

Approved: May 10, 2005
Date

MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairman Dwayne Umbarger at 11:15 A.M. on February 23, 2005 in Room 123-S of the Capitol.

All members were present except:

Senator Chris Steineger- excused
Senator David Wysong- excused

Committee staff present:

Norman Furse, Revisor of Statutes
Alan Conroy, Director, Kansas Legislative Research Department
J. G. Scott, Kansas Legislative Research Department
Leah Robinson, Kansas Legislative Research Department
Julian Efird, Kansas Legislative Research Department
Susan Kannarr, Kansas Legislative Research Department
Matt Spurgin, Kansas Legislative Research Department
Amy VanHouse, Kansas Legislative Research Department
Robert Waller, Kansas Legislative Research Department
Judy Bromich, Administrative Analyst
Mary Shaw, Committee Secretary

Conferees appearing before the committee:

Bill Acree, Executive Director, Helping Hands Humane Society
James Frazier, on behalf of Denise Everhart, Commissioner, Juvenile Justice Authority
Mark Stock, Real Estate Officer, Division of Facilities Management, Kansas Department of Administration

Others attending:

See attached list.

Bill Introductions

Senator Barone moved, with a second by Senator Kelly, to introduce an act concerning income taxation; relating to credits; renewable energy facilities and community wind energy facilities (5rs1043). Motion carried on a voice vote.

Information regarding the Local Government Outdoor Recreation Grant Program (LGORP) that was requested by the committee during the hearing the day before on **SB 87** (Attachment 1).

Copies of the Kansas Legislative Research Department Budget Analysis Report for FY 2005 and FY 2006 were available to the committee.

Subcommittee budget reports on:

Kansas Department of Transportation (Attachment 2)

Subcommittee Chairman Dwayne Umbarger reported that the subcommittee on the Kansas Department of Transportation concurs with the Governor's recommendation in FY 2005 and concurs with the Governor's FY 2006 recommendations with adjustments and observations.

Senator Teichman moved, with a second by Senator Barone, to adopt the subcommittee budget report on the Kansas Department of Transportation in FY 2005 and FY 2006. Motion carried on a voice vote.

State Conservation Commission

Kansas Water Office (Attachment 3)

Subcommittee Chairwoman Carolyn McGinn reported that the subcommittee on the State Conservation Commission concurs with the Governor's recommendation in FY 2005 and concurs with the Governor's FY

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on February 23, 2005 in Room 123-S of the Capitol.

2006 recommendations with adjustments and comments.

Senator Morris moved to amend the Subcommittee budget report on the State Conservation Commission regarding Item No. 5 in FY 2006, with a second by Senator Barone, to add \$1,310,000 from the State Water Plan Fund for the Irrigation Transition Assistance Program. Motion carried on a voice vote.

Subcommittee Chairwoman Carolyn McGinn reported that the subcommittee on the Kansas Water Office concurs with the Governor's recommendation in FY 2005 with comment and concurs with the Governor's FY 2006 recommendations with adjustments and comments.

Kansas Department of Wildlife and Parks (Attachment 4)

Subcommittee Chairwoman Carolyn McGinn reported that the subcommittee on the Kansas Department of Wildlife and Parks concurs with the Governor's recommendation in FY 2005 with adjustments and observations and concurs with the Governor's FY 2006 recommendations with adjustments and observations.

Senator McGinn moved, with a second by Senator Betts, to adopt the subcommittee budget report on the Kansas Department of Wildlife and Parks, Kansas Water Office, and as amended, the State Conservation Commission in FY 2005 and FY 2006. Motion carried on a voice vote.

Chairman Umbarger opened the public hearing on:

SB 266--Transfer of property by the department of administration to the Helping Hands Humane Society

Staff briefed the committee on the bill.

The Chairman welcomed the following conferees:

Bill Acree, Executive Director, Helping Hands Humane Society (HHHS), who testified in support of **SB 266** (Attachment 5). Mr. Acree explained that the HHHS would like to acquire 4.9 acres of ground adjacent to the west boundary of the current property for the addition of a large storage building and park setting for the shelter. He noted that the access to the additional property would be through the HHHS property only and the ground is the east boundary of ground that is currently not used but is state owned and occupied by the Juvenile Justice Authority. SB 266 allows for conveyance of this parcel of ground to HHHS.

James Frazier, on behalf of Denise Everhart, Commissioner, Juvenile Justice Authority, testified in support of the bill (Attachment 6). Mr. Frazier mentioned that the description of the use of the property as proposed by the Helping Hands Humane Society does not present to the Juvenile Justice Authority a significant cause for concern for potential operational problems as the result of the proposed development.

Mark Stock, Real Estate Officer, Division of Facilities Management, Kansas Department of Administration, provided testimony in support of **SB 266** (Attachment 7). Mr. Stock explained that the Department is pleased to support the donation of land as outlined in the bill. He submitted three technical changes as described in his written testimony and he offered a balloon amendment that clarifies that all costs associated with the conveyance of the land are at the expense of the Helping Hands Humane Society, including technical changes.

Senator Schmidt moved, with a second by Senator Kelly, to amend **SB 266** to adopt the balloon amendment proposed by Mr. Stock that clarifies that all costs associated with the conveyance of land are at the expense of the Helping Hands Humane Society, including technical amendments (Attachment 8). Motion carried on a voice vote.

Senator Betts moved, with a second by Senator Kelly, to recommend **SB 266** favorable for passage as amended. Motion carried on a roll call vote.

The meeting adjourned at 12:05 p.m. The next meeting is scheduled for February 24, 2005.