential Substance Abuse Treatment (RSAT) grants.

The Governor recommendation reflects the August 2002 allotment which reduced State General Fund expenditures by \$107,096, and the November 2002 allotment which reduced State General Fund expenditures by an additional \$115,412.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation.

Senate Subcommittee Report

Agency: Larned Juvenile Correctional Facility **Bill No. --**

Bill Sec. --

Analyst: Buonasera

Analysis Pg. No. Vol.1-462

Budget Page No. 307

Expenditure Summary	Agency Request FY 2004	Governor's Recommendation FY 2004	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ 8,553,851	\$ 7,693,438	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	\$ 8,553,851	\$ 7,693,438	\$ 0
State General Fund:			
State Operations	\$ 8,089,574	\$ 7,229,161	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	\$ 8,089,574	\$ 7,229,161	\$ 0
FTE Positions	158.0	148.0	0.0
Non FTE Uncl. Perm. Positions	15.0	15.0	0.0
TOTAL	173.0	163.0	0.0

Agency Request/Governor's Recommendation

Larned Juvenile Correctional Facility requests \$8,553,851 for FY 2004 operating expenditures which is an increase of \$2,991,842 (53.8 percent) from the FY 2003 estimate. The request includes funding for the new facility which is scheduled to become operational in May 2003. The request also includes an enhancement package of \$298,018. The agency requests \$6,225,032 for salaries and wages, \$2,229,593 for contractual services, \$79,726 for commodities and \$19,500 for capital outlay.

The Governor recommends \$7,693,438 for FY 2004 operating expenditures which is an increase of \$2,246,841 (41.3 percent) from the FY 2003 estimate. The recommendation includes the reduction package submitted by the facility totaling \$394,932 and a reduction in the school contract budget. The reduction package will delay the opening of the new facility until July 2003 and the delay of a 30 bed pod until December 2003. The reduction in the school contract is based on revised estimates provided after the facility prepared and submitted its budget. The Governor does not recommend the enhancement package. The recommendation includes \$5,646,594 for salaries and wages, \$1,947,618 for contractual services and concurs with the agency request for commodities and capital outlay.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation.

Senate Subcommittee Report

Agency: Topeka Juvenile Correctional Facility **Bill No. --**

Bill Sec. --

Analyst: Buonasera

Analysis Pg. No. Vol. 1-483

Budget Page No.407

Expenditure Summary	Agency Estimate FY 2003	Governor's Recommendation FY 2003	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ 12,663,923	\$ 12,613,923	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
Subtotal - Operating	\$ 12,663,923	\$ 12,613,923	\$ 0
Capital Improvements	27,333	27,333	0
TOTAL	\$ 12,691,256	\$ 12,641,256	\$ 0
State General Fund:			
State Operations	\$ 12,153,324	\$ 12,103,324	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
Subtotal - Operating	\$ 12,153,324	\$ 12,103,324	\$ 0
Capital Improvements	0	0	0
TOTAL	\$ 12,153,324	\$ 12,103,324	\$ 0
FTE Positions	226.0	226.0	0.0
Non FTE Uncl. Perm. Positions	0.0	0.0	0.0
TOTAL	226.0	226.0	0.0

Agency Estimate/Governor's Recommendation

Topeka Juvenile Correctional Facility estimates \$12,663,923 for FY 2003 operating expenditures which is the amount approved by the 2002 Legislature. The estimate includes \$8,192,586 in salaries and wages to fund 226.0 FTE positions. The agency estimates \$4,098,905 for contractual services, \$364,432 for commodities and \$8,000 for capital outlay.

The Governor recommends \$12,613,923 for FY 2003 operating expenditures with \$12,103,324 from the State General Fund. The recommendation includes \$8,183,751 for salaries and wages to fund 226.0 FTE positions. The Governor recommends \$4,058,905 for contractual services, \$363,267 for commodities and concurs with the agency's estimate for capital outlay.

