

## Senate Subcommittee Report

**Agency:** Kansas Highway Patrol

**Bill No.** SB 444

**Bill Sec.** 53

**Analyst:** Leopold

**Analysis Pg. No.** Vol. 2, p. 1423

**Budget Page No.** 430

| Expenditure Summary     | Agency<br>Estimate<br>FY 2022 | Governor<br>Recommendation<br>FY 2022 | Senate<br>Subcommittee<br>Adjustments |
|-------------------------|-------------------------------|---------------------------------------|---------------------------------------|
| Operating Expenditures: |                               |                                       |                                       |
| State General Fund      | \$ -                          | \$ 18,100,000                         | \$ 0                                  |
| Federal Funds           | 13,222,892                    | 13,222,892                            | 0                                     |
| Other Funds             | 87,347,598                    | 87,347,598                            | 0                                     |
| <i>Subtotal</i>         | \$ 100,570,490                | \$ 118,670,490                        | \$ 0                                  |
| Capital Improvements:   |                               |                                       |                                       |
| State General Fund      | \$ 0                          | \$ 0                                  | \$ 0                                  |
| Federal Funds           | 0                             | 0                                     | 0                                     |
| Other Funds             | 1,410,942                     | 1,410,942                             | 0                                     |
| <i>Subtotal</i>         | \$ 1,410,942                  | \$ 1,410,942                          | \$ 0                                  |
| <b>TOTAL</b>            | <b>\$ 101,981,432</b>         | <b>\$ 120,081,432</b>                 | <b>\$ 0</b>                           |
| FTE positions           | 880.0                         | 880.0                                 | 0.0                                   |

### Agency Estimate

The **agency** requests an FY 2022 revised estimate of \$102.0 million, all from special revenue funds, for total agency expenditures. This is a decrease of \$326,668, or 0.3 percent, below the FY 2022 approved amount. The decrease is largely due to the agency's revised request for capital improvement expenditures being \$462,256 below the amount included in the FY 2021 approved budget. This was partially offset by an additional \$135,588 in COVID-19 relief transactions that were not included in the approved amount. The FY 2022 revised estimate is composed of \$100.7 million of operating expenditures and \$1.4 million of capital improvement expenditures. The FY 2022 revised estimate includes 880.0 FTE positions, which is no change from the approved number.

### Governor's Recommendation

The **Governor** recommends expenditures totaling \$120.1 million, including \$18.1 million SGF, in FY 2022. This is an increase of \$18.1 million, or 17.7 percent, all SGF, above the agency's FY 2022 revised estimate. The increase is due to recommending the agency's FY 2023 enhancement request for law enforcement aircraft replacement in FY 2022. The Governor also recommends funding this request with SGF moneys rather than through the KHP Operations Fund as was included in the agency's enhancement request. The Governor concurs with the agency's FY 2022 revised estimate for capital improvements expenditures.

Significant items in the Governor's recommendation include the following:

- **REPLACEMENT AND UPGRADE OF LAW ENFORCEMENT AIRCRAFT ASSETS.**  
The Governor recommends \$18.1 million, all SGF, for the purchase of two new helicopters, one multipurpose single-engine airplane, and the upgrade of FLIR (Forward-Looking Infrared Radar) on the 2012 Cessna 206 aircraft (\$800,000) in FY 2022.

#### **Senate Subcommittee Recommendation**

The **Subcommittee** concurs with the Governor's recommendation in FY 2022 with the following adjustment:

1. The Subcommittee requests the Senate Committee on Ways and Means review the agency's enhancement request for aircraft replacement and upgrade and the funding source of the request.

#### **Senate Committee Recommendation**

The **Committee** concurs with the Subcommittee's recommendation with the following adjustments:

1. Delete \$18.1 million, all SGF, to no longer fund the agency's enhancement request for aircraft with SGF in FY 2022.
2. Add \$11.2 million from the Aircraft Fund and transfer \$11.2 million from the State Highway Fund to the Aircraft Fund, to fund the purchase of one new helicopter with FLIR (\$6.3 million) and one new C208 Cessna caravan with FLIR (\$5.7 million) in FY 2022. This amount includes an anticipated proceeds of \$850,000 from the sale of the 2005 Bell 407 helicopter and the 1978 Cessna R182 aircraft in FY 2022 to be put toward the cost of the new aircraft.

