

## MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS

The meeting was called to order by Chair Melvin Neufeld at 9:00 a.m. on February 13, 2003, in Room 514-S of the Capitol.

All members were present except:

Committee staff present:

- Alan Conroy, Legislative Research Department
- J. G. Scott, Legislative Research Department
- Becky Krahl, Legislative Research Department
- Amy Deckard, Legislative Research Department
- Amy VanHouse, Legislative Research Department
- Debra Hollon, Legislative Research Department
- Martha Dorsey, Legislative Research Department
- Jim Wilson, Revisor of Statutes
- Mike Corrigan, Revisor of Statutes
- Nikki Feuerborn, Administrative Analyst
- Sue Fowler, Committee Secretary

Conferees appearing before the committee:

Others Attending: See Attached

Representative Nichols moved for the introduction of legislation to ensure all local and county dollars flow through the Governing Board of the County Commissioners. Motion was seconded by Representative Bethell. Motion carried.

Representative Shultz moved for the introduction of legislation concerning the livestock commissioner regarding fees. Motion was seconded by Representative Minor. Motion carried.

Representative Bethell moved for the introduction of legislation regarding charter schools. Motion was seconded by Representative Nichols. Motion carried.

Representative Schwartz, Chair of the Agriculture and Natural Resources Committee, presented the Budget Committee report on the Governor's budget recommendations for the Kansas Water Office for FY 2003 and moved for the adoption of the Budget Committee recommendations for FY 2003 (Attachment 1). Motion was seconded by Representative Gatewood. Motion carried.

Representative Schwartz, Chair of the Agriculture and Natural Resources Committee, presented the Budget Committee report on the Governor's budget recommendations for the Kansas Water Office for FY 2004 and moved for the adoption of the Budget Committee recommendations with requests and notations for FY 2004 (Attachment 1). Motion was seconded by Representative Gatewood.

Representative Shriver made a substitute motion to strike Item 6 and Item 7 from the report. Motion was seconded by Representative Klein.

Representative Shriver explained his objection to the proviso in Item 6 was that the identical language appears in the Department of Wildlife and Parks budget committee report and his objections remain the same: that the Kansas Water Office and the Department of Wildlife and Parks shall explore the possibility of transferring ownership and operation of all storage capacity in Cedar Bluff Reservoir currently held by the Kansas Water Office to the Department of Wildlife and Parks. Representative Shriver questioned the accuracy of the report which indicates there is no storage. He advised the Committee that if the Kansas Water Office is successful in transferring the ownership of the storage, this may lead to litigation as this decision would block the cities of Hays and Russell from water usage from the reservoir.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS at 9:00 a.m. on February 13, 2003, in Room 514-S of the Capitol.

Regarding the proviso in Item 7, it was announced that the Governor is appointing a task force to study this issue this year. It was noted that allotments by the Governor can only be made if the State Water Plan Fund has monetary problems, not if the SGF has problems. The Committee discussed the need for the actual proviso, but only that the intent be made clear that the Kansas Water Office needs the authority to transfer moneys between line items and this is considered a management tool.

Representative Shriver renewed his motion and agreed to divide the question: The question was divided as Part A, striking all of Item 6 and Part B, striking all of Item 7. In a voice vote, Part A of the divided question failed. In a voice vote, Part B of the divided question failed.

Representative Schwartz renewed her motion for adoption of the Budget Committee Report on the Kansas Water Office FY 2004. Motion carried. Representative Shriver asked to be recorded as a “no” vote.

Representative Ballard, Member of the Social Services Budget Committee, presented the Budget Committee report on the Governor’s budget recommendations for the Department of Health and Environment for FY 2003 and moved for the adoption of the Budget Committee recommendations with notation for FY 2003 (Attachment 2). Motion was seconded by Representative Landwehr. Motion carried.

Representative Ballard, Member of the Social Services Budget Committee, presented the Budget Committee report on the Governor’s budget recommendations for the Department of Health and Environment for FY 2004 and moved for the adoption of the Budget Committee recommendations with adjustments and notations (Attachment 2). The motion was seconded by Representative Landwehr.

Representative Landwehr made a substitute motion to amend the FY 2004 budget report by adding the following language “request a review of the entire budget of \$5,953,253 (\$1,992,000 SGF) for the Infant Toddler Program until March 17, 2003, when the House Appropriations Committee deliberates the entire FY 2004 appropriations bill. The House Appropriations Committee expects to receive the requested information prior to that date so that the issue can be resolved before Omnibus”. Motion was seconded by Representative Bethell. Motion carried.

Representative Ballard renewed her motion to adopt the Budget Committee recommendations for the Department of Health and Environment for FY 2004 as amended (Attachment 2). Motion was seconded by Representative Landwehr. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor’s budget recommendations for the Department of Corrections FY 2003 and moved for the adoption of the Budget Committee recommendations with exception for FY 2003 (Attachment 3). Motion was seconded by Representative Minor. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor’s budget recommendations for the Department of Corrections FY 2004 and moved for the adoption of the Budget Committee recommendations with exception, comments and concerns for FY 2004 (Attachment 3). Motion was seconded by Representative Feuerborn.

Representative Gatewood made a substitute motion to amend the report by striking a proviso in Item 2 which would limit the three-day payment to county jails for incarceration of condition violators. Motion was seconded by Representative Campbell. Motion failed. Representative Gatewood asked to be recorded as a “yes” vote.

Representative Light renewed his motion for the adoption of the Budget Committee’s recommendation for the Department of Corrections for FY 2003 (Attachment 3) as amended. Motion was seconded by Representative Feuerborn. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor’s budget recommendations for the El Dorado Correctional Facility FY 2003, the El Dorado Correctional

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS at 9:00 a.m. on February 13, 2003, in Room 514-S of the Capitol.

Facility FY 2004, the Ellsworth Correctional Facility for FY 2003, the Ellsworth Correctional Facility for FY 2004, the Hutchinson Correctional Facility FY 2003, the Hutchinson Correctional Facility FY 2004, the Lansing Correctional Facility for FY 2003, the Lansing Correctional Facility for FY 2004, the Larned Correctional Mental Health Facility FY 2003, the Larned Correctional Mental Health Facility for FY 2004, the Norton Correctional Facility for FY 2003, the Norton Correctional Facility for FY 2004, the Topeka Correctional Facility for FY 2003, the Topeka Correctional Facility for FY 2004, the Winfield Correctional Facility for FY 2003, and the Winfield Correctional Facility for FY 2004 and moved for the adoption of the Budget Committee recommendations (Attachment 3). Motion was seconded by Representative Minor. Motion carried.

The meeting was adjourned at 10:45 a.m. The next meeting is scheduled for February 14, 2003.

---

Melvin Neufeld, Chair