The Governor recommendation reflects the August 2002 allotment which reduced State General Fund expenditures by \$248,027, and the November 2002 allotment which reduced State General Fund expenditures by an additional \$50,000.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation.

Senate Subcommittee Report

Agency: Topeka Juvenile Correctional Facility **Bill No. --**

Bill Sec. --

Analyst: Buonasera

Analysis Pg. No. Vol.1-483

Budget Page No. 307

Expenditure Summary	Agency Request FY 2004	Governor's Recommendation FY 2004	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ 16,859,830	\$ 13,846,728	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	<u>\$ 16,859,830</u>	<u>\$ 13,846,728</u>	<u>\$ 0</u>
State General Fund:			
State Operations	\$ 16,359,786	\$ 13,171,684	\$ 0
Aid to Local Units	0	0	0
Other Assistance	0	0	0
TOTAL	<u>\$ 16,359,786</u>	<u>\$ 13,171,684</u>	<u>\$ 0</u>
FTE Positions	466.0	394.0	0.0
Non FTE Uncl. Perm. Positions	0.0	0.0	0.0
TOTAL	<u>466.0</u>	<u>394.0</u>	<u>0.0</u>

Agency Request/Governor's Recommendation

Topeka Juvenile Correctional Facility requests \$16,859,830 for FY 2004 operating expenditures which is an increase of \$4,195,907 (33.1 percent) from the FY 2003 estimate. The request includes \$3.5 million for the operation of the new facility (Kansas Juvenile Correctional Complex) to be completed in April 2004. The request includes \$10,701,878 in salaries and wages to fund 466.0 FTE positions. The agency requests \$5,456,265 for contractual services, \$688,687 for commodities and \$13,000 for capital outlay. An enhancement package totaling \$541,080 was included in the request.

The Governor recommends \$13,846,728 for FY 2004 operating expenditures which is an increase of \$1,232,805 (9.8 percent) from the FY 2003 estimate. The recommendation includes part of the reduction package submitted by the facility totaling \$647,022. The opening of Kansas Juvenile Correctional Complex will be delayed until July 2004 generating \$2.0 million in the State General Fund savings. The recommendation includes \$9,095,501 in salaries and wages to fund 394.0 FTE positions. The Governor recommends \$4,206,793 for contractual services, \$531,431 for commodities and concurs with the agency request for capital outlay. The Governor does not recommend the enhancement package.

Senate Subcommittee Recommendation

The Subcommittee concurs with the Governor's recommendation.



JUVENILE JUSTICE AUTHORITY
DENISE L. EVERHART, ACTING COMMISSIONER

KATHLEEN SEBELIUS, GOVERNOR

**SENATE WAYS AND MEANS COMMITTEE
MARCH 11, 2003**

Testimony on House Bill 2315

This bill would amend the present wording in KSA 75-7050(a). The existing statute provides the Juvenile Justice Authority is to make 'semiannual grant payments' to counties (or group of counties organized pursuant to the statute). The amendment would require "quarterly grant payments."

The grants issued pursuant to this statute are the graduated sanctions grants including intake and assessment and community corrections funds.

Allowing the agency to make quarterly payments will provide the agency an additional measure of control and oversight of the programs that are funded by the Juvenile Justice Authority. With the assurance of more frequent contact will come more opportunity to ensure the counties' compliance with the conditions of the grants they have been awarded. More frequent contact will help all parties be more certain that fiscal and data report submissions meet both state standards and federal regulations. It will give us twice the opportunity to identify and respond to problems as they occur, allowing us to implement corrective action if needed.

Furthermore, the practice of making quarterly payments is consistent with JJA's distribution of federal grant payments including JAIBG and JJDP funds.

Amending KSA 75-7050(a) will assist the agency in ensuring effective management of funds. I respectfully request passage of this bill. Thank you for your consideration of this amendment.

