

MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairman Dwayne Umbarger at 11:30 A.M. on March 30, 2005 in Room 123-S of the Capitol.

All members were present.

Committee staff present:

Norman Furse, Revisor of Statutes
Jill Wolters, Senior Assistant, Revisor of Statutes
Mary Ann Torrence, Revisor of Statutes Office
J. G. Scott, Kansas Legislative Research Department
Leah Robinson, Kansas Legislative Research Department
Amy Deckard, Kansas Legislative Research Department
Julian Efird, Kansas Legislative Research Department
Dennis Hodgins, Kansas Legislative Research Department
Susan Kannarr, Kansas Legislative Research Department
Carolyn Rampey, Kansas Legislative Research Department
Matt Spurgin, Kansas Legislative Research Department
Robert Waller, Kansas Legislative Research Department
Judy Bromich, Administrative Analyst
Mary Shaw, Committee Secretary

Conferees appearing before the committee:

Roderick L. Bremby, Secretary, Kansas Department of Health and Environment
Representative Dennis McKinney
Representative Ray Merrick
Jennie Chinn, Executive Director, Kansas State Historical Society
E. L. Farr, Kansas Veterans of Foreign Wars
Charles Yunker, Adjutant, The Kansas American Legion (written)
Vince Milum, Chairman, Cold War Veterans Association (written)
Jim Bertoglio, Resident, Medicine Lodge, Kansas (written)
LaVita Adams, Director, Family Life Services, Arkansas City
Representative Brenda Landwehr
Sarah London, Planned Parenthood of Kansas and Mid-Missouri
Mike Farmer, Executive Director, Kansas Catholic Conference
Julie Burkhart, Pro-Kan-Do
Jana Mackey, National Organization for Women

Others attending:

See attached list.

Bill Introductions

Senator Schodorf moved, with a second by Senator Kelly, a conceptual bill introduction regarding revenue and school finance. Motion carried on a voice vote.

Chairman Umbarger opened the public hearing on:

HB 2264--Department of health and environment, director of health, term of office

Staff briefed the committee on the bill.

Roderick L. Bremby, Secretary, Kansas Department of Health and Environment, testified in support of **HB 2264 (Attachment 1)**. Secretary Bremby explained that the bill would allow the Director of the Division of Health, who also serves as the State Health Officer, to be appointed to serve a term of four years in case of

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on March 30, 2005 in Room 123-S of the Capitol.

a vacancy, and thereafter, at the pleasure of the Secretary. He noted that the bill would also provide job security for a period of four years – a key tool for recruiting superior candidates to fill the Health Director position.

There being no further conferees to come before the committee, the Chairman closed the public hearing on **HB 2264**.

The Chairman turned the committee's attention to discussion of:

SB 294--Kansas expanded lottery act; electronic gaming; lottery gaming facilities

Senator Barone distributed copies of an explainer to a proposed balloon amendment that he was introducing (Attachment 2). He explained that the key changes proposed are:

- Remove KDFA financing from the bill
- Increase the State's share from 65 % to 78 %
- Establish minimum floor to the state of 24 % of gross revenues
- Create new Education Opportunity Fund which strengthens the commitment of revenues to education
- - Triple Lock Box Provision (new section 39)
- Adds language to ensure that the process for selecting manager is competitive, while ensuring large investment

Committee questions and discussion followed. Senator Barone moved, with a second by Senator Umbarger, to amend SB 294 and adopt the balloon amendment with additional conceptual amendments in both sections that if a facility located outside the city limits, the money would go to the county, and allow for technical amendments (Attachment 3). Motion carried on a voice vote.

Senator Steineger moved, with a second by Senator Teichman, to remove the contents of HB 2481, amend the language of SB 294 into Senate Substitute for HB 2481 and report Senate Substitute for HB 2481 favorable for passage. Motion carried on a roll call vote. Senator Kelly and Senator Emler explained their vote that they voted "Aye" only to have the debate on the bill in the Senate.

The Chairman opened the public hearing on:

HB 2338--Kansas veterans' experience history project grant awards authorized, appropriations for such project

Staff briefed the committee on the bill.

Representative Dennis McKinney testified in support of **HB 2338** (Attachment 4). He explained that the bill presents an effort to record the experiences and systematically archive the stories of WWII veterans.

