

FY 2013

Senate Ways and Means Subcommittee

Legislature

Legislative Coordinating Council

Legislative Research Department

Office of the Revisor of Statutes

Legislative Division of Post Audit

Office of the Governor

Office of the Lieutenant Governor

Attorney General

Secretary of State

Kansas Insurance Department

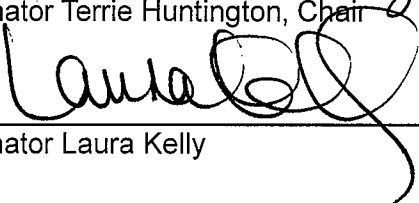
Office of the State Treasurer

Health Care Stabilization Fund Board of Governors

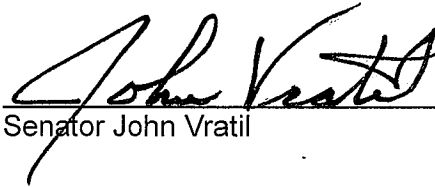
Kansas Commission on Peace Officers' Standards and Training



Senator Terrie Huntington, Chair



Senator Laura Kelly



Senator John Vratil

Senate Ways and Means

Date: 03-07-2012

Attachment: 2

House Budget Committee Report

Agency: Legislature

Bill No. 2760

Bill Sec. 3

Analyst: Scott

Analysis Pg. No. 30

Budget Page No. 166

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 17,156,917	\$ 16,086,599	\$ 1,070,318
Other Funds	93,000	93,000	0
Subtotal	<u>\$ 17,249,917</u>	<u>\$ 16,179,599</u>	<u>\$ 1,070,318</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 17,249,917</u></u>	<u><u>\$ 16,179,599</u></u>	<u><u>\$ 1,070,318</u></u>
FTE positions	40.0	40.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>40.0</u></u>	<u><u>40.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests a FY 2013 budget of \$17,249,917, including \$17,156,917 from the State General Fund. This is an all funds increase of \$430,597, or 2.6 percent, and State General Fund increase of \$522,401, or 3.1 percent, above the revised current year estimate. The increase is primarily reflected in salaries and wages. An increase of \$216,830 is reflected in the shift of positions from the Legislative Coordinating Council and \$181,728 of the increase is required fringe benefit increases. Legislative salaries are budgeted at \$88.66 per day and subsistence is budgeted at \$123 per day, based on the latest federal reimbursement rates. Also included is \$495,000 to enhance and maintain the legislative computer system (KLISS). The request would fund 40.0 FTE positions, which is an increase of 2.0 FTE positions above the current year. The 2.0 FTE positions were transferred from the budget of the Legislative Coordinating Council. These positions were transferred to the to consolidate the positions under the control of the newly hired Legislative Computer Information Technology Officer (LCITO) in the Legislature's Budget.

Governor's Recommendation

The **Governor** recommends a FY 2013 budget of \$16,179,599, including \$16,086,599 from the State General Fund. This is a reduction of \$1,070,318, or 6.2 percent all from the State General Fund from the agency's request. The entire reduction is reflected in salaries and wages and implements a shrinkage rate of 10.6 percent.

House Budget Committee Recommendation

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

1. Add \$1,070,318, all from the State General Fund, to ensure full funding for a 90 day session and fund the 3.0 FTE positions (1.0 position in FY 2012 and 2.0 positions in FY 2013) transferred from the Legislative Coordinating Council for FY 2013. The positions include the Legislative Chief Information Technology Officer and two information management positions. The shift of the positions helps to centralize computer services within a single budget. Previously the positions and funding was split between the Legislature's budget and the Legislative Coordinating Council (Legislative Administrative Services) budget. It should be noted that these positions are not new positions but are existing positions simply shifted from the Legislative Coordinating Councils budget.
2. The Budget Committee notes that current law (KSA 75-3718(c)) provides that the budget of the Judicial Branch, as a separate branch of government, will be submitted to the Legislature and may not be revised by the Director of the Division of the Budget. Since the Legislature is a separate branch of government as well, the Committee strongly encourages the Governor to treat the Legislative Branch and the Judicial Branch as equals and not adjust the Legislative Branch budgets.

House Committee

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

Senate Subcommittee Report

Agency: Legislature

Bill No. 433

Bill Sec. 3

Analyst: Scott

Analysis Pg. No. 30

Budget Page No. 166

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013*	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 17,156,917	\$ 17,156,917	\$ 397,297
Other Funds	93,000	93,000	0
Subtotal	<u>\$ 17,249,917</u>	<u>\$ 17,249,917</u>	<u>\$ 397,297</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
 TOTAL	 <u><u>\$ 17,249,917</u></u>	 <u><u>\$ 17,249,917</u></u>	 <u><u>\$ 397,297</u></u>
 FTE positions	 40.0	 40.0	 9.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>40.0</u></u>	<u><u>40.0</u></u>	<u><u>9.0</u></u>

*Includes \$1,070,318, all from the State General Fund, for GBA No. 2 Item No. 1

Agency Request

The agency requests a FY 2013 budget of \$17,249,917, including \$17,156,917 from the State General Fund. This is an all funds increase of \$430,597, or 2.6 percent, and State General Fund increase of \$522,401, or 3.1 percent, above the revised current year estimate. The increase is primarily reflected in salaries and wages. An increase of \$216,830 is reflected in the shift of positions from the Legislative Coordinating Council and \$181,728 of the increase is required fringe benefit increases. Legislative salaries are budgeted at \$88.66 per day and subsistence is budgeted at \$123 per day, based on the latest federal reimbursement rates. Also included is \$495,000 to enhance and maintain the legislative computer system (KLISS). The request would fund 40.0 FTE positions, which is an increase of 2.0 FTE positions above the current year. The 2.0 FTE positions were transferred from the budget of the Legislative Coordinating Council. These positions were transferred to the to consolidate the positions under the control of the newly hired Legislative Computer Information Technology Officer (LCITO) in the Legislature's Budget.

Governor's Recommendation

The **Governor** recommends a FY 2013 budget of \$16,179,599, including \$16,086,599 from the State General Fund. This is a reduction of \$1,070,318, or 6.2 percent all from the State General Fund from the agency's request. The entire reduction is reflected in salaries and wages and implements a shrinkage rate of 10.6 percent.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation with the following notations:

1. The Subcommittee concurs with GBA No. 2 Item No. 1 to add \$1,070,318, all from the State General Fund, for FY 2013 which fully funds the agency's salary request.
2. Add \$397,297, all from the State General Fund, and 9.0 FTE positions to fund the Legislative computer system needs. The Subcommittee heard testimony from the new Legislative Chief Information Technology Officer on his assessment of the Legislative Information Technology environment and recommendations regarding applications, infrastructure, and organization. In short, the applications are workable but will need significant work to stabilize, tune and improve. The infrastructure is well architected and planned but out of date. As for the existing staff, it lacks the depth and skill required to support and evolve Legislative systems. His recommendation included a request for \$905,000 and 9.0 FTE positions in FY 2013 to fill targeted critical gaps and extend the Propylon support agreement through December 2013. This would leverage all Propylon services to continue project work, ramp up new staff and provide a knowledge transfer to Legislative staff. This would provide Legislative staff the depth and ability to maintain the ongoing system without any major ongoing consultant help. This does include a reduction of \$507,703 in the operating budget of the Legislature and adds it to the budget of Legislative computer services.
3. The Subcommittee notes concerns have been raised in previous years, and continue to occur, that this agency be fully staffed and funded for a 90 session. The Subcommittee strongly encourages the Governor to submit a budget to the Legislature that continues to fully fund a 90 day session and the staffing needs of the agency in the future.

