

Approved: May 7, 2008
Date

MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairman Dwayne Umbarger at 10:35 A.M. on March 10, 2008, in Room 123-S of the Capitol.

All members were present except:

Senator Jay Emler - excused
Senator Greta Goodwin - excused
Senator Steve Morris - excused

Committee staff present:

Jill Wolters, Senior Assistant, Revisor of Statutes
Kristen Clarke Kellems, Assistant Revisor of Statutes
Bruce Kinzie, Senior Assistant, Revisor of Statutes
Kimbra Caywood McCarthy, Kansas Legislative Research Department
Amy Deckard, Kansas Legislative Research Department
Audrey Dunkel, Kansas Legislative Research Department
Julian Efird, Kansas Legislative Research Department
Cody Gorges, Kansas Legislative Research Department
Heather O'Hara, Kansas Legislative Research Department
J. G. Scott, Kansas Legislative Research Department
Michael Steiner, Kansas Legislative Research Department
Jarod Waltner, Kansas Legislative Research Department
Melinda Gaul, Chief of Staff, Senate Ways & Means
Mary Shaw, Committee Assistant

Conferees appearing before the committee:

Senator Les Donovan
Tom Whitaker, Executive Director, Kansas Motor Carriers Association
Pat Hurley, Executive Director, Economic Lifelines
Terry Heidner, Legislative Liaison, Kansas Department of Transportation
Carol Foreman, Deputy Secretary, Kansas Department of Administration and Chair of the Capitol Area Plaza Authority
Bill Bunten, Mayor, City of Topeka

Others attending:

See attached list.

Copies of the Kansas Legislative Research Department Budget Analysis Report for FY 2008 and FY 2009 were available to the committee.

Subcommittee reports on:

Juvenile Justice Authority (Attachment 1)

Subcommittee Chairman Jay Emler reported that the subcommittee on the Juvenile Justice Authority concurs with the Governor's recommendation in FY 2008 and concurs with the Governor's FY 2009 recommendation with adjustments and notations.

Senator Emler moved, with a second by Senator Teichman, to amend the subcommittee budget report on the Juvenile Justice Authority in FY 2009 and review the vehicles at Omnibus. Motion carried on a voice vote.

Senator Emler moved, with a second by Senator Taddiken, to adopt the subcommittee budget report on the Juvenile Justice Authority in FY 2008 and FY 2009 as amended. Motion carried on a voice vote.

Atchison Juvenile Correctional Facility

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:35 A.M. on March 10, 2008, in Room 123-S of the Capitol.

Subcommittee Chairman Jay Emler reported that the subcommittee on the Atchison Juvenile Correctional Facility concurs with the Governor's recommendation in FY 2008 and concurs with the Governor's FY 2009 recommendations with adjustment.

Senator Emler moved, with a second by Senator Taddiken, to adopt the subcommittee budget report on the Atchison Juvenile Correctional Facility in FY 2008 and FY 2009. Motion carried on a voice vote.

Beloit Juvenile Correctional Facility

Subcommittee Chairman Jay Emler reported that the subcommittee on the Beloit Juvenile Correctional Facility concurs with the Governor's recommendation in FY 2008 and concurs with the Governor's FY 2009 recommendation with adjustment.

Senator Emler moved, with a second by Senator Schodorf, to adopt the subcommittee budget report on the Beloit Juvenile Correctional Facility in FY 2008 and FY 2009. Motion carried on a voice vote.

Kansas Juvenile Correctional Complex

Senator Emler reported that the subcommittee on the Kansas Juvenile Correctional Complex concurs with the Governor's recommendation in FY 2008 and concurs with the Governor's FY 2009 recommendation with adjustments.

Senator Emler moved, with a second by Senator V. Schmidt, to amend the subcommittee budget report on the Kansas Juvenile Correctional Complex in FY 2009 and review the vehicles at Omnibus. Motion carried on a voice vote.

Senator Emler moved, with a second by Senator Teichman, to adopt the subcommittee budget report on the Kansas Juvenile Correctional Complex in FY 2008 and FY 2009 as amended. Motion carried on a voice vote.

Larned Juvenile Correctional Facility

Subcommittee Chairman Jay Emler reported that the subcommittee on the Larned Juvenile Correctional Facility concurs with the Governor's recommendation in FY 2008 and concurs with the Governor's FY 2009 recommendation with adjustment.

Senator Emler moved, with a second by Senator V. Schmidt, to adopt the subcommittee budget report on the Larned Juvenile Correctional Facility in FY 2008 and FY 2009. Motion carried on a voice vote.

Governmental Ethics Commission (Attachment 2)

Subcommittee Chairwoman Carolyn McGinn reported that the subcommittee on the Governmental Ethics Commission concurs with the Governor's recommendation in FY 2008 and concurs with the Governor's FY 2009 recommendation with adjustment.

