

MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chairman Melvin Neufeld at 9:00 A.M. on March 18, 2005 in Room 514-S of the Capitol.

All members were present except:

Representative Light- excused
Representative Newton- excused

Committee staff present:

Amy VanHouse, Legislative Research Department
Reagan Cussimano, Legislative Research Department
Amy Deckard, Legislative Research Department
Matt Spurgin, Legislative Research Department
Jim Wilson, Revisor of Statutes
Mike Corrigan, Revisor of Statutes
Nikki Feuerborn, Administrative Analyst
Shirley Jepson, Committee Secretary

Conferees appearing before the committee:

Others attending:

See attached list.

- Attachment 1 Proposed Budget Amendment on **HB 2320**
- Attachment 2 Budget Committee Report on **HB 2320**
- Attachment 3 Budget Committee Report on **SB 46**

Discussion and Action on HB 2338 - Kansas veterans' experience history project grant awards authorized, appropriations for such project.

Representative Gatewood moved to recommend **HB 2338** favorable for passage. The motion was seconded by Representative Landwehr. Motion carried.

Representative Bethell moved for a substitute motion to amend **HB 2338** by adding language relating to those citizens who are deployed; have licenses in the state of Kansas; and who are required by law to obtain continuing education as a condition prerequisite to renewal of a license, would be exempt from such continuing education requirement until completion of the next full licensure period (Attachment 1). The motion was seconded by Representative Schwab. Motion withdrawn.

After Committee discussion concerning whether the amendment was appropriate for **HB 2338**, Representative Bethell withdrew the substitute motion.

Chair Neufeld announced that one set of World War II aerial photo prints which were displayed in Committee on the previous day by Jim Bertoglio, World War II Veteran, have been purchased and will be hung in the House Appropriations Committee room.

Discussion and Action on HB 2320 - Seal of justice for supreme court chamber in judicial center.

Representative Pottorff, Chair of the General Government and Commerce Budget Committee, presented the Budget Committee report on **HB 2320** and moved for the adoption of the Budget Committee report to recommend **HB 2320** favorable for passage (Attachment 2). The motion was seconded by Representative Lane. Motion carried.

Discussion and Action on SB 46 - Canceled state warrants, re-issuance fee.

Representative Pottorff, Chair of the General Government and Commerce Budget Committee, presented the Budget Committee report on **SB 46** and moved for the adoption of the Budget Committee report to

CONTINUATION SHEET

MINUTES OF THE House Appropriations Committee at 9:00 A.M. on March 18, 2005 in Room 514-S of the Capitol.

recommend SB 46 favorable for passage and placement on the consent calendar (Attachment 3). The motion was seconded by Representative Lane. Motion carried.

HB 2517 was referred to Agriculture and Natural Resources Budget Committee.

The meeting was adjourned at 9:20 a.m. The next meeting of the Committee will be held at 9:00 a.m. on March 22, 2005.



Melvin Neufeld, Chair

Proposed BILL NO.

By

AN ACT concerning persons in active military service; relating to licensees and continuing education requirements; amending K.S.A. 48-3403 and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 48-3403 is hereby amended to read as follows: 48-3403. (a) A licensee who desires to engage in or practice an occupation or profession in this state after release from military service shall submit, within six months after such release, but not later than two weeks after engaging in or practicing such occupation or profession in this state after such release, the renewal fee required by law for the current license period with a completed renewal application, and thereupon, the licensee shall be deemed to have complied with all requirements of law relating to payment of licensure renewal fees. A licensee who submits the renewal fee and completed renewal application in accordance with this section shall not be charged any late payment fees or penalties. The license of a licensee who fails to renew the license pursuant to this section may be canceled, revoked or suspended in accordance with the applicable law.

(b) A licensee who is required by law to obtain continuing education as a condition prerequisite to renewal of a license shall ~~be given a one-year period of time for fulfillment of such continuing education requirement, such period of time to commence on the date~~ exempt from such continuing education requirement until completion of the next full licensure period so long as the licensee submits the renewal fee and completed renewal application in accordance with subsection (a).