House Budget Committee Report

Agency: Legislative Coordinating Council **Bill No.** 2760

Bill Sec. 2

Analyst: Scott

Analysis Pg. No. 21

Budget Page No. 164

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 578,445	\$ 578,445	\$ 0
Other Funds	0	0	0
Subtotal	\$ 578,445	\$ 578,445	\$ 0
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	\$ 0	\$ 0	\$ 0
TOTAL	\$ 578,445	\$ 578,445	\$ 0
FTE positions	12.0	12.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	12.0	12.0	0.0

Agency Request

The **agency** requests a FY 2013 budget of \$578,445, all from the State General Fund, a decrease of \$170,788, or 22.8 percent, below the revised current year estimate. The decrease is reflected in salaries and wages (\$186,955) partially offset by an increase in contractual services (\$16,167). The request would fund 12.0 FTE positions, which is a reduction of 3.0 FTE position below the current year. The 3.0 FTE positions reduced would be transferred to the budget of the Legislature as part of the consolidation of the legislative computer services.

Governor's Recommendation

The **Governor** concurs with the agency's request.

House Budget Committee Recommendation

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

1. The Budget Committee notes that current law (KSA 75-3718(c)) provides that the budget of the Judicial Branch, as a separate branch of government, will be submitted to the Legislature and may not be revised by the Director of the Division of the Budget. Since the Legislature is a separate branch of government as well, the Committee strongly encourages the

Governor to treat the Legislative Branch and the Judicial Branch as equals and not adjust the Legislative Branch budgets.

House Committee

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

Senate Subcommittee Report

Agency: Legislative Coordinating Council **Bill No.** 433 **Bill Sec.** 2

Analyst: Scott **Analysis Pg. No.** 21 **Budget Page No.** 164

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 578,445	\$ 578,445	\$ 0
Other Funds			0
Subtotal	\$ 578,445	\$ 578,445	\$ 0
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	\$ 0	\$ 0	\$ 0
TOTAL	\$ 578,445	\$ 578,445	\$ 0
FTE positions	12.0	12.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	12.0	12.0	0.0

Agency Request

The **agency** requests a FY 2013 budget of \$578,445, all from the State General Fund, a decrease of \$170,788, or 22.8 percent, below the revised current year estimate. The decrease is reflected in salaries and wages (\$186,955) partially offset by an increase in contractual services (\$16,167). The request would fund 12.0 FTE positions, which is a reduction of 3.0 FTE

position below the current year. The 3.0 FTE positions reduced would be transferred to the budget of the Legislature as part of the consolidation of the legislative computer services.

Governor's Recommendation

The **Governor** concurs with the agency's request.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation with the following notation:

1. The Subcommittee notes concerns have been raised in previous years, and continue to occur, that this agency be fully staffed. This budget does fully fund staff for the agency for FY 2013. The Subcommittee strongly encourages the Governor to submit a budget to the Legislature that continues to fully fund the staffing needs of the agency in the future.

House Budget Committee Report

Agency: Legislative Research Department Bill No. 2760

Bill Sec. 2

Analyst: Scott

Analysis Pg. No. 39

Budget Page No. 168

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 3,827,313	\$ 3,544,404	\$ 282,909
Other Funds	12,000	12,000	0
Subtotal	\$ 3,839,313	\$ 3,556,404	\$ 282,909
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	\$ 0	\$ 0	\$ 0
TOTAL	\$ 3,839,313	\$ 3,556,404	\$ 282,909
FTE positions	40.0	40.0	40.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	40.0	40.0	40.0

Agency Request

The **agency** requests a FY 2013 budget of \$3,839,313, including \$3,827,313 from the State General Fund. This is an all funds and State General Fund decrease of \$2,946, or 0.1 percent, below the revised current year estimate. The decrease is reflected in contractual services (\$60,355) partially offset by an increase in salaries and wages (\$57,079), commodities (\$326), and capital outlay (\$4). The request would fund 40.0 FTE positions, which is the same as the FY 2012 revised estimate.

Governor's Recommendation

The **Governor** recommends a FY 2013 budget of \$3,556,404, including \$3,544,404 from the State General Fund. This is a reduction of \$282,909, or 7.4 percent all from the State General Fund below the agency request. The entire reduction is reflected in salaries and wages and implements a shrinkage rate of 7.7 percent.

House Budget Committee Recommendation

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

1. Add \$282,909, all from the State General Fund, to fully staff the agency and to fund the costs associated with finalizing redistricting related activities. The Committee recognizes the needs of the agency to provide Legislators with timely information in order to make informed decisions during the Legislative process.
2. The Budget Committee notes that current law (KSA 75-3718(c)) provides that the budget of the Judicial Branch, as a separate branch of government, will be submitted to the Legislature and may not be revised by the Director of the Division of the Budget. Since the Legislature is a separate branch of government as well, the Committee strongly encourages the Governor to treat the Legislative Branch and the Judicial Branch as equals and not adjust the Legislative Branch budgets.

House Committee

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

Senate Subcommittee Report

Agency: Legislative Research Department **Bill No.** 433

Bill Sec. 2

Analyst: Scott

Analysis Pg. No. 39

Budget Page No. 168

<u>Expenditure Summary</u>	<u>Agency Request FY 2013</u>	<u>Governor Recommendation FY 2013*</u>	<u>Senate Subcommittee Adjustments</u>
Operating Expenditures:			
State General Fund	\$ 3,827,313	\$ 3,827,313	\$ (134,197)
Other Funds	12,000	12,000	0
Subtotal	<u>\$ 3,839,313</u>	<u>\$ 3,839,313</u>	<u>\$ (134,197)</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 3,839,313</u></u>	<u><u>\$ 3,839,313</u></u>	<u><u>\$ (134,197)</u></u>
FTE positions	40.0	40.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>40.0</u></u>	<u><u>40.0</u></u>	<u><u>0.0</u></u>

*Includes \$282,909, all from the State General Fund, for GBA No. 2 Item No. 1

Agency Request

The **agency** requests a FY 2013 budget of \$3,839,313, including \$3,827,313 from the State General Fund. This is an all funds and State General Fund decrease of \$2,946, or 0.1 percent, below the revised current year estimate. The decrease is reflected in contractual services (\$60,355) partially offset by an increase in salaries and wages (\$57,079), commodities (\$326), and capital outlay (\$4). The request would fund 40.0 FTE positions, which is the same as the FY 2012 revised estimate.

Governor's Recommendation

The **Governor** recommends a FY 2013 budget of \$3,556,404, including \$3,544,404 from the State General Fund. This is a reduction of \$282,909, or 7.4 percent all from the State General Fund below the agency request. The entire reduction is reflected in salaries and wages and implements a shrinkage rate of 7.7 percent.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation with the following notations:

1. The Subcommittee concurs with GBA No. 2 Item No. 1 to add \$282,909, all from the State General Fund, for FY 2013 which fully funds the agency's salary request.
2. Delete \$134,197, all from the State General Fund, to pay a proportionate amount of the additional funding for the Legislative computer system enhancement for FY 2013. The amount adjusted is the agency's proportionate amount needed to fund a \$905,000 enhancement based on the amount added in the GBA.
3. The Subcommittee notes concerns have been raised in previous years, and continue to occur, that this agency be fully staffed. The Subcommittee strongly encourages the Governor to submit a budget to the Legislature that continues to fully fund the staffing needs of the agency in the future.
4. The Subcommittee notes that the agency provides services needed to complete the redistricting activities in redrawing legislative, State Board of Education, and congressional districts as required by the *Kansas Constitution*. The Subcommittee also notes that the agency does not have the authority to charge non Legislators for the cost of the district maps.
5. The Subcommittee heard testimony that funding was included in the budget of this agency for 3.0 non-FTE positions to finalize redistricting activities for FY 2013. The Subcommittee requested a report of all the activities that need to be completed in the finalization process prior to Omnibus.