#### **Senate Committee of the Whole Recommendation (Sub. for SB 444)**

The **Committee of the Whole** concurs with the Committee's recommendation in FY 2022.

**House Budget Committee Report**

**Agency:** Kansas Highway Patrol

**Bill No.** HB 2592

**Bill Sec.** 53

**Analyst:** Leopold

**Analysis Pg. No.** Vol. 2, p. 1423

**Budget Page No.** 430

| Expenditure Summary     | Agency<br>Estimate<br>FY 2022 | Governor<br>Recommendation<br>FY 2022 | House Budget<br>Committee<br>Adjustments |
|-------------------------|-------------------------------|---------------------------------------|--|
| Operating Expenditures: |                               |                                       |  |
| State General Fund      | \$ -                          | \$ 18,100,000                         | \$ (18,100,000)                          |
| Federal Funds           | 13,222,892                    | 13,222,892                            | 0  |
| Other Funds             | 87,347,598                    | 87,347,598                            | 0  |
| <i>Subtotal</i>         | <u>\$ 100,570,490</u>         | <u>\$ 118,670,490</u>                 | <u>\$ (18,100,000)</u>                   |
| Capital Improvements:   |                               |                                       |  |
| State General Fund      | \$ 0                          | \$ 0                                  | \$ 0                                     |
| Federal Funds           | 0                             | 0                                     | 0  |
| Other Funds             | 1,410,942                     | 1,410,942                             | 0  |
| <i>Subtotal</i>         | <u>\$ 1,410,942</u>           | <u>\$ 1,410,942</u>                   | <u>\$ 0</u>                              |
| <b>TOTAL</b>            | <u><b>\$ 101,981,432</b></u>  | <u><b>\$ 120,081,432</b></u>          | <u><b>\$ (18,100,000)</b></u>            |
| FTE positions           | 880.0                         | 880.0                                 | 0.0                                      |

**Agency Estimate**

The **agency** requests an FY 2022 revised estimate of \$102.0 million, all from special revenue funds, for total agency expenditures. This is a decrease of \$326,668, or 0.3 percent, below the FY 2022 approved amount. The decrease is largely due to the agency's revised request for capital improvement expenditures being \$462,256 below the amount included in the FY 2021 approved budget. This was partially offset by an additional \$135,588 in COVID-19 relief transactions that were not included in the approved amount. The FY 2022 revised estimate is composed of \$100.7 million of operating expenditures and \$1.4 million of capital improvement expenditures. The FY 2022 revised estimate includes 880.0 FTE positions, which is no change from the approved number.

**Governor's Recommendation**

The **Governor** recommends expenditures totaling \$120.1 million, including \$18.1 million SGF, in FY 2022. This is an increase of \$18.1 million, or 17.7 percent, all SGF, above the agency's FY 2022 revised estimate. The increase is due to recommending the agency's FY 2023 enhancement request for law enforcement aircraft replacement in FY 2022. The Governor

also recommends funding this request with SGF moneys rather than through the KHP Operations Fund as was included in the agency's enhancement request. The Governor concurs with the agency's FY 2022 revised estimate for capital improvements expenditures.

Significant items in the Governor's recommendation include the following:

- **REPLACEMENT AND UPGRADE OF LAW ENFORCEMENT AIRCRAFT ASSETS.**  
The Governor recommends \$18.1 million, all SGF, for the purchase of two new helicopters, one multipurpose single-engine airplane, and the upgrade of FLIR (Forward-Looking Infrared Radar) on the 2012 Cessna 206 aircraft (\$800,000) in FY 2022.

### **House Budget Committee Recommendation**

The **Budget Committee** concurs with the Governor's recommendation in FY 2022 with the following adjustments:

1. Delete \$18.1 million, all SGF, for aircraft replacement and upgrade for FY 2022 pending outcome of the agency's request for \$18.1 million from the American Rescue Plan Act (ARPA) Fund through the SPARK Executive Committee. If the agency is not granted funds through SPARK to fund aircraft replacement and upgrade, the committee recommends adding this funding at Omnibus, using SGF to fund the aircraft purchase.
2. The Committee supports the agency's request of \$22.9 million from the American Rescue Plan Act Fund through the appropriate SPARK Advisory Panel for Statewide Interoperability Communication System Enhancement (\$17.9 million) and Capital Improvements to the Law Enforcement Training Academy (\$5.0 million) for FY 2022. These funds are not included in the Governor's recommended budget.
3. The Committee notes that the agency has requested \$9.0 million from the American Rescue Plan Act Fund through the SPARK Executive Committee for a new executive aircraft.

