

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Pete Brungardt at 10:40 a.m. on Tuesday, February 1, 2005, in Room 231-N of the Capitol.

All members were present except:

Senator Anthony Hensley (E)

Senator Mark Gilstrap (E)

Committee staff present:

Athena Andaya, Kansas Legislative Research Department

Dee Woodson, Committee Secretary

Conferees appearing before the committee:

Tim Madden, Senior Council, Kansas Department of Corrections

Gary Daniels, Acting Secretary, Department of Social and Rehabilitation Services

Others attending:

See attached list.

Chairman Brungardt noted that a corrected copy of information furnished by Secretary Wagon, Department of Revenue, was distributed to the Committee regarding a question asked following her briefing to the Committee on January 25, relating to Local Sales and Use Tax Distributions.

(Attachment 1)

The Chairman stated there were three sets of minutes covering the meetings of January 25, 26, and 27 for the Committee's review and later approval.

Chairman Brungardt called for bill introductions. Senator Vratil requested the introduction of a bill which would expand gaming, and has the potential to encourage investment, create jobs, attract tourists, and provide much needed revenue to the State. The proposal includes the establishment of a trust fund account within the state's funds to be used exclusively for necessary and appropriate funding for elementary, secondary and higher education. The state would receive 75% of the net casino revenues, and 100% of that 75% would be used for necessary and appropriate funding of education. Senator Vratil stated that this proposed bill was clearly constitutional, and casinos would not be authorized without the approval of the voters in the county where the facility would be located. He emphasized that the proposed legislation would provide a constitutional manner in which to maximize oversight insuring proper accountability while maximizing revenues to the State of Kansas.

Senator Barnett made a motion to introduce the proposed legislation, seconded by Senator Brownlee, and the motion carried.

Gary Daniels, Acting Secretary, Kansas Department of Social and Rehabilitation Services, requested a bill be introduced concerning the Child in Need of Care Code, relating to a proposal called "Maintaining Families and Supporting Older Youth." The proposed legislation would amend current law to discontinue eligibility for services including out of home placement, foster care or adoption services for youth who are 18 years old and technically adults.

Senator Barnett moved to introduce the proposed bill, seconded by Senator Brownlee, and the motion carried.

Senator O'Connor asked for the introduction of a bill modeled after a successful scholarship program for special needs students in Florida.

Senator O'Connor made a motion to introduce the proposed bill, seconded by Senator Ostmeier, and the motion carried.

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MINUTES OF THE Senate Federal and State Affairs Committee at 10:40 a.m. on Tuesday, February 1, 2005, in Room 231-N of the Capitol.

SB 47 - Dissemination of department of corrections rules and regulations to inmates

Chairman Brungardt opened the hearing on **SB 47**. Tim Madden, Kansas Department of Corrections, testified in support of **SB 47**, which amends K.S.A. 75-5210, to eliminate the statutory requirement of providing each inmate with his or her personal copy of the department's disciplinary rules and regulations. He said that these rules and regulations would be made available to inmates in the same manner as the other regulations of the department, through inmate libraries and any other means that provides reasonable access to inmates.

Mr. Madden explained that with the passage of **SB 47**, the printing costs for the department would be reduced, and reasonable access would be provided to the rules and regulations while printing far fewer copies. (Attachment 2)

Having no other conferees appear to testify on the proposed bill, Chairman Brungardt closed the hearing on **SB 47**.

Chairman Brungardt called upon Acting Secretary, Gary Daniels, to give an overview and briefing on the Kansas Department of Social and Rehabilitation Services (SRS). The Committee members were given extensive handouts detailing the organizational makeup of SRS, and the various responsibility areas. (Attachment 3)

Mr. Daniels said that the department was divided into three program divisions: Health Care Policy, Integrated Service Delivery, and the Administrative Division. He introduced two of his staff members in attendance: Laura Howard, Deputy Secretary of the Health Care Policy Division and Candy Shively, Deputy Secretary of the Integrated Service Delivery Division. He explained the various sections of the Health Care Policy Division which included Mental Health, Community Supports and Services, Addiction and Prevention Services, Medical Policy and the State Hospitals. He shared a breakdown by numbers of adults that are estimated to have mental illness in Kansas, adults served by Community Mental Health Centers (CMHC), as well as relevant numbers pertaining to youth in Kansas. Mr. Daniels briefed the Committee on the Community Supports and Services along with Developmental Disability Services including the number served and dollars expended.

Mr. Daniels reviewed the four waiver program involving the Home and Community Based Services as outlined in his handout. He also talked about the SRS Addiction and Prevention Services which included Treatment Trends for FY 2004, Department of Corrections fourth Time DUI Clients, Priority Populations, and Risk and Protective Factors Predict Adolescent Problem Behaviors. He explained the pie charts covering Medicaid Expenditures and Beneficiaries of which show a monthly average of 247,109. He included an overview of the State Mental Health Hospitals.

Mr. Daniels explained the Integrated Service Delivery Division which includes Child Support Enforcement, Economic and Employment Support, Rehabilitation Services, and Child and Family Services. His handout contained maps of the state showing access points to SRS services, and who receives public assistance. He stated that SRS receives approximately 8,000 applications per month for services. He also covered Work Matters - Return on Investment relating to Rehabilitation Services and TAF Employment Service. His handout showed for rehabilitation, which the average case length is two years, that for every \$1 invested there is \$11 returned in taxes. In regard to TAF Employment Service, the average case length is 12 months, and the return on investment is successful employment performance bonuses.

Child Welfare activities were explained by Mr. Daniels, and he related that for FY 2004 there were 43,000 abuse and neglect reports, 24,600 investigations, 4,000 families meeting criteria for SRS involvement, and 2,800 adjudicated to foster care. Mr. Daniels spoke also about the educational activities, and said that Kansas was the first state to start Head Start Programs. He briefly talked about adult protective services and numbers relating to same, child support enforcement activities and dollars collected plus cases handled. He touched briefly on the Food Distribution Services across the state, and explained the Consensus Caseload Estimating Process. The handout included FY 2006 Governor's Budget recommendations for the SRS Expenditures by Category and Proposed Department of Human Services

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Expenditures. He said the proposed new name for the department, in the Governor's Executive Order for reorganization, would be the Kansas Department of Human Services. Mr. Daniels concluded his briefing by stating that SRS's main legislative proposal involving Federal and State Affairs Committee was the "Maintaining Families and Supporting Older Youth Act."

Chairman Brungardt asked how much the Governor's Executive Order would result in regarding the work force within the department. Mr. Daniels responded that it would affect approximately 125 employees.

The meeting adjourned at 11:33 a.m. The next meeting is scheduled for February 2, 2005, at 10:30 a.m.