House Budget Committee Report

Agency: Office of the Revisor of Statutes

Bill No. 2760

Bill Sec. 2

Analyst: Scott

Analysis Pg. No. 48

Budget Page No. 172

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 3,199,939	\$ 3,045,118	\$ 154,821
Other Funds	0	0	0
Subtotal	<u>\$ 3,199,939</u>	<u>\$ 3,045,118</u>	<u>\$ 154,821</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 3,199,939</u></u>	<u><u>\$ 3,045,118</u></u>	<u><u>\$ 154,821</u></u>
FTE positions	31.5	31.5	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>31.5</u></u>	<u><u>31.5</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests a FY 2013 operating budget of \$3,199,939, all from the State General Fund, an increase of \$44,837, or 1.4 percent, above the FY 2012 revised request. The increase is primarily located in contractual services mainly for printing of statute books.

Governor's Recommendation

The **Governor** recommends a FY 2013 budget of \$3,045,118, all from the State General Fund. This is a reduction of \$109,984, or 3.5 percent, below the FY 2012 Governor's recommendation. This also is a reduction of \$154,821, or 4.8 percent all from the State General Fund below the agency request. The entire reduction is reflected in salaries and wages and implements a shrinkage rate of 6.3 percent.

House Budget Committee Recommendation

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

1. Add \$154,821, all from the State General Fund, to fully staff the agency in order to provide the drafting of legislation in a timely manner. The committee believes that this

department needs to be fully staffed to meet the constant demand for bills, resolutions and floor amendments.

- The Budget Committee notes that current law (KSA 75-3718(c)) provides that the budget of the Judicial Branch, as a separate branch of government, will be submitted to the Legislature and may not be revised by the Director of the Division of the Budget. Since the Legislature is a separate branch of government as well, the Committee strongly encourages the Governor to treat the Legislative Branch and the Judicial Branch as equals and not adjust the Legislative Branch budgets.

House Committee

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

Senate Subcommittee Report

Agency: Office of the Revisor of Statutes **Bill No.** 433 **Bill Sec.** 2

Analyst: Scott **Analysis Pg. No.** 48 **Budget Page No.** 172

<u>Expenditure Summary</u>	<u>Agency Request FY 2013</u>	<u>Governor Recommendation FY 2013*</u>	<u>Senate Subcommittee Adjustments</u>
Operating Expenditures:			
State General Fund	\$ 3,199,939	\$ 3,199,939	\$ (189,661)
Other Funds	0	0	0
Subtotal	<u>\$ 3,199,939</u>	<u>\$ 3,199,939</u>	<u>\$ (189,661)</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 3,199,939</u></u>	<u><u>\$ 3,199,939</u></u>	<u><u>\$ (189,661)</u></u>
FTE positions	31.5	31.5	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>31.5</u></u>	<u><u>31.5</u></u>	<u><u>0.0</u></u>

*Includes \$154,821, all from the State General Fund, for GBA No. 2 Item No. 1

Agency Request

The **agency** requests a FY 2013 operating budget of \$3,199,939, all from the State General Fund, an increase of \$44,837, or 1.4 percent, above the FY 2012 revised request. The increase is primarily located in contractual services (\$44,658) mainly for printing of statute books.

Governor's Recommendation

The **Governor** recommends a FY 2013 budget of \$3,045,118, all from the State General Fund. This is a reduction of \$109,984, or 3.5 percent, below the FY 2012 Governor's Recommendation. This also is a reduction of \$154,821, or 4.8 percent all from the State General Fund below the agency request. The entire reduction is reflected in salaries and wages and implements a shrinkage rate of 6.3 percent.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation with the following notations:

1. The Subcommittee concurs with GBA No. 2 Item No. 1 to add \$154,821, all from the State General Fund, for FY 2013 which fully funds the agency's salary request.
2. The Subcommittee notes concerns have been raised in previous years, and continue to occur, that this agency be fully staffed. The Subcommittee strongly encourages the Governor to submit a budget to the Legislature that continues to fully fund the staffing needs of the agency in the future.
3. The Subcommittee would like to commend the agency and its staff on the work that was done to complete the *2011 KSA Supplements and Index*. The agency and staff continued to work through the process using a new computer system that was continually evolving at the same time the work on the supplement was under way. This made for a difficult situation but the Subcommittee appreciates the diligence and hard work that was needed to complete the task.

House Budget Committee Report

Agency: Legislative Division of Post Audit **Bill No.** 2760

Bill Sec. 4

Analyst: Scott

Analysis Pg. No. 57

Budget Page No. 170

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 2,417,827	\$ 2,017,993	\$ 399,834
Other Funds	0	0	0
Subtotal	<u>\$ 2,417,827</u>	<u>\$ 2,017,993</u>	<u>\$ 399,834</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 2,417,827</u></u>	<u><u>\$ 2,017,993</u></u>	<u><u>\$ 399,834</u></u>
FTE positions	22.0	22.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>22.0</u></u>	<u><u>22.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests a FY 2013 budget of \$2,417,827, all from the State General Fund. This is an increase of \$87,985, or 3.8 percent, above the FY 2012 revised estimate. The increase is primarily reflected in salaries and wages (\$84,985 for fringe benefits) and contractual services (\$3,000 for the single statewide audit).

Governor's Recommendation

The **Governor** recommends a FY 2013 budget of \$2,017,993, all from the State General Fund below the agency request. This is a reduction of \$311,849, or 13.4 percent, from the FY 2012 Governor's Recommendation. This also is a reduction of \$399,834, or 16.5 percent all from the State General Fund below the agency request. The entire reduction is reflected in salaries and wages and implements a shrinkage rate of 20.3 percent.

House Budget Committee Recommendation

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

1. Add \$399,834, all from the State General Fund, to fund the staffing needs of the agency. The Budget Committee heard testimony that the reduction would reduce the agency capacity to complete audits by 30 percent. The Budget Committee did not find that acceptable and restored funding for the agency to operate at full audit capacity.
2. The Budget Committee notes that current law (KSA 75-3718(c)) provides that the budget of the Judicial Branch, as a separate branch of government, will be submitted to the Legislature and may not be revised by the Director of the Division of the Budget. Since the Legislature is a separate branch of government as well, the Committee strongly encourages the Governor to treat the Legislative Branch and the Judicial Branch as equals and not adjust the Legislative Branch budgets.

House Committee

The **Committee** concurs with the Budget Committee's recommendation with the following adjustment.

1. The Committee requests a report from the agency on the funding and number of FTE positions needed to resume the school district audit function prior to omnibus. This would restore the audits that ended when the 2010 Commission, that the school district audit team reported to, sunset.



Senate Subcommittee Report

Agency: Legislative Division of Post Audit **Bill No.** 433

Bill Sec. 4

Analyst: Scott

Analysis Pg. No. 57

Budget Page No. 170

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013*	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 2,417,827	\$ 2,417,827	\$ (189,661)
Other Funds	0	0	0
Subtotal	<u>\$ 2,417,827</u>	<u>\$ 2,417,827</u>	<u>\$ (189,661)</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 2,417,827</u></u>	<u><u>\$ 2,417,827</u></u>	<u><u>\$ (189,661)</u></u>
FTE positions	22.0	22.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>22.0</u></u>	<u><u>22.0</u></u>	<u><u>0.0</u></u>

*Includes \$399,834, all from the State General Fund, for GBA No. 2 Item No. 1

Agency Request

The **agency** requests a FY 2013 budget of \$2,417,827, all from the State General Fund. This is an increase of \$87,985, or 3.8 percent, above the FY 2012 revised estimate. The increase is primarily reflected in salaries and wages (\$84,985 for fringe benefits) and contractual services (\$3,000 for the single statewide audit).