Senator McGinn moved, with a second by Senator Emler, to adopt the subcommittee budget report on the Governmental Ethics Commission in FY 2008 and FY 2009. Motion carried on voice vote.

Human Rights Commission

Subcommittee Chairwoman Carolyn McGinn reported that the subcommittee on the Human Rights Commission concurs with the Governor's recommendation in FY 2008 and concurs with the Governor's FY 2009 recommendation with adjustment.

Senator Kelly moved, with a second by Senator Emler, to adopt the subcommittee budget report on the Human Rights Commission in FY 2008 and FY 2009. Motion carried on voice vote.

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:35 A.M. on March 10, 2008, in Room 123-S of the Capitol.

The Chairman opened the public hearing on:

SB 670–Establishing the joint committee on the 2010 comprehensive transportation plan

Bruce Kinzie, Revisor of Statutes Office, briefed the committee on the bill (Attachment 3)

Senator Les Donovan testified in support of **SB 670** (no written testimony was submitted). Senator Donovan explained that Kansas highways were in decrepit shape in the mid 1980's when the first highway plan was approved. He noted that the 1999 plan also added improvements with the bridges, rails, airports and highways. Senator Donovan urged the need to look at another plan soon and it cannot be put on hold until the election when possible new members would be on committees the end of the year. The infrastructure of the state highways are very important. Senator Donovan supports the program and getting it in place to move forward with a new highway plan soon.

Tom Whitaker, Executive Director, Kansas Motor Carriers Association, spoke in support of **SB 670** (Attachment 4). Mr. Whitaker requested an amendment to the bill on page 2, line 17, to add the word “trucking” to the bill.

Pat Hurley, Executive Director, Economic Lifelines, testified as a proponent on **SB 670** (Attachment 5). Mr. Hurley explained that the timelines and controls built into the bill can prevent premature discussion of a new transportation and its funding sources from becoming a political situation during the upcoming election cycle. Economic Lifelines supports the bill and strongly cautioned against any significant changes in its elements unless choosing to delay the creation of the committee to a later date because in the end a new program will only be successful if enacted if the Legislature is as free from unnecessary political pressure as possible.

Terry Heidner, Legislative Liaison, Kansas Department of Transportation, testified as a neutral position on **SB 670** (Attachment 6). Mr. Heidner mentioned that KDOT has just completed the development of the Long Range Transportation Plan (LRTP) for Kansas. This process identified extensive transportation needs today and into the future. Mr. Heidner explained that absent a new state funding program, the ensuing years will see a significantly reduce transportation construction program, and complicating that is the prospect of flat or decreasing federal transportation funding.

The Chairman closed the public hearing on **SB 670**. The Chairman asked that the interested parties meet with the Revisor to discuss possible amendments.

The Chairman opened the public hearing on:

SCR 1620–Requesting Capitol Area Plaza Authority to develop plan for improving area surrounding Capitol

Jill Wolters, Revisor of Statutes Office, briefed the committee on the bill (Attachment7).

Carol Foreman, Deputy Secretary, Kansas Department of Administration, and Chair of the Capitol Area Plaza Authority, testified in support of **SCR 1620** (Attachment 8). Ms. Foreman explained that updating the master plan is of particular importance at this time not only due to the extensive renovation of the Statehouse, but also as long-term decisions are made regarding the future of the Docking State Office Building, Dillon House and Landon State Office Building. The Department of Administration estimates the cost to implement the resolution would be \$250,000.

Bill Bunten, Mayor, City of Topeka, spoke in support of the **SCR 1620** (Attachment 9). Mayor Bunten mentioned that he had a conversation with Senate President Steve Morris where they visited about renovation of the State Capital and how, when it is completed in 2011, the Capitol area would be a major attraction for Kansas. He also noted that Topeka has initiated an annual neighborhood cleanup program where through a public/private cooperative effort, low and moderate income neighborhoods are cleaned up each spring. The resolution calls for a plan to be developed by the Capitol Area Plaza Authority and presented to the Topeka City Council and the Legislature for their consideration. Mayor Bunten mentioned that the City Council of Topeka is supportive of the resolution.

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:35 A.M. on March 10, 2008, in Room 123-S of the Capitol.

The Chairman closed the public hearing on **SCR 1620**.

Chairman Umbarger turned the committee's attention to discussion of:

SB 524—Secretary of corrections authorized to expend funds collected from inmates for crime victims assistance, inmate services and supervision and management of offenders

Staff provided a briefing on the bill and explained a balloon amendment (Attachment 10).

Senator Wysong moved, with a second by Senator Emler, to adopt the balloon amendment and recommend **SB 524** favorable for passage as amended. Motion carried on a roll call vote.

The meeting adjourned at 12:00 p.m. The next meeting was scheduled for March 11, 2008.