

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS.

The meeting was called to order by Chairperson Representative Kenny Wilk at 9:00 a.m. on March 6, 2002, in Room 514-S of the Capitol.

All members were present except: Representative McCreary, Excused
Representative Schultz, Excused
Representative Peterson, Excused

Committee staff present: Amy Kramer, Legislative Research
Becky Krahl, Legislative Research
Mike Corrigan, Revisor of Statutes
Nikki Feuerborn, Committee Secretary

Conferees appearing before the committee: Albert Murray, Juvenile Justice Authority Commissioner

Others attending: See Attached

Representative Klein, member of the Agriculture and Natural Resources Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Citizens Utility Ratepayer Board for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 (Attachment 1). Motion was seconded by Representative Schwartz. Motion carried.

Representative Klein, member of the Agriculture and Natural Resources Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Citizens Utility Ratepayer Board for FY 2003 and moved for the adoption of the Budget Committee recommendations for FY 2003 with an addition (Attachment 1). Motion was seconded by Representative Schwartz. Motion carried

The Committee discussed the possibility of duplication of effort by CURB and the KCC in its attempts to protect the public in utility matters. It was explained that some expert witnesses could be used for both agencies.

Representative Schwartz, Chairperson of the Agriculture and Natural Resources Budget Committee presented the Budget Committee report on the Governor's budget recommendations for the State Corporation Commission for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 (Attachment 1). Motion was seconded by Representative Weber. Motion carried.

Representative Schwartz, Chairperson of the Agriculture and Natural Resources Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the State Corporation Commission for FY 2003 and moved for the adoption of the Budget Committee recommendations for FY 2003 with an adjustment and proviso (Attachment 1). Motion was seconded by Representative Klein. Motion carried.

Representative Campbell, Chairperson of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Juvenile Justice Authority for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 with an adjustment (Attachment 2). Motion was seconded by Representative Minor. Motion carried.

Representative Campbell, Chairperson of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Juvenile Justice Authority for FY 2003 and moved for the adoption of the Budget Committee recommendations for FY 2003 with a notation (Attachment 2). Motion was seconded by Representative Minor. Motion carried.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Atchison Juvenile Correctional Facility for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 (Attachment 2). Motion was seconded by Representative Feuerborn. Motion carried.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Atchison Juvenile Correctional Facility for FY 2003

and moved for the adoption of the Budget Committee recommendations for FY 2003 (Attachment 2). Motion was seconded by Representative Feuerborn. Motion carried.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Beloit Juvenile Correctional Facility for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 (Attachment 2). Motion was seconded by Representative Campbell. Motion carried.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Beloit Juvenile Correctional Facility for FY 2003 and moved for the adoption of the Budget Committee recommendations for FY 2003 with a notation (Attachment 2). Motion was seconded by Representative Campbell. Motion carried.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Larned Juvenile Correctional Facility for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 with an adjustment (Attachment 2). Motion was seconded by Representative Feuerborn. Motion carried.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Larned Juvenile Correctional Facility for FY 2003 and moved for the adoption of the Budget Committee recommendations for FY 2003 (Attachment 2). Motion was seconded by Representative Feuerborn. Motion carried.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Topeka Juvenile Correctional Facility for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 with an adjustment (Attachment 2). Motion was seconded by Representative Feuerborn. Motion carried.

Albert Murray, Commissioner of the Juvenile Justice Authority, explained that construction of the \$37.8 million facility which is scheduled for completion in 2004, has begun. This will be a 225 maximum security bed unit with 60 classification beds.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Topeka Juvenile Correctional Facility for FY 2003 and moved for the adoption of the Budget Committee recommendations for FY 2003 with an adjustment (Attachment 2). Motion was seconded by Representative Campbell. Motion carried.

Representative Feuerborn, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Ombudsman of Corrections for FY 2002 and moved for the adoption of the Budget Committee recommendations for FY 2002 with exceptions (Attachment 2). Motion was seconded by Representative Campbell. Motion carried.

The role of the Ombudsman of Corrections was established more than 20 years ago and has been successful in its role of handling inmate complaints and grievances.

Representative Feuerborn, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Ombudsman of Corrections for FY 2003 and moved for the adoption of the Budget Committee recommendations for FY 2003 with exceptions (Attachment 2). Motion was seconded by Representative Campbell. Motion carried.

Representative Feuerborn moved for the introduction of legislation which would authorize the Anderson County Commissioners to adopt a 1% sales tax increase for the purpose of building a new jail in the county. Motion was seconded by Representative Bethell. Motion carried.

Hearing, Discussion, and Action on HB 2992—Smoking in public places; \$50 fine; entirely to the state general fund

Sally Finney, Kansas Public Health Association, spoke on behalf of the bill and expressed disappointment that the current statutes were not being enforced by the Department of Health and Environment (Attachment 3). Miss Finney encouraged the banning of smoking in all public places and to oppose any legislative attempts by municipalities to enact local smoke-free ordinances.

As there were no opponents, Chairman Wilk closed the hearing on **HB 2992**.

Representative Feuerborn moved that the bill be reported favorably. Motion was seconded by Representative Stone. Motion carried on a 9 to 8 vote.

Discussion and Action on HB 2681–Home Plus, increasing the number of individuals to eight

Representative Neufeld, Chairperson of the Social Services Budget Committee, reported that their Committee had held a hearing and recommended an amendment by the Long Term Care Task Force which would disallow the conversion of a wing of an adult care home to an eight bed home plus facility. The amendment would allow for the conversion of a portion of one wing of the facility to a not less than a five-bed and not more than an eight-bed facility, to remain separate from the adult care home with the facilities remaining contiguous (Attachment 4).

Representative Neufeld moved for the adoption of the amendment as it appears in Attachment 4 and for the favorable passage of the bill as amended. Motion was seconded by Representative Bethell. Motion carried.

Representative Feuerborn moved for the adoption of the minutes of February 13, and 14, 2002, as presented. Motion was seconded by Representative Stone. Motion carried.

The meeting was adjourned at 10:10 a.m. The next meeting is scheduled for Thursday, March 7, 2002.

CONTINUATION SHEET