Governor's Recommendation

The **Governor** recommends a FY 2013 budget of \$2,017,993, all from the State General Fund below the agency request. This is a reduction of \$311,849, or 13.4 percent, from the FY 2012 Governor's Recommendation. This also is a reduction of \$399,834, or 16.5 percent all from the State General Fund below the agency request. The entire reduction is reflected in salaries and wages and implements a shrinkage rate of 20.3 percent.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation with the following notations:

1. The Subcommittee concurs with GBA No. 2 Item No. 1 to add \$399,834, all from the State General Fund, for FY 2013 which fully funds the agency's salary request.
2. Delete \$189,661, all from the State General Fund, to pay a proportionate amount of the additional funding for the Legislative computer system enhancement for FY 2013. The amount adjusted is the agency's proportionate amount needed to fund a \$905,000 enhancement based on the amount added in the GBA.
3. The Subcommittee notes concerns have been raised in previous years, and continue to occur, that this agency be fully staffed. The Subcommittee strongly encourages the Governor to submit a budget to the Legislature that continues to fully fund the staffing needs of the agency in the future.
4. The Subcommittee notes that HB 2414 would allow Legislative Post Audit to charge state agencies for their portion of the state wide financial audit. The Subcommittee heard testimony from the Legislative Post Auditor that this is the only audit where agencies are not charged for the cost of the audit. The Post Auditor also indicated that, if the bill is enacted, this budget could be reduced by \$288,000 and that amount split between the budgets of the Department of Administration and the Board of Regents for their share of the cost of the audit.

House Budget Committee Report

Agency: Office of the Governor

Bill No. 2760

Bill Sec. 5

Analyst: Robinson

Analysis Pg. No. 66

Budget Page No. 114

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 6,684,773	\$ 6,684,773	\$ 0
Other Funds	9,287,276	9,287,276	0
Subtotal	<u>\$ 15,972,049</u>	<u>\$ 15,972,049</u>	<u>\$ 0</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 15,972,049</u></u>	<u><u>\$ 15,972,049</u></u>	<u><u>\$ 0</u></u>
FTE positions	40.0	40.0	0.0
Non FTE Uncl. Perm. Pos.	1.0	1.0	0.0
TOTAL	<u><u>41.0</u></u>	<u><u>41.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests operating expenditures of \$16.0 million, including \$6.7 million from the State General Fund for FY 2013. The all funds request is a decrease of \$1.1 million, or 6.2 percent, below the revised current year estimate. The State General Fund amount is a decrease of \$39,092, or 0.6 percent, below the revised FY 2012 estimate. Most of the all funds decrease is the result of reduced federal funding, including federal American Recovery and Reinvestment Act (ARRA) funding. The request includes 40.0 FTE positions, an increase of 0.5 FTE positions over the revised current year estimate.

Governor's Recommendation

The **Governor** concurs with the agency's FY 2013 request.

House Budget Committee Recommendation

The **Budget Committee** concurs with the recommendations of the Governor, with the following observation:

1. The Budget Committee is concerned with reduced funding for domestic violence prevention program grants and children's advocacy centers. Both grants are funded at

1.2 percent below the current year estimate. The Governor's recommendation is a reduction of \$42,170, all from the State General Fund, for domestic violence prevention program grants and \$9,990, all from the State General Fund, for children's advocacy centers. The Budget Committee recommends that funding for these programs be reviewed during Omnibus. The Budget Committee has also recommended the addition of funding for these programs in the budget of the Attorney General.

House Committee Recommendation

The **Committee** concurs with the recommendations of the Budget Committee, with the following adjustment:

1. Delete item 1 from the Budget Committee report. Funding of \$450,000, all from special revenue funds was added in the budget of the Attorney General for these programs, and it is no longer necessary to review this funding during Omnibus.

Senate Subcommittee Report

Agency: Office of the Governor

Bill No. 433

Bill Sec. 5

Analyst: Robinson

Analysis Pg. No. 66

Budget Page No. 114

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 6,684,773	\$ 6,684,773	\$ 200,000
Other Funds	9,287,276	9,287,276	450,000
Subtotal	<u>\$ 15,972,049</u>	<u>\$ 15,972,049</u>	<u>\$ 650,000</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 15,972,049</u></u>	<u><u>\$ 15,972,049</u></u>	<u><u>\$ 650,000</u></u>
FTE positions	40.0	40.0	0.0
Non FTE Uncl. Perm. Pos.	1.0	1.0	0.0
TOTAL	<u><u>41.0</u></u>	<u><u>41.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests operating expenditures of \$16.0 million, including \$6.7 million from the State General Fund for FY 2013. The all funds request is a decrease of \$1.1 million, or 6.2 percent, below the revised current year estimate. The State General Fund amount is a decrease of \$39,092, or 0.6 percent, below the revised FY 2012 estimate. Most of the all funds decrease is the result of reduced federal funding, including federal American Recovery and Reinvestment Act (ARRA) funding. The request includes 40.0 FTE positions, an increase of 0.5 FTE positions over the revised current year estimate.

Governor's Recommendation

The **Governor** concurs with the agency's FY 2013 request.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation, with the following adjustments:

1. Add \$200,000, all from the State General Fund, for FY 2013 for domestic violence and child advocacy center grant funding. The Subcommittee recommends that the same amount of funding be deleted from the budget of the Office of the Attorney General. Currently, funding for these programs is split between the two agencies, and the Subcommittee believes it would provide for easier administration and tracking of the funding to have it located in one agency. Because of the long established grant program in the Office of the Governor, the Subcommittee recommends the funding be located in that budget. The full amount of this funding would be designated for grants to domestic violence programs.
2. Add \$450,000, all from special revenue funds, for FY 2013 for domestic violence and child advocacy center grant funding. The funding would come from a newly created special revenue fund, which would be funded through a transfer from the Problem Gambling and Addictions Grant Fund of the Department of Social and Rehabilitation Services. Of this funding, \$300,000 would be designated for grants to domestic violence programs and \$150,000 would be designated for grants to child advocacy centers. This funding is intended to offset the loss of one-time funding included in the FY 2012 budget of the Office of the Attorney General for the programs, which is not available in FY 2013. It will also restore funding for the programs to more historical levels.

House Budget Committee Report

Agency: Office of the Lieutenant Governor **Bill No.** 2760

Bill Sec. 6

Analyst: Robinson

Analysis Pg. No. 78

Budget Page No. 116

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 182,265	\$ 182,265	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 182,265</u>	<u>\$ 182,265</u>	<u>\$ 0</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 182,265</u></u>	<u><u>\$ 182,265</u></u>	<u><u>\$ 0</u></u>
FTE positions	3.0	3.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>3.0</u></u>	<u><u>3.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests \$182,265, all from the State General Fund, for FY 2013, an increase of \$1,447, or 0.8 percent, above the revised current year estimate. Requested increases in expenditures for salaries and wages and commodities are partially offset by decreases in requested expenditures for contractual services. The request would fund 3.0 FTE positions, the same as requested for the current fiscal year. No enhancement funding is requested.

Governor's Recommendation

The **Governor** concurs with the agency's FY 2013 request.

House Budget Committee Recommendation

The **Budget Committee** concurs with the recommendations of the Governor.

House Committee Recommendation

The **Committee** concurs with the recommendations of the Budget Committee.

