

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS.

The meeting was called to order by Chairman Kenny Wilk at 9:05 a.m. on March 19, 2001, in Room 514-S of the Capitol.

All members were present except: Representative Peterson
 Representative Spangler
 Representative Ballard
 Representative McCreary

Committee staff present: Alan Conroy, Legislative Research
 Rae Anne Davis, Legislative Research
 Jim Wilson, Revisor of Statutes
 Mike Corrigan, Revisor of Statutes
 Nikki Feuerborn, Committee Secretary

Conferees appearing before the committee: Dr. Ramon Powers, Kansas State Historical Society
 Senator Barnett
 Chris Walker, Emporia
 Jeff Burkhead, Kansas Newspaper Association
 Terry Marmet, Kansas State Historical Society
 Gary Blackburn, Bureau of Environmental Remediation
 Mary Jane Stattelman, Kansas Agriculture Remediation Board

Others attending: See Attached

Representative Kline moved for the approval of the minutes of March 7 and 12. Motion was seconded by Representative Campbell. Motion carried.

Representative Shultz, Chairman of the Education and Legislative Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the State Historical Society for FY 2001 and moved for the adoption of the Budget Committee recommendations for FY 2001 with the noted recommendation (Attachment 1). Motion was seconded by Representative Light. Motion carried.

Representative Shultz presented the Budget Committee report on the Governor's budget recommendations for the State Historical Society for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 with the noted recommendation (Attachment 1). Motion was seconded by Representative Henry.

Representative Shultz moved to amend the Budget Committee report on the Governor's budget recommendations for the State Historical Society for FY 2002 by authorizing technical amendments as needed. Motion was seconded by Representative Toplikar. Motion carried.

Dr. Ramon Powers, Executive Director, explained the increase in the federal funding for historic preservation has been increased from \$350,000 to \$850,000 for the coming year. The federal match funding for the repairs at the Shawnee Mission historic site will require \$67,000 from state funds and \$30,000 to be raised privately in order to receive the \$100,000 federal match.

Representative Neufeld moved that the Kansas Heritage Center funding in the amount of \$30,000 that was amended into the Education Budget Committee report on the Governor's budget recommendations for the Department of Education for FY 2002 be transferred to the State Historical Society budget for FY 2002. Motion was seconded by Representative Shultz. Motion carried.

Representative Shultz moved for the adoption of the Budget Committee report on the Governor's budget recommendations for the State Historical Society FY 2002 as amended and with the noted recommendations (Attachment 1). Motion was seconded by Representative Nichols. Motion carried.

Representative Landwehr moved to reconsider the motion to approve the Budget Committee report on the Governor's budget recommendations for the State Historical Society FY 2001 (Attachment 1). Motion was seconded by Representative Stone. Motion carried.

Representative Shultz moved to amend the Budget Committee report on the Governor's budget recommendations for the State Historical Society for FY 2001 by authorizing technical amendments as needed. Motion was seconded by Representative Toplikar. Motion carried.

Representative Neufeld moved that the Kansas Heritage Center funding in the amount of \$30,000 that was amended into the Education Budget Committee report on the Governor's budget recommendations for the Department of Education for FY 2001 be transferred to the State Historical Society budget for FY 2001. Motion was seconded by Representative Shriver. Motion carried.

Representative Shultz moved for the adoption of the Budget Committee report on the Governor's recommendations for the State Historical Society for FY 2001 as amended and with the noted observation (Attachment 1). Motion was seconded by Representative Campbell. Motion carried.

Representative Shultz presented the Budget Committee report on the Governor's budget recommendations for the Kansas Arts Commission for FY 2001 and moved for the adoption of the Budget Committee recommendations for FY 2001 (Attachment 1). Motion was seconded by Representative Light. Motion carried.

Representative Shultz presented the Budget Committee report on the Governor's budget recommendations for the Kansas Arts Commission for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 with the noted observations (Attachment 1). Motion was seconded by Representative Light. Motion carried

Representative Light presented the Budget Committee report on the Governor's budget recommendations for the Kansas State School for the Blind for FY 2001 and moved for the adoption of the Budget Committee recommendations for FY 2001 (Attachment 2). Motion was seconded by Representative Neufeld. Motion carried

Representative Light presented the Budget Committee report on the Governor's budget recommendations for the Kansas State School for the Blind for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 with notation (Attachment 2). Motion was seconded by Representative Toplikar. Motion carried.

Representative Toplikar presented the Budget Committee report on the Governor's budget recommendations for the Kansas State School for the Deaf for FY 2001 and moved for the adoption of the Budget Committee recommendations for FY 2001 (Attachment 2). Motion was seconded by Representative Neufeld. Motion carried

Representative Toplikar presented the Budget Committee report on the Governor's budget recommendations for the Kansas State School for the Deaf for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 (Attachment 2). Motion was seconded by Representative Neufeld.

Representative Toplikar moved to amend the report by reinstating the shrinkage to 4 percent in Item 2 for FY 2002 (less than \$111,000) in the Budget Committee report. Motion was seconded by Representative Campbell.

The Committee discussed the shrinkage rate which was reinstated for the School for the Blind but not for the School for the Deaf and whether these rates should be the same for both institutions.

Representative Nichols made a substitute motion to amend the Budget Committee report by requesting an historical accounting of the shrinkage rate for the past three years for the Kansas State School for the Deaf and the Kansas State School for the Blind. Motion was seconded by Representative Shultz. Motion carried.

