

MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS.

The meeting was called to order by Chairperson Steve Morris at 10:05 a.m. on March 16, 2001 in Room 123-S of the Capitol.

All members were present except: All Present

Committee staff present:

Alan Conroy, Chief Fiscal Analyst, Kansas Legislative Research Department
Debra Hollon, Kansas Legislative Research Department
Carolyn Rampey, Kansas Legislative Research Department
Stuart Little, Kansas Legislative Research Department
Paul West, Kansas Legislative Research Department
Audrey Nogle, Kansas Legislative Research Department
Robert Chapman, Kansas Legislative Research Department
Michael Corrigan, Assistant Revisor, Revisor of Statutes Office
Julie Weber, Administrative Assistant to the Chairman
Mary Shaw, Committee Secretary

Conferees appearing before the committee:

Dick Carter, Director for External Relations, Kansas Board of Regents
Patrick T. Lehman, on behalf of the Kansas Fire Services Alliance
Jason White, representing Kansas Emergency Medical Services Board
David Lake, Administrator, Board of Emergency Medical Services
R. E. "Tuck" Duncan, on behalf of Kansas Emergency Medical Services Association, the
Emergency Medical Technicians and American Medical Response

Others attending: See attached guest list

The Chairman turned the Committee's attention to review of the minutes of the meetings of January 18, and February 1, 2001. Senator Jordan moved, with a second by Senator Feleciano, to approve the minutes of January 18, and February 1, 2001. Motion carried by a voice vote.

Judicial Branch (Revisited)

Senator Feleciano moved, with a second by Senator Jackson, to reconsider the action taken the day before, March 15, 2001, on the Subcommittee budget report on the Judicial Branch. Motion carried by a voice vote.

Senator Feleciano moved, with a second by Senator Downey, to remove the Governor's pay plan regarding the Subcommittee budget report on the Judicial Branch. Motion carried by a voice vote.

Senator Feleciano moved, with a second by Senator Jackson, to adopt the Subcommittee report as amended on the Judicial Branch. Motion carried by a voice vote.

Subcommittee budget reports on:

Department of Corrections Systemwide (Attachment 1)

Senator Jackson reported that the Subcommittee concurs with the Governor's recommendation for FY 2001 with adjustments as listed in the Subcommittee budget report.

Senator Jackson reported that the Subcommittee concurs with the Governor's recommendation for FY 2002 with adjustments and comments as listed in the Subcommittee budget report.

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It was noted that on page 8, Item 5, line 3, the spelling of the word "nature" should be "natural".

Senator Adkins expressed concern regarding the level of funding for the Department of Corrections for supervision of out-of-state probationers in Kansas. Committee discussion followed with Charles E. Simmons, Secretary, Department of Corrections, regarding the Interstate Compact for Adult Offender Supervision. Senator Kerr agreed and thought it a good issue to be revisited at Omnibus.

El Dorado Correctional Facility (Attachment 2)

Senator Kerr reported that the Subcommittee concurred with the Governor's recommendation for FY 2001.

Senator Kerr reported that the Subcommittee concurred with the Governor's recommendation for FY 2002 with adjustment as listed in the Subcommittee budget report.

Senator Kerr mentioned that the Subcommittee dealt with almost all issues on a systemwide basis.

Norton Correctional Facility (Attachment 3)

Senator Kerr reported that the Subcommittee concurred with the Governor's recommendation for FY 2001.

Senator Kerr reported that the Subcommittee concurred with the Governor's recommendation for FY 2002 with adjustment as listed in the Subcommittee budget report.

Topeka Correctional Facility (Attachment 4)

Senator Kerr reported that the Subcommittee concurred with the Governor's recommendation for FY 2001.

Senator Kerr reported that the Subcommittee concurred with the Governor's recommendation for FY 2002 with adjustment as listed in the Subcommittee budget report.

Winfield Correctional Facility (Attachment 5)

Senator Kerr reported that the Subcommittee concurred with the Governor's recommendation for FY 2001.

Senator Kerr reported that the Subcommittee concurred with the Governor's recommendation for FY 2002 with comments as listed in the Subcommittee budget report.

Senator Kerr moved, with a second by Senator Jackson, to adopt the Subcommittee budget reports on the Department of Corrections Systemwide, El Dorado Correctional Facility, Topeka Correctional Facility and Winfield Correctional Facility. Motion carried by a voice vote.

Subcommittee budget reports on:

Ellsworth Correctional Facility (Attachment 6)

Senator Jordan reported that the Subcommittee concurred with the Governor's recommendation for FY 2001.

Senator Jordan reported that the Subcommittee concurred with the Governor's recommendation for FY 2002 with adjustment as listed in the Subcommittee budget report.

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Hutchinson Correctional Facility (Attachment 7)

Senator Jordan reported that the Subcommittee concurred with the Governor's recommendation for FY 2001.

Senator Jordan reported that the Subcommittee concurred with the Governor's recommendation for FY 2002 with adjustment as listed in the Subcommittee budget report.