Senate Subcommittee Report

Agency: Office of the Lieutenant Governor **Bill No.** 433

Bill Sec. 6

Analyst: Robinson

Analysis Pg. No. 78

Budget Page No. 116

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 182,265	\$ 182,265	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 182,265</u>	<u>\$ 182,265</u>	<u>\$ 0</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
 TOTAL	 <u>\$ 182,265</u>	 <u>\$ 182,265</u>	 <u>\$ 0</u>
 FTE positions	 3.0	 3.0	 0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u>3.0</u>	<u>3.0</u>	<u>0.0</u>

Agency Request

The **agency** requests \$182,265, all from the State General Fund, for FY 2013, an increase of \$1,447, or 0.8 percent, above the revised current year estimate. Requested increases in expenditures for salaries and wages and commodities are partially offset by decreases in requested expenditures for contractual services. The request would fund 3.0 FTE positions, the same as requested for the current fiscal year. No enhancement funding is requested.

Governor's Recommendation

The **Governor** concurs with the agency's FY 2013 request.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation.

House Budget Committee Report

Agency: Attorney General

Bill No. 2760

Bill Sec. 7

Analyst: Robinson

Analysis Pg. No. 109

Budget Page No. 118

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 1,575,192	\$ 1,771,432	\$ 450,000
Other Funds	19,310,542	19,384,517	(17,800)
Subtotal	<u>\$ 20,885,734</u>	<u>\$ 21,155,949</u>	<u>\$ 432,200</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 20,885,734</u></u>	<u><u>\$ 21,155,949</u></u>	<u><u>\$ 432,200</u></u>
FTE positions	106.5	108.5	0.0
Non FTE Uncl. Perm. Pos.	11.7	11.7	0.0
TOTAL	<u><u>118.2</u></u>	<u><u>120.2</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests \$20.9 million for FY 2013, a decrease of \$555,752, or 2.6 percent, below the revised current fiscal year estimate. The request includes State General Fund expenditures of \$1.6 million, a decrease of \$64,613, or 3.9 percent, below the revised current fiscal year estimate. The request includes 106.5 FTE positions, unchanged from the revised current fiscal year estimate.

Governor's Recommendation

The **Governor** recommends FY 2013 expenditures of \$21.2 million, a decrease of \$437,537, or 2.0 percent, below the current year recommendation. The recommendation includes \$1.8 million from the State General Fund, an increase of \$131,627, or 8.0 percent, above the revised current year recommendation. The recommendation includes 108.5 FTE positions, an increase of 2.0 FTE positions above the current year recommendation. The Governor recommends \$546,563, all from special revenue funds in enhancements requested by the agency, and recommends accepting the agency's reduced resources budget. In addition, the Governor recommends transferring responsibility for the the Kansas Commission on Peace Officers' Standards and Training (KCPOST) from a stand-alone agency to the Attorney General. That recommendation would add \$455,000, including \$175,000 from the State General Fund, and 2.0 FTE position to the Attorney General's budget. The Governor also recommends \$100,000, all from the State General Fund for a laboratory feasibility study.

House Budget Committee Recommendation

The **Budget Committee** concurs with the recommendations of the Governor with the following adjustments and observations:

1. Add \$450,000, all from the State General Fund, for FY 2013, and include language in the appropriations bill directing the Attorney General to expend the funding for domestic violence prevention programs and children's advocacy centers. This would increase funding for these programs in the Attorney General's FY 2013 budget to \$650,000. The Budget Committee would also note that a total of \$4.4 million, all from the State General Fund, is included in the budget of the Office of the Governor for these purposes, bringing total FY 2013 funding to \$5.0 million. This amount is slightly below FY 2009 actual expenditures of \$5.3 million, but slightly above FY 2010 actual expenditure levels of \$4.99 million. The Budget Committee believes that these programs are vital and deserving of restoration to historical funding levels for the programs.
2. Delete \$17,800, all from special revenue funds, for the purchase of one vehicle for FY 2013. The Budget Committee recommends that funding for the vehicles be reviewed during Omnibus.
3. The Budget Committee notes that the Governor's recommendation for the agency includes \$455,000, including \$175,000 from the State General Fund, and 2.0 FTE positions, to shift responsibilities of the Kansas Commission on Peace Officers' and Standards (KCPOST), currently a stand alone state agency, to the Office of the Attorney General. The Budget Committee notes that the Transportation and Public Safety Budget Committee has made a tentative recommendation to continue the agency. While the Budget Committee makes no recommendation on the issue, if that recommendation is adopted by the full Committee, a corresponding adjustment would need to be made to the Attorney General's budget.
4. During testimony to the Budget Committee, the Attorney General expressed concerns with the increased used of litigation recoveries, particularly in the area of consumer protection and Medicaid fraud recoveries, for operating expenditures of the agency. The Attorney General noted that while the agency's budget has remained relatively flat, the amount of funding appropriated from the State General Fund has declined sharply over the last four fiscal years. The Attorney General noted that while reliance on litigation recoveries may have been necessary as a result of the economic downturn, he believes that continued usage of this funding source is poor public policy over the long term. The Budget Committee is generally supportive of the Attorney General's position and notes that beginning with the FY 2014 budget submission the Attorney General will propose changes in funding, particularly in three areas:
 - The Attorney General will propose that the costs of operating the Criminal Litigation Division be funded with State General Fund appropriations, based on the belief that criminal prosecution is a core function of state government;
 - The Attorney General will request that the Civil Litigation Division be authorized to utilize funding from the Tort Claims Fund to pay for additional staff to handle tort defense litigation for the state.

- The Attorney General will propose the development of an appropriate fee structure that, over time, would require state agencies that routinely rely on the Attorney General's office for legal services to make payment in support of the cost of these services. The agency will request, in the alternative, that the agency's State General Fund appropriation be increased to cover the costs of providing these services to state agencies.

House Committee Recommendation

The **Committee** concurs with the recommendations of the Budget Committee, with the following adjustments:

1. Modify item 1 of the Budget Committee report to delete \$450,000 from the State General Fund, and add the same amount from special revenue funds. To provide this additional special revenue funding, transfer \$450,000 from the Problem Gambling and Addictions Fund of the Department of Social and Rehabilitation Services to a new special revenue fund in the Attorney General's budget.
 2. Delete \$455,000, including \$175,000 from the State General Fund, and 2.0 FTE positions to recognize the Committee's earlier approval of the recommendation of the Transportation and Public Safety Budget Committee to retain the Kansas Commission on Peace Officers' Standards and Training (KCPOST) as a stand alone agency for FY 2013.
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Senate Subcommittee Report

Agency: Attorney General

Bill No. 433

Bill Sec. 7

Analyst: Robinson

Analysis Pg. No. 109

Budget Page No. 118

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 1,575,192	\$ 1,771,432	\$ (200,000)
Other Funds	19,310,542	19,384,517	0
Subtotal	<u>\$ 20,885,734</u>	<u>\$ 21,155,949</u>	<u>\$ (200,000)</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 20,885,734</u></u>	<u><u>\$ 21,155,949</u></u>	<u><u>\$ (200,000)</u></u>
FTE positions	106.5	108.5	0.0
Non FTE Uncl. Perm. Pos.	11.7	11.7	0.0
TOTAL	<u><u>118.2</u></u>	<u><u>120.2</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests \$20.9 million for FY 2013, a decrease of \$555,752, or 2.6 percent, below the revised current fiscal year estimate. The request includes State General Fund expenditures of \$1.6 million, a decrease of \$64,613, or 3.9 percent, below the revised current fiscal year estimate. The request includes 106.5 FTE positions, unchanged from the revised current fiscal year estimate.