### **House Committee Recommendation**

The **Committee** concurs with the Budget Committee's recommendation in FY 2022.

### **House Committee of the Whole Recommendation (House Sub. for Sub. for SB 267)**

The **Committee of the Whole** concurs with the Committee's recommendation in FY 2022.

### **Conference Committee Recommendation (H Sub. for Sub. for SB 267)**

The **Conference Committee** concurs with the Governor's recommendation for FY 2022 with the following adjustments:

1. Lapse \$18.1 million SGF to no longer fund the agency's enhancement request for aircraft with SGF in FY 2022.
2. Add \$11.2 million and increase the transfer from the State Highway Fund to the Aircraft Fund by the same amount to purchase one new helicopter with forward-looking infrared

(FLIR) (\$6.3 million) and one new C208 Cessna caravan with FLIR (\$5.7 million) in FY 2022.

3. Add \$9.0 million and increase the transfer from the State Highway Fund and add language authorizing the agency to expend up to \$9.0 million, all from special revenue funds, and increase the transfer from the State Highway Fund for the same amount in FY 2022 for the lease, lease-purchase, or purchase of a new or used executive aircraft should allocations from the SPARK funds not be available. Add language requiring the agency to sell the current King Air 350 by or before the delivery date of the new executive aircraft. The Committee noted a preference that the aircraft be made in Kansas.

**Omnibus Action (HB 2510)**

1. Add \$1.6 million, all from the State Highway Fund, in FY 2022 to purchase two additional forward-looking infrared radars (FLIRs).

|                              | Governor's<br>Recommendation<br>FY 2022 | Legislative<br>Action | Legislative<br>Approved<br>FY 2022 | Governor's<br>Vetoed<br>FY 2022 | Final<br>Legislative<br>Approved<br>FY 2022 |
|------------------------------|---|-----------------------|------------------------------------|---------------------------------|---|
| <b>All Funds</b>             |   |                       |                                    |                                 |   |
| State Operations             | \$ 114,830,943                          | \$ 3,700,000          | \$ 118,530,943                     | \$ 0                            | \$ 118,530,943                              |
| Aid to Local Units           | 3,839,547                               | 0                     | 3,839,547                          | 0                               | 3,839,547                                   |
| Other Assistance             | 0                                       | 0                     | 0                                  | 0                               | 0   |
| <i>Subtotal - Operations</i> | <i>\$ 118,670,490</i>                   | <i>\$ 3,700,000</i>   | <i>\$ 122,370,490</i>              | <i>\$ 0</i>                     | <i>\$ 122,370,490</i>                       |
| Capital Improvements         | 1,410,942                               | 0                     | 1,410,942                          | 0                               | 1,410,942                                   |
| <b>TOTAL</b>                 | <b>\$ 120,081,432</b>                   | <b>\$ 3,700,000</b>   | <b>\$ 123,781,432</b>              | <b>\$ 0</b>                     | <b>\$ 123,781,432</b>                       |

**State General Fund**

|                             |                      |                        |             |             |             |
|-----------------------------|----------------------|------------------------|-------------|-------------|-------------|
| State Operations            | \$ 18,100,000        | \$ (18,100,000)        | \$ 0        | \$ 0        | \$ 0        |
| Aid to Local Units          | 0                    | 0                      | 0           | 0           | 0           |
| Other Assistance            | 0                    | 0                      | 0           | 0           | 0           |
| <i>Subtotal - Operating</i> | <i>\$ 18,100,000</i> | <i>\$ (18,100,000)</i> | <i>\$ 0</i> | <i>\$ 0</i> | <i>\$ 0</i> |
| Capital Improvements        | 0                    | 0                      | 0           | 0           | 0           |
| <b>TOTAL</b>                | <b>\$ 18,100,000</b> | <b>\$ (18,100,000)</b> | <b>\$ 0</b> | <b>\$ 0</b> | <b>\$ 0</b> |

|               |       |     |       |     |       |
|---------------|-------|-----|-------|-----|-------|
| FTE Positions | 880.0 | 0.0 | 880.0 | 0.0 | 880.0 |
|---------------|-------|-----|-------|-----|-------|