Sec. 2. K.S.A. 48-3403 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

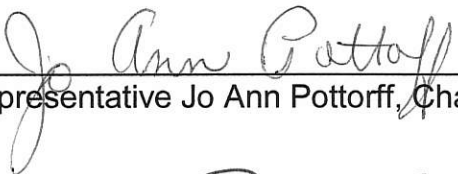
HOUSE APPROPRIATIONS

DATE 3-18-2005
ATTACHMENT 1

House General Government Budget Committee Report

on

HB 2320



Representative Jo Ann Pottorff, Chairperson



Representative Richard Carlson



Representative David Huff



Representative Annie Kuether



Representative Harold Lane



Representative Scott Schwab

Representative Clark Shultz

HOUSE APPROPRIATIONS

DATE 3-18-2005

ATTACHMENT 2

House Bill 2320 as Recommended by
House General Government and Commerce Budget Committee

Brief

HB 2320 would authorize the Kansas Supreme Court to spend money from the State General Fund or from any other special revenue fund to acquire and install a Seal of Justice in the Supreme Court Courtroom that is a replica of the Seal of Justice in the Statehouse. The bill also would authorize the Supreme Court to accept gifts and donations to pay for the Seal and would create the Judicial Branch Gifts Fund into which monetary gifts and donations received for the purpose of acquiring and installing the Seal would be credited.

Background

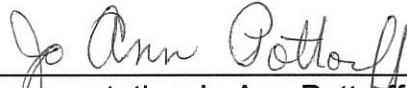
HB 2320 was sponsored by Representative McKinney, who told the Budget Committee that the Seal of Justice in the Old Supreme Court Chamber in the Statehouse is a unique part of Kansas' heritage and should be replicated in the present Supreme Court Courtroom. (Because of the historical nature of the Statehouse, the Seal in the Old Supreme Court Chamber cannot be removed.)

According to the Office of Judicial Administration, the cost to replicate and install the Seal is unknown. However, it is estimated that the cost might be around \$300. If so, the Judicial Branch would be able to pay for the Seal within available funds. According to the Judicial Branch's representative, while the Judicial Branch might be able to acquire a Seal without the passage of legislation, enactment of HB 2320 would be considered a clear expression of Legislative intent that a Seal be acquired and installed.

House General Government Budget Committee Report

on

SB 46



Representative Jo Ann Pottorff, Chairperson



Representative Richard Carlson



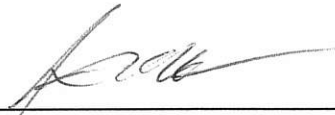
Representative David Huff



Representative Annie Kuether



Representative Harold Lane



Representative Scott Schwab

Representative Clark Shultz

HOUSE APPROPRIATIONS

DATE 3-18-2005
ATTACHMENT 3

Senate Bill 46 as Recommended by
House General Government Budget Committee

Brief

SB 46 concerns the amount of penalty to be assessed against a person seeking to have an expired state warrant reissued. The bill would designate a charge of 10 percent of the amount of the warrant or \$30, whichever is less. (The current penalty is 10 percent of the warrant or \$15, whichever is more.)

Background

Senator Emler spoke in support of the bill. The fiscal note associated with SB 46 indicates there is a potential loss of an indeterminate amount to specific fee funds and the State General Fund. The actual loss during the last three calendar years under SB 46 would have varied from \$6,861 to \$58,489.

The Joint Committee on Special Claims Against the State receives requests from claimants who believe 10 percent of the warrant is excessive and may greatly exceed the actual cost to the state to reissue the warrant. Administrative agencies are bound by the law to assess the penalty. Some Claims Committee members indicated their belief that if the penalty were reduced to an amount more in line with the cost of reissuance, more people would accept the penalty, be paid in a timely fashion, and the Committee and the Legislature would be saved from having to hear and act on cancelled warrants.