Governor's Recommendation

The **Governor** recommends FY 2013 expenditures of \$21.2 million, a decrease of \$437,537, or 2.0 percent, below the current year recommendation. The recommendation includes \$1.8 million from the State General Fund, an increase of \$131,627, or 8.0 percent, above the revised current year recommendation. The recommendation includes 108.5 FTE positions, an increase of 2.0 FTE positions above the current year recommendation. The Governor recommends \$546,563, all from special revenue funds in enhancements requested by the agency, and recommends accepting the agency's reduced resources budget. In addition, the Governor recommends transferring responsibility for the the Kansas Commission on Peace Officers' Standards and Training (KCPOST) from a stand-alone agency to the Attorney General. That recommendation would add \$455,000, including \$175,000 from the State General Fund,

and 2.0 FTE position to the Attorney General's budget. The Governor also recommends \$100,000, all from the State General Fund for a laboratory feasibility study.

Senate Subcommittee Recommendation

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

1. Delete \$200,000, all from the State General Fund, which the Governor recommends for FY 2013 for domestic violence programs and child advocacy centers. The Subcommittee's recommendation would move the funding from the budget of the Office of the Attorney General to the Office of the Governor. Currently, funding for these programs is split between the two agencies, and the Subcommittee believes it would provide for easier administration and tracking of the funding to have it located in one agency. Because of the long established grant program in the Office of the Governor, the Subcommittee recommends the funding be located in that budget.
2. The Subcommittee notes that the Governor's recommendation adds \$455,000, including \$175,000 from the State General Fund, and 2.0 FTE positions for FY 2013 to transfer responsibility for the the Kansas Commission on Peace Officers' Standards and Training (CPOST) from a stand-alone agency to the Attorney General. The Subcommittee heard testimony from CPOST and the Attorney General and believes it would be appropriate to maintain CPOST as a stand-alone agency. The Subcommittee requests that the Governor consider preparing a Governor's Budget Amendment to address this issue.
3. The Attorney General presented testimony on the program for permitting private investigators. By statute, the program is assigned to the Office of the Attorney General, but the practice for many years has been for the Kansas Bureau of Investigation (KBI) to manage that program on behalf of the Attorney General's office. The Attorney General indicated that because the Office of the Attorney General now administers the separate program which licenses individuals to carry concealed weapons, both he and the Director of the KBI have agreed that it would be appropriate to transfer the program back to the Office of the Attorney General. To accomplish that, it would be necessary to transfer the special revenue fund associated with the program, the Private Investigator Fee Fund, from the budget of the KBI to the budget of the Office of the Attorney General. The Subcommittee recommends that the full Committee consider making that transfer.

House Budget Committee Report

Agency: Secretary of State

Bill No. 2760

Bill Sec. 8

Analyst: Robinson

Analysis Pg. No. 131

Budget Page No. 148

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	6,652,354	6,652,354	0
Subtotal	\$ 6,652,354	\$ 6,652,354	\$ 0
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	\$ 0	\$ 0	\$ 0
TOTAL	\$ 6,652,354	\$ 6,652,354	\$ 0
FTE positions	51.0	51.0	0.0
Non FTE Uncl. Perm. Pos.	0.5	0.5	0.0
TOTAL	51.5	51.5	0.0

Agency Request

The **agency** requests a FY 2013 operating budget of \$6.7 million, a decrease of \$5,758, or 0.1 percent, below the revised current year request. Increases in salaries and wages (\$49,827), capital outlay (\$62,614), and commodities (\$5,200) are offset by decreases in contractual services (\$23,399) and aid to local units (\$100,000). The request includes 51.0 FTE positions, the same as the revised FY 2012 estimate.

Governor's Recommendation

The **Governor** concurs with the agency's FY 2013 budget request.

House Budget Committee Recommendation

The **Budget Committee** concurs with the recommendations of the Governor, with the following observation:

1. The Budget Committee notes that for the past two fiscal years, language has been included in the appropriations bill that requires the agency to provide the House Appropriations and Senate Ways and Means Committees with estimates of the costs of publishing proposed Constitutional amendments that are under consideration by the

Legislature. The FY 2013 appropriation bill has not yet been introduced, but the Budget Committee recommends that the language be added to the bill if it is not included in the bill as introduced.

2. The Budget Committee also notes that no funding is included in the agency's budget for the costs of publishing any proposed Constitutional amendments. A number of such amendments are under consideration by the Legislature, and the costs to the Secretary of State's budget will vary depending on the length of each amendment. The agency has requested consideration be given at Omnibus to providing the agency with a State General Fund appropriation to cover the costs which will be incurred by the agency should any of the amendments be adopted by the 2012 Legislature.

House Committee Recommendation

The **Committee** concurs with the recommendations of the Budget Committee.

Senate Subcommittee Report

Agency: Secretary of State

Bill No. 433

Bill Sec. 8

Analyst: Robinson

Analysis Pg. No. 131

Budget Page No. 148

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	6,652,354	6,652,354	0
Subtotal	\$ 6,652,354	\$ 6,652,354	\$ 0
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	\$ 0	\$ 0	\$ 0
TOTAL	\$ 6,652,354	\$ 6,652,354	\$ 0
FTE positions	51.0	51.0	0.0
Non FTE Uncl. Perm. Pos.	0.5	0.5	0.0
TOTAL	51.5	51.5	0.0

Agency Request

The **agency** requests a FY 2013 operating budget of \$6.7 million, a decrease of \$5,758, or 0.1 percent, below the revised current year request. Increases in salaries and wages (\$49,827), capital outlay (\$62,614), and commodities (\$5,200) are offset by decreases in contractual services (\$23,399) and aid to local units (\$100,000). The request includes 51.0 FTE positions, the same as the revised FY 2012 estimate.

Governor's Recommendation

The **Governor** concurs with the agency's FY 2013 budget request.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation.

House Budget Committee Report

Agency: Kansas Insurance Department

Bill No. 2760

Bill Sec. 10

Analyst: Robinson

Analysis Pg. No. 147

Budget Page No. 136

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	31,169,347	31,070,916	(150,749)
Subtotal	<u>\$ 31,169,347</u>	<u>\$ 31,070,916</u>	<u>\$ (150,749)</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	95,000	95,000	0
Subtotal	<u>\$ 95,000</u>	<u>\$ 95,000</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 31,264,347</u></u>	<u><u>\$ 31,165,916</u></u>	<u><u>\$ (150,749)</u></u>
FTE positions	123.4	122.4	0.0
Non FTE Uncl. Perm. Pos.	3.6	3.6	0.0
TOTAL	<u><u>127.0</u></u>	<u><u>126.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests FY 2013 operating expenditures of \$31.2 million, a decrease of \$1.2 million, or 3.7 percent, below the revised current year estimate. Most of the reduction is the result of one time expenditures for computer consulting services that are not estimated to repeat for FY 2013. The request includes 123.4 FTE positions, the same as the revised current year estimate.

Governor's Recommendation

The **Governor** recommends FY 2013 operating expenditures of \$31.1 million, a decrease of \$1.3 million, or 4.0 percent, below the revised current year recommendation. The recommendation is a decrease of \$98,431, or 0.3 percent, below the agency's request. The entire reduction is in salaries and wages and reflects the reduction of \$98,431 and 1.0 FTE position to capture savings from the Voluntary Retirement Incentive Program. The Governor's recommendation includes 122.4 FTE positions, a decrease of 1.0 FTE below the agency's request.

House Budget Committee Recommendation

The **Budget Committee** concurs with the recommendations of the Governor, with the following adjustment:

1. Delete \$150,749, all from special revenue funds, for FY 2013 and include language in the bill prohibiting the agency from making expenditures from federal funds associated with the federal Affordable Care Act. The Budget Committee believes that, with legal challenges to the Act pending before the United States Supreme Court, it would be inappropriate for the agency to expend any funding connected to the implementation of the Act.

House Committee Recommendation

The **Committee** concurs with the recommendations of the Budget Committee.