Lansing Correctional Facility (Attachment 8)

Senator Jordan reported that the Subcommittee concurred with the Governor's recommendation for FY 2001.

Senator Jordan reported that the Subcommittee concurred with the Governor's recommendation for FY 2002 with adjustment as listed in the Subcommittee budget report.

Larned Correctional Mental Health Facility (Attachment 9)

Senator Jordan reported that the Subcommittee concurred with the Governor's recommendation for FY 2001.

Senator Jordan reported that the Subcommittee concurred with the Governor's recommendation for FY 2002 with adjustment as listed in the Subcommittee budget report.

Senator Jordan moved, with a second by Senator Jackson, to adopt the Subcommittee budget reports on the Ellsworth Correctional Facility, Hutchinson Correctional Facility, Lansing Correctional Facility, and Larned Correctional Mental Health Facility. Motion carried by a voice vote.

Copies of the Kansas Department of Corrections, Offender Programs Evaluation – Volume IV, Recapitulation: Summary of Outcomes were distributed by staff(Attachment 10).

Chairman Morris opened the public hearing on:

HB 2189--Public safety officers, educational benefits for dependents

Staff briefed the committee on the bill.

Chairman Morris welcomed Dick Carter, Jr., Director for External Relations, Kansas Board of Regents, who spoke in support of **HB 2189** (Attachment 11). Mr. Carter noted in his closing testimony that they do not anticipate a deluge of participants in the program should the bill be passed in its amended form; the Regents would request that the committee consider the potential budget implications that these changes could have and would request appropriate additional revenue to support the program.

Mr. Carter also distributed copies of the Kansas Board of Regents, Tuition and Fee Waiver, Dependents of Slain Public Safety Officers, FY 2001 (Attachment 12).

Chairman Morris welcomed Patrick T. Lehman on behalf of the Kansas Fire Service Alliance, who spoke in support of **HB 2189** (Attachment 13). Mr. Lehman noted that they request that the committee amend the bill to include dependents of volunteer firefighters in the eligibility specified by this legislation.

Chairman Morris welcomed Jason White, Kansas Emergency Medical Services Association, who spoke in support of **HB 2189** (Attachment 14). Mr. White mentioned that these types of programs provide assurance to EMS personnel that their community service will provide important benefits to their families if tragedy occurs.

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Chairman Morris welcomed David Lake, Administrator, Kansas Board of Emergency Medical Services, who spoke in support of **HB 2189** (Attachment 15). Mr. Lake mentioned that if an attendant dies or becomes permanently disabled in the performance of his job as an EMS attendant, **SB 2189** allows for the dependents to receive tuition to the state-supported colleges and universities.

Written testimony in support of **HB 2189** was received from R. E. "Tuck" Duncan, American Medical Response (Attachment 16).

The Chairman thanked the conferees for appearing before the committee. There being no further conferees to come before the committee, the Chairman closed the public hearing on **HB 2189**.

Senator Jackson moved, with a second by Senator Kerr, to remove the amendment the House added in regard to the injuries going beyond the original scope of the program on **HB 2189**. Motion carried by a voice vote.

Senator Adkins moved, with a second by Senator Downey, to pass **HB 2189** favorable as amended. Motion carried by a roll call vote.

Chairman Morris turned the Committee's attention to discussion of:

SB 304--Providing additional bonding authority to the secretary of transportation

Staff briefed the committee on the bill. Alan Conroy, Chief Fiscal Analyst, Kansas Legislative Research Department, explained that **SB 304** is the Governor's Pay Plan and the items in each of the two subcommittee reports that the Committee worked.

Senator Feleciano moved, with a second by Senator Jordan, to direct staff to make technical corrections to the bill and pass **SB 304** favorable as amended. Motion carried by a roll call vote.

SB 85--Compensation for certain nonjudicial employees, docket fees

Senator Adkins explained a proposed **Substitute for SB 85**. Committee questions and discussion followed.

Copies of the following information were distributed:

- Docket Fee Increases Contained in **Substitute For SB 85** (Attachment 17)
- Proposed Docket Fee Increases (Attachment 18)
- Response from Kathy Porter, Executive Assistant to the Judicial Administrator, Office of Judicial Administration, to Senator Paul Feleciano, Jr., dated March 16, 2001 (Attachment 19)
- Response from Jerry Sloan, Budget and Fiscal Officer, Office of Judicial Administration, to Senator David Adkins, dated March 16, 2001 (Attachment 20)

Senator Adkins moved, with a second by Senator Kerr, to report **Substitute for SB 85** favorably (Attachment 21). Motion carried by a roll call vote.

HB 2017--Establishing the Kansas postsecondary education savings expense fund

Staff briefed the committee on the bill.

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Senator Feleciano moved, with a second by Senator Schodorf, to pass **HB 2017** as favorable. Motion carried by a roll call vote.

Senator Salmans moved, with a second by Senator Huelskamp, for a **Substitute for HB 2017** as amended to create the Kansas Postsecondary Education Savings Program Expense Fund. Motion carried by a voice vote.

The meeting was adjourned at 11:50 a.m. The next meeting is scheduled for March 19, 2001.