Representative Ray Merrick spoke in support of **HB 2338** (Attachment 5). He explained that with each passing day we are losing hundreds of World War II Veterans, and with their passing, the history is being lost that they helped create. Representative Merrick noted that he would like to thank Representative McKinney for his efforts.

Jennie Chinn, Executive Director, Kansas State Historical Society, testified as a proponent of **HB 2338** (Attachment 6). Ms. Chinn mentioned that the State Historical Society enthusiastically supports the bill as long as the appropriations come with the program and that they would be unable to carry out the project within existing agency funds.

E. L. Farr, Kansas Veterans of Foreign Wars, spoke in support of **HB 2338** (Attachment 7). Mr. Farr explained that it is time to get Kansas Veterans of World War II to get their stories printed for the next

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on March 30, 2005 in Room 123-S of the Capitol.

generation. He shared some of his experiences during World War II.

Written testimony was submitted by:

Charles Yunker, Adjutant, The Kansas American Legion (Attachment 8).

Jim Bertoglio, resident of Medicine Lodge, Kansas (Attachment 9).

Vince Milum, Chairman, Cold War Veterans Association (Attachment 10).

There being no further conferees to come before the committee, the Chairman closed the public hearing on **HB 2338**.

Senator Teichman moved, with a second by Senator Kelly, to report **HB 2338** favorable for passage. Motion carried on a roll call vote.

Chairman Umbarger opened the public hearing on:

HB 2301--Creating the Senator Stan Clark pregnancy maintenance initiative program

Staff briefed the committee on the bill.

LaVeta Adams, Director, Family Life Services, Arkansas City, Kansas, testified in support of **HB 2301** (Attachment 11). Ms. Adams explained that **HB 2301** would implement funding for certain agencies that help pregnant women. She explained how their agency operates.

Representative Brenda Landwehr appeared before the committee in support of **HB 2301**. (No written testimony was submitted.) Representative Landwehr explained that she has always felt that the Pregnancy Maintenance Initiative Program should be put into bill form rather than a proviso every year. She explained that there was an amendment added by the House of Representatives that added additional reporting.

Sarah London, Kansas Public Policy Manager, Planned Parenthood of Kansas and Mid-Missouri, spoke in support of **HB 2301** (Attachment 12). Ms. London explained that they are in support of the bill, with exceptions which are listed in the written testimony. Copies of the following information were distributed:

- If You Are Pregnant: Directory of Available Services (Attachment 13)
- Information on “Woman’s Right to Know” (Attachment 14)

Mike Farmer, Executive Director, Kansas Catholic Conference, testified in support of **HB 2301** (Attachment 15). Mr. Farmer explained that this Pregnancy Maintenance Initiative is one of the few, if not the only, programs of its kind in the state that requires a dollar for dollar match.

Julie Burkhart, Executive Director, ProKanDo, appeared before the committee in support of **HB 2301** (Attachment 16). Ms. Burkhart proposed to make this type of grant accessible to a wider range of potential grantees - so as to provide services from a broad array of agencies, they recommend striking certain language in lines 41-41, “promoting, referring for, or education in favor of ...”. Suggested language is found in Ms. Burkhart’s written testimony.

Jana Mackey, National Organization for Women, testified in support of **HB 2301** (Attachment 17). She noted that NOW supports all reproductive rights, including the right to bear and raise children. Ms. Mackey explained that they support **HB 2301** and its purpose of making it possible for women to exercise these rights in difficult times.

There being no further conferees to come before the committee, the Chairman closed the public hearing on **HB 2301**.

Senator Barone moved, with a second by Senator Steineger, to amend **HB 2301** on page 39, page 1, following “services” by inserting “education or information”. Motion carried on a voice vote.

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on March 30, 2005 in Room 123-S of the Capitol.

Senator Kelly moved, with a second by Senator Wysong, a balloon amendment (Attachment 18). Motion failed on a voice vote.

Senator Taddiken moved, with a second by Senator McGinn, to report **HB 2301** favorably for passage as amended. Motion carried on a roll call vote.

The Chairman called the committee's attention to discussion of:

HB 2264--Department of health and environment, director of health, term of office

Senator Schodorf moved, with a second by Senator Teichman, to report **HB 2264** favorably for passage. Motion carried on a roll call vote.

The meeting adjourned at 12:45 p.m. The next meeting is scheduled for March 30, 2005, at the rail.