DLE:RK:bt

Senate Ways and Means
3-11-03
Attachment 3

Kansas Fire Service Alliance

☞ Kansas State Fire Fighters Association

☞ Kansas State Association of Fire Chiefs

☞ Kansas Professional Fire Chiefs Association

TESTIMONY

Reference SB 232

Presented to:

SENATE WAYS AND MEANS COMMITTEE

Presented by:

Pat Lehman

Senate Ways and Means
3-11-03
Attachment 4

This testimony is presented on behalf of the memberships of the Kansas State FireFighters Association, Kansas State Association of Fire Chiefs, and Kansas State Association of Professional Fire Chiefs, which comprises the Kansas Fire Service Alliance. The Alliance, through its three-member organizations, represents thousands of fire chiefs, officers and firefighters across Kansas.

The Fire Service Alliance is supportive of initiatives that will lend improvement to make the Fire Marshal's Office more responsive to the Kansas Fire Service, now and in the future. The Alliance believes there can be merit in a change such as is proposed in SB 252, if sufficient time is allowed to those affected by such legislation, assuring the legislation is crafted in a manner to be an improvement of what currently exists and will be workable to meet future needs.

Specific areas of concern reference SB 252 are:

1) In Section 8 the make up of the proposed Board of Fire Services. It is felt that the composition of this board should closer reflect representation from entities that are affected by the operations of the State Fire Marshal's Office, such as building codes administrators, architect and engineers, the State Board of Regents, and others.

2) In Section 9 covering the responsibilities of the board. It is felt that again these responsibilities should closer reflect the duties that are designated in the statutes reference the creation of the office of State Fire Marshal. For example, in Item B of Section 9 indicates monies to be appropriated for firefighting services. The Fire Marshal's Office has little to do with providing firefighting services, as the office's mission is primarily prevention, codes administration, investigation and education. Also, item E of Section 9 would be a duplication of services unless the grant was funded solely by the Board of Fire Services. Current grants offered to the fire service from federal and state monies currently have a comprehensive application process coupled with follow up audits in place.

In closing, the Alliance is strongly supportive of the efforts that would improve the State Fire Marshal Office's ability to accomplish its required mission, and to support the entire Kansas Fire Service in its quest to serve Kansas citizens in the most effective manner possible. We respectfully request that sufficient time be allowed to study areas of concern in this bill to assure workable legislation is created and that will benefit all those involved.

With these and additional language modifications, the Alliance stands ready to assist in the refining of this legislation. This will assure a common goal of improvement is attained and substantial support for the legislation is gained from the Fire Service.

Pat Lehman
Legislative Liaison for the Kansas Fire Service Alliance

Please contact the following for questions or assistance in this or any fire service issues.

Kansas State Firefighters Association
Jim Keating, President - 785-437-0172

Kansas State Association of Fire Chiefs
John Lloyd, President - 620-326-7443

Kansas State Association of Professional Fire Chiefs
Dennis Thrower, President -620-245-2505



OFFICE OF THE

KANSAS STATE FIRE MARSHAL

700 SW JACKSON ST, SUITE 600, TOPEKA, KS 66603-3714
PHONE (785) 296-3401 / FAX (785) 296-0151

Gale Haag
Fire Marshal

Kathleen Sebelius
Governor

**TESTIMONY ON SB 252
TRANSFERRING THE FUNCTIONS OF THE
OFFICE OF STATE FIRE MARSHAL TO THE
BOARD OF FIRE SERVICES
BEFORE SENATE WAYS AND MEANS COMMITTEE**

Date: March 10, 2003

By: Joseph P. Odle
State Fire Marshal

The Office of State Fire Marshal stands in opposition to SB 252. Since 1913 when this office was established it has operated efficiently and effectively. It provides inspection and investigative services to assist local fire departments, public safety education, and now has established hazardous materials response teams.

We have an advisory board made up of all the fire organizations in Kansas whose members participate at no cost to the Fire Marshal's Office. There is also an advisory committee for the hazardous materials response division and a propane advisory committee. It is well established that we work with and respect the opinions of the fire service community.

