

MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chair Sharon Schwartz at 9:00 A.M. on February 20, 2007, in Room 514-S of the Capitol.

All members were present except:
Representative Tom Sawyer- excused

Committee staff present:
Alan Conroy, Legislative Research Department
J. G. Scott, Legislative Research Department
Becky Krahl, Legislative Research Department
Reagan Cussimano, Legislative Research Department
Audrey Dunkel, Legislative Research Department
Julian Efird, Legislative Research Department
Susan Kannarr, Legislative Research Department
Aaron Klaassen, Legislative Research Department
Amy VanHouse, Legislative Research Department
Jim Wilson, Revisor of Statutes
Nikki Feuerborn, Chief of Staff
Shirley Jepson, Committee Assistant

Conferees appearing before the committee:
Bill Moore, Board of Directors, Kansas Sports Hall of Fame
Ted Hayes, Executive Director, Kansas Sports Hall of Fame
Ed Van Petten, Director, Kansas Lottery
Gary Musselman, Executive Director, Kansas State High School Activities Association

Others attending:
See attached list.

- Attachment 1 Fiscal Note on **HB 2424**
- Attachment 2 Testimony on **HB 2424** by Bill Moore
- Attachment 3 Testimony on **HB 2424** by Ted Hayes
- Attachment 4 Testimony on **HB 2424** by Gary Musselman
- Attachment 5 Budget Committee Report on Department of Social and Rehabilitation Services
- Attachment 6 Budget Committee Report on Adjutant General's Department, State Fire Marshal, Kansas Highway Patrol, Kansas Bureau of Investigation, Sentencing Commission, Kansas Parole Board, Board of Emergency Medical Services

Representative George moved to introduce legislation regarding micro trucks. The motion was seconded by Representative Feuerborn. Motion carried.

Discussion and Action on HB 2385 - Transfer of the administration of the state deferred compensation plan from the department of administration to the board of trustees of the Kansas Public Employees Retirement System.

Julian Efird, Legislative Research Department, explained **HB 2385** and noted if the legislation became law, the transfer would be effective on January, 2008.

Representative Powell moved to recommend **HB 2385** favorable for passage and placement on the consent calendar. The motion was seconded by Representative George. Motion carried.

Hearing on HB 2424 - Authorizing a surcharge on certain sports events to fund the Kansas state sports hall of fame.

Audrey Dunkel, Legislative Research Department, explained that **HB 2424** would provide a funding stream for the Kansas Sports Hall of Fame by assessing a surcharge on the tickets sold at one athletic event each year at secondary and postsecondary educational institutions within the State.

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The fiscal note on **HB 2424** was distributed to the Committee (Attachment 1).

Chair Schwartz recognized Bill Moore, Board of Directors, Kansas Sports Hall of Fame, who provided testimony in support of **HB 2424** (Attachment 2). Responding to questions from the Committee, Mr. Moore stated that the Sports Hall of Fame has received approximately \$400,000 from the State since its inception about 40 years ago; first in Lawrence, then moved to Abilene and currently located in Wichita. It is estimated that they need approximately \$500,000 per year to operating expenses. Mr. Moore noted that the City of Wichita and Sedgwick County provided for the renovation of the building in Wichita in which the Sports Hall of Fame is now located.

The Chair recognized Ted Hayes, Executive Director, Kansas Sports Hall of Fame, who provided testimony in support of **HB 2424** (Attachment 3). Mr. Hayes stated it is important to establish a long-term funding mechanism in order to maintain the Kansas Sports Hall of Fame. The yearly attendance is approximately 18,000 with a varying admission rate. Donations received are mainly used for displays, galleries and outreach programs; however, it has been necessary recently to request the use of some of these funds for operating costs.

Chair Schwartz recognized Gary Musselman, Kansas State High School Activities Association, presented testimony in opposition to **HB 2424** (Attachment 4).

The hearing on HB 2424 was closed.

Representative Ballard, member of the Social Services Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Department of Social and Rehabilitation Services (SRS) for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008 (Attachment 5). The motion was seconded by Representative Bethell. Some members of the Committee expressed concern with the deletion of State General Fund funding for programs where there is a need for matching State dollars in order to receive matching federal dollars.