Representative Toplikar moved for the adoption of the Budget Committee report on the Governor's budget recommendations for the Kansas State School for the Deaf for FY 2002 as amended and with the notations (Attachment 2). Motion was seconded by Representative Shultz. Motion carried.

Representative Shultz presented the Budget Committee report on the Governor's budget recommendations for the State Library for FY 2001 and moved for the adoption of the Budget Committee recommendations for FY 2001 (Attachment 3). Motion was seconded by Representative Light. Motion carried.

Representative Shultz presented the Budget Committee report on the Governor's budget recommendations for the State Library for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 with notations (Attachment 3). Motion was seconded by Representative Toplikar. Motion carried.

Hearing on HB 309—Acceptance of certain real property by the state historical society

Amy Kramer, Legislative Research Department, explained the bill which would allow the transfer of the William Allen White home in Emporia to the State Historical Society.

Senator Barnett of Emporia stated there should be no fiscal note as the City of Emporia has agreed to the maintenance, upkeep, and on-going expenses of operation of the William Allen White House located at 927 Exchange Street in Emporia. Senator Barnett said any remaining money left from the federal funding of \$700,000 would be placed in an endowment.

Representative Lloyd A. Stone presented testimony in support of the bill and requested positive consideration from the Committee on this request (Attachment 4).

Chris Walker, great-grandson of William Allen White, and the current Editor of the Emporia Gazette, said his mother was looking forward to the donation of the home to the State Historical Society and that the "timing seemed right" for it to happen at this time. He noted the increased interest in William Allen White through the internet.

Jeff Burkhead of the Kansas Newspaper Association, presented testimony prepared by Bruce Buchanan of Hutchinson, on the great benefits of this home moving from private hands to public ownership (Attachment 5). This has been made possible through a federal appropriations of \$700,000 through the efforts of Senator Pat Roberts.

Dr. Ramon Powers, Executive Director of the State Historical Society, explained the fiscal note which was written from information provided by the State Historical Society. In cases like these, the information provided is for optimum funding in the amount of \$217,000 and which is based on the need for state funding for interpretation, including exhibit, educational programming, acquisition and conservation of artifacts, and promotional materials. This would be over and above the federal funding of \$700,000 which would be used for the renovation and rehabilitation of the home. He informed the Committee of the three sites which are state-owned but they are operated with local level funds and manpower. If capitol improvements are required, these are at the expense of the state. The three sites are the First Capitol, the John Brown "Adair" Cabin, and the Goodnow House.

Chairman Wilk requested that even though individuals have received letters from the City of Emporia pledging support of the William Allen White home, the House Committee on Appropriations needs formal letters of commitment for the on-going maintenance and other future expenses of the William Allen White home after the initial federal funding is expended, and that they should not expect state funding for this project.

In response to a question from Representative Phil Kline, Terry Marmet, State Historical Society, expressed confidence that the \$700,000 will cover the rehabilitation costs for the project not including the interpretative costs.

There were no opponents to the bill and Chairman Wilk closed the hearing on **HB 309**.

Hearing, Discussion, and Action on SB 294—Use of funds under chemical control act

Amy Kramer, Legislative Research Department, explained the bill which would allow KDHE to provide cleanup for clandestine laboratory sites.

Gary Blackburn, Director, Bureau of Environmental Remediation, KDHE, presented testimony supporting their willingness to provide cleanup particularly in "meth labs" for state and local law enforcement agencies (Attachment 7). Mr. Blackburn explained that their agency was more efficient and timely in the performance of these cleanups than the federal agencies and the reimbursement they receive from the federal government is not worth all the extra paperwork involved if it is a small site. This bill would allow the decision-making for calling in the federal government for cleanup at the discretion of the KDHE.

There were no opponents and Chairman Wilk closed the hearing on **SB 294**.

Representative Neufeld moved to report the bill favorably. Motion was seconded by Representative Campbell.

Representative Klein made a conceptual substitute motion to amend the bill by reinstating the language on Lines 7

and 8 on Page 2 and adding the language to the effect that “unless the agency thinks cleaning up illegal labs is in the best interest of the state in a timely manner” is included. Motion was seconded by Representative Campbell. Motion carried.

Representative Campbell moved to report the bill passed as amended. Motion was seconded by Representative Shriver. Motion carried.

Hearing, discussion, and action on SB 184– Creating the natural resources damages trust fund; used to restore injured natural resources

Amy Kramer, Legislative Research Department, explained the bill which would create an interest bearing fund to receive Natural Resource Damage Claims and provides for the expenditures from the fund to restore the injured natural resources.

Gary Blackburn, Director of the Bureau of Environmental Remediation, KDHE, presented testimony supporting the bill and proposed an amendment regarding the use of moneys credited to the proposed account (Attachment 8).

Mary Jane Stattelman, Administrator of the Kansas Agriculture Remediation Board, appeared in support of the bill and the amendment as presented by KDHE (Attachment 9).

There were no opponents to the bill and Chairman Wilk closed the hearing on **SB 184**.

Representative Campbell moved to amend the bill as requested in the balloon presented by Mr. Blackburn of KDHE. Motion was seconded by Representative Feuerborn. Motion carried.

Representative Minor moved for the passage of the bill as amended. Motion was seconded by Representative Neufeld. Motion carried.

The meeting was adjourned at 11:00 a.m. The next meeting is scheduled for Tuesday, March 20, 2001.