Senate Subcommittee Report

Agency: Kansas Insurance Department

Bill No. 433

Bill Sec. 10

Analyst: Robinson

Analysis Pg. No. 147

Budget Page No. 136

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	31,169,347	31,070,916	0
Subtotal	<u>\$ 31,169,347</u>	<u>\$ 31,070,916</u>	<u>\$ 0</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 31,169,347</u></u>	<u><u>\$ 31,070,916</u></u>	<u><u>\$ 0</u></u>
FTE positions	123.4	122.4	0.0
Non FTE Uncl. Perm. Pos.	3.6	3.6	0.0
TOTAL	<u><u>127.0</u></u>	<u><u>126.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests FY 2013 operating expenditures of \$31.2 million, a decrease of \$1.2 million, or 3.7 percent, below the revised current year estimate. Most of the reduction is the result of one time expenditures for computer consulting services that are not estimated to repeat for FY 2013. The request includes 123.4 FTE positions, the same as the revised current year estimate.

Governor's Recommendation

The **Governor** recommends FY 2013 operating expenditures of \$31.1 million, a decrease of \$1.3 million, or 4.0 percent, below the revised current year recommendation. The recommendation is a decrease of \$98,431, or 0.3 percent, below the agency's request. The entire reduction is in salaries and wages and reflects the reduction of \$98,431 and 1.0 FTE position to capture savings from the Voluntary Retirement Incentive Program. The Governor's recommendation includes 122.4 FTE positions, a decrease of 1.0 FTE below the agency's request.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation.

House Budget Committee Report

Agency: Office of the State Treasurer

Bill No. 2760

Bill Sec. 9

Analyst: Robinson

Analysis Pg. No. 171

Budget Page No. 158

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	26,367,679	22,457,227	0
Subtotal	\$ 26,367,679	\$ 22,457,227	\$ 0
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	\$ 0	\$ 0	\$ 0
TOTAL	\$ 26,367,679	\$ 22,457,227	\$ 0
FTE positions	48.5	46.5	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	48.5	46.5	0.0

Agency Request

The **agency** requests FY 2013 operating expenditures of \$26.4 million, all from special revenue funds, an increase of \$3.3 million, or 14.4 percent, above the revised current year estimate. Most of the increase is in aid to local units and reflects increased unclaimed property claim payments. The request includes 48.5 FTE positions, unchanged from the revised FY 2012 estimate.

Governor's Recommendation

The **Governor** recommends FY 2013 operating expenditures of \$22.5 million, all from special revenue funds, an increase of \$892,783, or 4.1 percent, above the current year recommendation. Most of the increase is in other assistance and includes increases of \$780,000 for payments from unclaimed property, and \$75,000 for increased expenditures from the Kansas Investment Developing Scholars program. The recommendation is a decrease of \$3.9 million, or 14.8 percent, below the agency's request. The Governor's recommendation includes 46.5 FTE positions, unchanged from the current year recommendation, and a decrease of 2.0 FTE below the agency request.

House Budget Committee Recommendation

The **Budget Committee** concurs with the recommendations of the Governor.

House Committee Recommendation

The **Committee** concurs with the recommendations of the Budget Committee.

Senate Subcommittee Report

Agency: Office of the State Treasurer

Bill No. 433

Bill Sec. 9

Analyst: Robinson

Analysis Pg. No. 171

Budget Page No. 158

<u>Expenditure Summary</u>	<u>Agency Request FY 2013</u>	<u>Governor Recommendation FY 2013</u>	<u>Senate Subcommittee Adjustments</u>
Operating Expenditures:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	26,367,679	22,457,227	0
Subtotal	\$ 26,367,679	\$ 22,457,227	\$ 0
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	26,367,679	22,457,227	0
Subtotal	\$ 26,367,679	\$ 22,457,227	\$ 0
TOTAL	\$ 52,735,358	\$ 44,914,454	\$ 0
FTE positions	48.5	46.5	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	48.5	46.5	0.0

Agency Request

The **agency** requests FY 2013 operating expenditures of \$26.4 million, all from special revenue funds, an increase of \$3.3 million, or 14.4 percent, above the revised current year estimate. Most of the increase is in aid to local units and reflects increased unclaimed property claim payments. The request includes 48.5 FTE positions, unchanged from the revised FY 2012 estimate.

Governor's Recommendation

The **Governor** recommends FY 2013 operating expenditures of \$22.5 million, all from special revenue funds, an increase of \$892,783, or 4.1 percent, above the current year recommendation. Most of the increase is in other assistance and includes increases of \$780,000 for payments from unclaimed property, and \$75,000 for increased expenditures from the Kansas Investment Developing Scholars program. The recommendation is a decrease of \$3.9 million, or 14.8 percent, below the agency's request. The Governor's recommendation includes 46.5 FTE positions, unchanged from the current year recommendation, and a decrease of 2.0 FTE below the agency request.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation, with the following observation:

1. The Subcommittee is concerned with one aspect of the Kansas Investment in Developing Scholars (K.I.D.S. program), a component of the Learning Quest postsecondary education program. The K.I.D.S. program is designed to encourage low income families to establish postsecondary savings accounts by providing a state match (up to \$600 per participant) for contributions to such accounts. By statute, qualified individual or family is defined as "an individual or family who resides within the state of Kansas and whose household income is not more than 200% of the federal poverty level for the tax year prior to the year in which the application is submitted." Since the program was begun in FY 2006, there have been occasions when otherwise ineligible individuals or families, through tax planning strategies, have presented a negative adjusted gross income, and have been provided matching funds. To avoid this issue in the future, the State Treasurer, at the request of the Subcommittee, suggested a change to the language in statute to modify the definition of qualified individual or family to "an individual or family who resides within the state of Kansas and whose *positive* household income is not more than 200% of the federal poverty level for the tax year prior to the year in which the application is submitted." The Subcommittee is supportive of the proposed change and recommends the full Committee further discuss the issue.

House Budget Committee Report

Agency: Health Care Stabilization Fund
Board of Governors

Bill No. HB 2760

Bill Sec. 11

Analyst: Deckard

Analysis Pg. No. 204

Budget Page No. 62

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 36,675,217	\$ 36,675,217	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 36,675,217</u>	<u>\$ 36,675,217</u>	<u>\$ 0</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 36,675,217</u></u>	<u><u>\$ 36,675,217</u></u>	<u><u>\$ 0</u></u>
FTE positions	18.0	18.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>18.0</u></u>	<u><u>18.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests an FY 2013 budget of \$36,675,217, all from special revenue funds, which is an increase of \$41,624, or 0.1 percent, above the revised FY 2012 estimate. The majority of the increase is attributable to an increase in fringe benefits. The agency indicated that the claims payment estimate is dependent on the outcome of a case pending before the Kansas Supreme Court testing the constitutionality of the cap on noneconomic damages in professional liability cases.

Governor's Recommendation

The **Governor** concurs with the agency's FY 2013 request for \$36,675,217, all from special revenue funds.

House Budget Committee Recommendation

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

1. Beginning in FY 2014, pursuant to 2010 SB 414, the State, from the State General Fund, will reimburse the Health Care Stabilization Fund (HCSF) for the amount of claims which should have been paid to the fund for FY 2010 - FY 2013. The payments were deferred to create State General Fund savings during those fiscal years. The reimbursement will occur in five equal payments to fund the cost of self insurance of residents and faculty at the University of Kansas Medical Center and the Wichita Center for Graduate Medical Education.
2. The Budget Committee supports the following statements made in the Health Care Stabilization Fund Oversight Committee Interim Report for 2011:

"The Oversight Committee recognizes the agency's efforts to streamline its website and electronic forms for health care providers and insurers participating in the Fund. The Oversight Committee expresses its support for the Health Care Stabilization Fund's existing staff positions and continuing the agency's independent information technology improvements." and

"Those payments made to the HCSF by health providers are not a fee. The State shares no responsibility for the liabilities of the HCSF. Furthermore, as set forth in the Health Care Provider Insurance Availability Act, the HCSF is required to be '...held in trust in the state treasury and accounted for separately from other state funds.'"