Representative Feuerborn made a substitute motion to delete Article "L" from Item No. 3 (\$800,000 to increase grants to Independent Living Centers) of the Budget Committee report and return the funding to the Governor's recommendation for the Department of Social and Rehabilitation Services for FY 2008. The motion was seconded by Representative Ballard. Motion failed on a 8-12 vote.

Representative Lane made a motion to delete t Article "i" from Item No. 3 (\$400,000 for a program to reduce tobacco sales to mainors and prevent loss of federal funding) of the Budget Committee report on the Department of Social and Rehabilitation Services for FY 2008. The motion was seconded by Representative Feuerborn. Motion failed.

The meeting was recessed at 11:00 a.m. and reconvened at 1:25 p.m.

Representative Ballard renewed the motion to adopt the Budget Committee recommendation on the Department of Social and Rehabilitation Services (SRS) for FY 2008. The motion was seconded by Representative Bethell. Motion carried.

Representative Wolf, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Adjutant General's Department for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 6). The motion was seconded by Representative Tafanelli.

With reference to Item No. 1, the Budget Committee stated that they chose to delete the funding from the State General Fund (SGF) for death benefits for National Guard members in anticipation that the 2007 Legislature could take action on **HB 2421** before Omnibus - legislation that would amend current law pertaining to the death benefit program for National Guard members.

Representative Feuerborn made a substitute motion to amend the Budget Committee report on the

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Adjutant General's Department for FY 2007 by deleting Item No. 1 and return funding as recommended by the Governor. The motion was seconded by Representative Gatewood. Motion carried.

Representative Wolf moved to adopt the Budget Committee recommendation on the Adjutant General's Department for FY 2007 as amended. The motion was seconded by Representative Tafanelli. Motion carried.

Representative Wolf, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Adjutant General's Department for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008 (Attachment 6). The motion was seconded by Representative Tafanelli. Motion carried.

Representative Wolf, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the State Fire Marshal for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007(Attachment 6). The motion was seconded by Representative Tafanelli. Motion carried.

Representative Wolf, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the State Fire Marshal for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008 (Attachment 6). The motion was seconded by Representative Williams. Motion carried.

Representative Holmes, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Kansas Highway Patrol for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 6). The motion was seconded by Representative Williams. Motion carried.

Representative Holmes, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Kansas Highway Patrol for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008 (Attachment 6). The motion was seconded by Representative Williams. Motion carried.

Representative Feuerborn moved to reconsider the Budget Committee's recommendation for the Kansas Highway Patrol (KHP) for FY 2007; amend Item No. 1 by removing the language "Delete \$168,248 from the KHP Operations Fund" ; add language to indicate that "no expenditure shall be made from the KHP Operations Fund for remodeling the West Wabaunsee Weigh Station"; and adopt the Budget Committee recommendation on the Kansas Highway Patrol for FY 2007 as amended. The motion was seconded by Representative Gatewood. Motion carried.

Representative Holmes, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Kansas Bureau of Investigation (KBI) for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 6). The motion was seconded by Representative Williams. Motion carried.

Representative Holmes, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Kansas Bureau of Investigation (KBI) for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008 (Attachment 6). The motion was seconded by Representative Williams. Motion carried.

Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Kansas Sentencing Commission for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 6). The motion was seconded by Representative Tafanelli. Motion carried.

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Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Kansas Sentencing Commission for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008 (Attachment 6). The motion was seconded by Representative Tafanelli.

Representative Tafanelli moved for a substitute motion to amend Item No. 4 by adding language to revisit Item No. 4 during Omnibus. The motion was seconded by Representative Williams. Motion carried.

Representative Williams moved to adopt the Budget Committee recommendation on the Kansas Sentencing Commission for FY 2008 as amended. The motion was seconded by Representative Holmes. Motion carried.

Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Kansas Parole Board for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007(Attachment 6). The motion was seconded by Representative Wolf. Motion carried.

Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Kansas Parole Board for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008 (Attachment 6). The motion was seconded by Representative Tafanelli. Motion carried.

Representative Tafanelli, Chair of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Board of Emergency Medical Services for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007(Attachment 6). The motion was seconded by Representative Wolf. Motion carried.

Representative Tafanelli, Chair of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's recommendation for the Board of Emergency Medical Services for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008(Attachment 6). The motion was seconded by Representative Holmes. Motion carried.

The meeting was adjourned at 2:35 p.m. The next meeting of the Committee will be held at 8:00 a.m. on February 21, 2007.

Sharon Schwartz, Chair