

## MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chairman Melvin Neufeld at 9:00 A.M. on March 15, 2005, in Room 514-S of the Capitol.

All members were present except:

Representative J. Williams- excused

Committee staff present:

Alan Conroy, Legislative Research Department  
J. G. Scott, Legislative Research Department  
Reagan Cussimano, Legislative Research Department  
Michele Alishahi, Legislative Research Department  
Amy Deckard, Legislative Research Department  
Julian Efird, Legislative Research Department  
Leah Robinson, Legislative Research Department  
Jim Wilson, Revisor of Statutes  
Mike Corrigan, Revisor of Statutes  
Nikki Feuerborn, Administrative Analyst  
Shirley Jepson, Committee Secretary

Conferees appearing before the committee:

Representative Mario Goico  
Representative John Grange

Others attending:

See attached list.

- Attachment 1 Testimony on **SB 225** by Representative Mario Goico
- Attachment 2 Testimony on **SB 225** by Representative John Grange
- Attachment 3 Amendment on **SB 225** for claim by Troy G. Stites
- Attachment 4 Amendment on **SB 225** for claim by Melissa Vinson
- Attachment 5 Amendment on **SB 225** for claim by Lopp Oil Co., Inc.
- Attachment 6 Information on Hanschu claim
- Attachment 7 Budget Committee Recommendation on **HB 2228**
- Attachment 8 Budget Committee Recommendation on **HB 2226**
- Attachment 9 Proposed Substitute for **HB 2226**
- Attachment 10 Information on Kansas Policy Conference on Offender Reentry

### Hearing on SB 225 - Claims against the state.

Amy Deckard, Legislative Research Department, explain that **SB 225** addresses the claims against the state as heard during the interim by the Joint Committee on Claims Against the State. The bill presented by the Joint Committee recommends a total of \$260,786 of which \$111,721 are State General Fund (SGF) dollars. Several amendments by the Senate, recommends additional payments totaling \$229,055, for a grand total of \$489,841 which includes \$111,721 from operating accounts of the State General Fund (SGF), and \$378,120 from other sources.

Representative Mario Goico presented testimony to amend **SB 225** and allow for a payment to be re-issued to Troy Stites for a 1996 tax refund check dated May 7, 1997, in the amount of \$542.00 (Attachment 1).

Amy Deckard explained that the Joint Committee on Claims Against the State is prohibited from hearing claims that are more than five years old. Because the Stites' claim was beyond this time frame, it was not considered by the Interim Committee. Ms. Deckard stated that the Division of Accounts and Reports has verified that the check was written and was never cashed.

Representative John Grange presented testimony to amend **SB225** and allow a payment of \$1,588.25 to Melissa Vinson from El Dorado, for legal fees and a filing fee incurred because of an error by the Department

CONTINUATION SHEET

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of Revenue (Attachment 2).

Chair Neufeld closed the hearing on **SB 225** was closed.

Representative Feuerborn moved to amend **SB 225** by recommending payment of the claim from Tony Sites in the amount of \$542 (Attachment 3). The motion was seconded by Representative Sawyer. Motion carried.

Representative Landwehr moved to amend **SB 225** by recommending payment of the claim from Melissa Vinson in the amount of \$1,588.28 (Attachment 4). The motion was seconded by Representative Schwab. Motion carried.

Representative Gatewood moved to amend **SB 225** by recommending payment of a claim from Lopp Oil Co., Inc. in the amount of \$774.80 for lost fuel (Attachment 5). The motion was seconded by Representative Lane. Motion carried.

Representative Weber moved to amend **SB 225** by recommending payment of a claim from Lyle Hanschu in the amount of \$5,000 for action taken by the Kansas Animal Health Department with payment to be made from funds of the Kansas Animal Health Department (Attachment 6). The motion was seconded by Representative Powell. Motion carried.

With regard to the status of the Hanschu claim, Amy Deckard, Legislative Research Department, indicated that the claim was recommended for payment by the Joint Committee on Claims Against the State on December 5, 2002; however, was not approved by the 2003 Legislature. The claim was not re-filed before the Joint Committee on Claims Against the State.

Representative Feuerborn moved to strike Senate amendments to **SB 225** on Page 14, Line 19 through Page 15, Line 11. The motion was seconded by Representative Landwehr. Motion carried.

Representative Landwehr moved to allow technical corrections to **SB 225** and to recommend **SB 225** favorable for passage as amended. The motion was seconded by Representative Feuerborn . Motion carried.

**Discussion and Action on HB 2228 - Kansas use law procedures, establishing the state use law committee.**

Leah Robinson, Legislative Research Department, explained that **HB 2228** amends statutes regarding the state use law, including the catalog of products and services manufactured by Kansans who are blind or severely disabled.

Representative Pottorff, Chair of the General Government and Commerce Budget Committee, presented the Budget Committee recommendation on **HB 2228** and moved for the adoption of the Budget Committee report on **HB 2228** (Attachment 7). The motion was seconded by Representative Lane.

The Committee voiced concern about what the bill actually changed in current statute. Because of this concern, Chair Neufeld requested the Revisor of Statutes to draft a balloon incorporating the Budget Committee amendments for the full Committee's consideration. Action on **HB 2228** was deferred until the balloon is available.

**Discussion and Action on HB 2226 - Prescribing certain procedures for acquisition of land by the Department of Wildlife and Parks.**

Representative Schwartz, Chair of the Agriculture and Natural Resources Budget Committee, presented the Budget Committee recommendation on **HB 2226** and moved for the adoption of the Budget Committee report to recommend **HB 2226** favorable for passage as amended (Attachment 8). The motion was seconded by Representative Powell. Motion carried.

A copy of the proposed substitute for HB 2226 was distributed to the Committee (Attachment 9).

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**HB 2251** and **HB 2075** were referred to the Retirement Subcommittee.

**HB 2521** and **HB 2487** were referred to the General Government and Commerce Budget Committee.

**HB 2348** was referred to the Revenue, Judicial, Transportation and Retirement Budget Committee.

Information on the Kansas Policy Conference on Offender Reentry to be held in Wichita on April 18<sup>th</sup> was distributed to the Committee (Attachment 10).

The meeting was adjourned at 10:30 a.m. The next meeting will be held at 9:00 a.m. on March 16, 2005.

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Melvin Neufeld, Chair