House Committee Recommendation

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

Senate Subcommittee Report

Agency: Health Care Stabilization Fund
Board of Governors

Bill No. SB 433

Bill Sec. 11

Analyst: Deckard

Analysis Pg. No. 204

Budget Page No. 62

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	36,675,217	36,675,217	0
Subtotal	<u>\$ 36,675,217</u>	<u>\$ 36,675,217</u>	<u>\$ 0</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 36,675,217</u></u>	<u><u>\$ 36,675,217</u></u>	<u><u>\$ 0</u></u>
FTE positions	18.0	18.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>18.0</u></u>	<u><u>18.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency** requests an FY 2013 budget of \$36,675,217, all from special revenue funds, which is an increase of \$41,624, or 0.1 percent, above the revised FY 2012 estimate. The majority of the increase is attributable to an increase in fringe benefits.

The agency indicated that the claims payment estimate is dependent on the outcome of a case pending before the Kansas Supreme Court testing the constitutionality of the cap on noneconomic damages in professional liability cases.

Governor's Recommendation

The **Governor** concurs with the agency's FY 2013 request for \$36,675,217, all from special revenue funds.

Senate Subcommittee Recommendation

The **Subcommittee** concurs with the Governor's recommendation.

House Budget Committee Report

Agency: Kansas Commission on Peace
Officers' Standards and Training

Bill No. --

Bill Sec. --

Analyst: Steiner

Analysis Pg. No. 1704

Budget Page No. 420

Expenditure Summary	Agency Request FY 2013	Governor Recommendation FY 2013	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	840,000	0	800,000
Subtotal	\$ 840,000	\$ 0	\$ 800,000
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	\$ 0	\$ 0	\$ 0
TOTAL	\$ 840,000	\$ 0	\$ 800,000
FTE positions			
FTE positions	7.0	0.0	7.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	7.0	0.0	7.0

Agency Request

The **agency's** request for FY 2013 operating expenditures is \$840,000, all from special revenue funds. Included in the agency's estimate is \$560,000 from the Kansas Commission on Peace Officers' Fee Fund and \$280,000 from the Local Law Enforcement Training Fund. The request is an increase of \$1,949, or 0.2 percent, above the FY 2012 revised estimate. The increase is largely attributable to increased employer contributions for group health insurance and Kansas Public Employees Retirement System (KPERs). The increase in fringe benefits was offset by reductions in contractual services, commodities, and capital outlay. The reductions are partially a result of the agency winding down the process of creating the agency, which included furnishing the agency and the purchase of computer and information technology equipment.

Governor's Recommendation

The **Governor** recommends suspending the operations of the agency in FY 2013 and moving its responsibilities and duties to the Attorney General's office. This would include the responsibility for the distribution of the Local Law Enforcement Training Reimbursement Fund.

House Budget Committee Recommendation

The House Budget Committee does not concur with the Governor's recommendation and recommends that CPOST remain a stand-alone agency for FY 2013 with the following adjustments and notations:

1. Add \$800,000 and restore CPOST as a stand-alone agency for FY 2013. The recommendation includes \$280,000 from the Local Law Enforcement Training Reimbursement Fund and \$520,000 from the Kansas Commission on Peace Officers' Fee Fund. The Budget Committee's recommendation of \$800,000 is a decrease of \$40,000, or 4.8 percent, below the agency's FY 2013 request. Furthermore, the Budget Committee recommends that the reduction come from the agency's operating budget and not from the Local Law Enforcement Training Fund.
2. The Budget Committee would like to note that Steve Anderson, Director of the Budget, testified that the administration would not oppose any efforts to restore CPOST as a stand-alone agency for FY 2013.
3. The Budget Committee would like to note that for FY 2013 the agency requested salaries and wages of \$443,071, all from the Kansas Commission on Peace Officers' Fee Fund, and of that amount \$107,284, or 24.2 percent, is designated for the executive director of the agency, which includes base salary and benefits.
4. The Budget Committee would note that placing the operations of CPOST under the auspices of the Office of the Attorney General would hinder the ability of CPOST to perform its statutory duties as well as create a potential conflict of interest. Additionally, CPOST is a nationally recognized organization and every state has an agency which performs similar duties.

House Committee Recommendation

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

Senate Subcommittee Recommendation

The Subcommittee concurs with the recommendations of the Governor, with the following observations:

1. The Subcommittee does not agree with the Governor's recommendation to abolish CPOST and transfer the duties to the Kansas Attorney General. The Subcommittee is favorably disposed to keeping CPOST as a stand alone state agency and recommends the following:
 - In an effort to restore CPOST as a stand alone agency for FY 2013 the Subcommittee strongly recommends that the Governor issue a budget amendment for FY 2013 to restore funding for CPOST.
 - The Subcommittee would note that the restoration of CPOST as a stand alone agency would require adjustments to the budget of the Attorney General. Under the Governor's FY 2013 recommendation the Attorney General would receive an additional appropriation of \$455,000, including \$175,000 from the State General Fund, and 2.0 FTE to perform the functions of the CPOST. The Attorney General would also receive \$280,000 for the Law Enforcement Training Reimbursement Fund which is used to reimburse local municipalities for law enforcement training.
 - The Subcommittee recommends that the budget amendment include \$560,000, all from the State General Fund, to be restored to the budget of the Kansas Judicial Branch. The State General Fund budget for the Judicial Branch was reduced by \$560,000 as a result of the Governor's recommendation to transfer \$560,000 in municipal docket fees from the CPOST to the Judicial Branch.

Senate Subcommittee Report

Agency: Kansas Commission on Peace Officers' Standards and Training

Bill No.

Bill Sec. --

Analyst: Steiner

Analysis Pg. No. 1704

Budget Page No. 420

<u>Expenditure Summary</u>	<u>Agency Request FY 2013</u>	<u>Governor Recommendation FY 2013</u>	<u>Senate Subcommittee Adjustments</u>
Operating Expenditures:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	840,000	0	0
Subtotal	<u>\$ 840,000</u>	<u>\$ 0</u>	<u>\$ 0</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
Subtotal	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 840,000</u></u>	<u><u>\$ 0</u></u>	<u><u>\$ 0</u></u>
FTE positions	7.0	0.0	0.0
Non FTE Uncl. Perm. Pos.	0.0	0.0	0.0
TOTAL	<u><u>7.0</u></u>	<u><u>0.0</u></u>	<u><u>0.0</u></u>

Agency Request

The **agency's** request for FY 2013 operating expenditures is \$840,000, all from special revenue funds. Included in the agency's estimate is \$560,000 from the Kansas Commission on Peace Officers' Fee Fund and \$280,000 from the Local Law Enforcement Training Fund. The request is an increase of \$1,949, or 0.2 percent, above the FY 2012 revised estimate. The increase is largely attributable to increased employer contributions for group health insurance and Kansas Public Employees Retirement System (KPERS). The increase in fringe benefits was offset by reductions in contractual services, commodities, and capital outlay. The reductions are partially a result of the agency winding down the process of creating the agency, which included furnishing the agency and the purchase of computer and information technology equipment.

Governor's Recommendation

The **Governor** recommends suspending the operations of the agency in FY 2013 and moving its responsibilities and duties to the Attorney General's office. This would include the responsibility for the distribution of the Local Law Enforcement Training Reimbursement Fund.