During this fiscal year and 2004 the State Fire Marshal's Office will be operating at a deficit and will be having a hard time maintaining our present services. The cost of the board you are proposing will add about 20,000 dollars per year to an already impoverished budget. The board of fire services will only cause this agency to delay response and action for our citizens.

This office has been in operation for almost a century with out the need of a board overseeing it and with the budget crises in Kansas Government like it is we should be trying to save money instead of throwing it away on a useless unneeded bureaucratic board such as being proposed.

"Where fire safety is a way of life."

Senate Ways and Means
3-11-03
Attachment 5

SB 252

Enactment of Senate Bill 252 would not only be disruptive but could also be destructive to the fire service, as we know it today.

The Fire Marshal's office currently has responsibilities that include inspection, investigation and education relating to fire services throughout the state. Many times the decisions and actions taken within this office must be made quickly and decisively; not discussed in a month or two whenever a board has time to meet. Especially now, with the international threat of dirty bombs and bio-terrorism, firefighters must be able to depend on a single source that can gather information and provide the necessary training to do the job of protecting the lives and livelihood of our citizens.

Currently, the Fire Marshal's office has two boards that act in an advisory capacity. These boards relay information and suggestions from fire services throughout the state to the Fire Marshal's office to help create better services and training for firefighters. These current boards are purely voluntary and cost the taxpayers nothing; whereas the 13 - member board being proposed could cost the taxpayers approximately \$20,000 per year in expense reimbursements.

I believe that the Fire Marshal's office is currently operating efficiently and judiciously in regards to all aspects of the Fire Service. It provides the needed expertise in the inspection and investigative fields, particularly where these services are not provided locally. It also offers the education and information required by the public and firefighters, both paid and volunteer.

I do not believe the provisions of this bill would be positive for the fire service or the citizens of this state, and ultimately could be detrimental, by creating another level of bureaucracy to delay critical services.

I hope that you will consider this and not support this bill.



Lt. Kent W. Dederick

International Association of Firefighters Local 83

Senate Ways and Means
3-11-03
Attachment 6

International Association of Fire Fighters Local 64



7540 LEAVENWORTH ROAD • P.O. BOX 6243 • KANSAS CITY, KANSAS 66106
OFFICE 913-788-8839 • FAX 913-788-8852



TESTEMONY OF ROBERT S. WING

Before the Senate Committee on Ways and Means.
March 11, 2003

The Kansas State Council of Fire Fighters and the International Association of Fire Fighters Local 64 oppose Senate Bill No. 252. ..

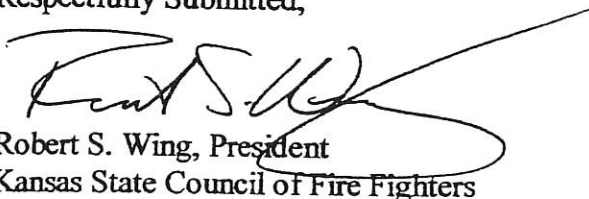
Senate Bill 252 places an additional level of management between the existing structure of the Fire Marshall's office and that of the Governor.

Our position is that this additional administrative level within the office will have a negative affect on the agency's ability to make decisions regarding the health and safety of the citizens of the state of Kansas in expeditious manner.

Senate Bill 252 contains the burden of additional funding on the office of the Fire Marshall with no identified source of funding provided for the expense of the proposed new fire board. The existing agency budget would have to assume an additional unfunded expenditure, which we feel is not realistic noting the current fiscal problems facing both the agency and the state.

In summary, the organizations I represent see nothing positive by the passage of S.B.252, and respectfully request that the committee not send it on for further action.

Respectfully Submitted,



Robert S. Wing, President
Kansas State Council of Fire Fighters

And
I.A.F.F. Local 64

Senate Ways and Means
3-11-03
Attachment 7