

MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS.

The meeting was called to order by Chairperson Stephen Morris at 10:35 a.m. on February 7, 2002 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
Deb Hollon, Kansas Legislative Research Department
Martha Dorsey, Kansas Legislative Research Department
Carolyn Rampey, Kansas Legislative Research Department
Audrey Nogle, Kansas Legislative Research Department
Michael Corrigan, Assistant Revisor of Statutes
Judy Bromich, Assistant to the Chairman
Mary Shaw, Committee Secretary

Conferees appearing before the committee:

Kay McFarland, Chief Justice, Supreme Court of Kansas

Others attending: See attached list

Bill Introductions

Senator Feleciano moved, with a second by Senator Jackson, to introduce a bill relating to insurance; providing coverage for expenses of clinical trials (1rs1978). Motion carried on a voice vote.

Senator Huelskamp moved, with a second by Senator Jackson, to introduce a concurrent resolution to use the language found in HCR 5030, urging the United States Congress to enact legislation mandating country of origin labelling for meat and requiring certain import standards on foreign meat products. Motion carried on a voice vote.

Subcommittee report on:

Department on Aging (Attachment 1)

Subcommittee Chairman Adkins reported that the Subcommittee concurs with the Governor's recommendation for FY 2002 with comments as listed in the subcommittee budget report.

Subcommittee Chairman Adkins reported that the Subcommittee concurs with the Governor's recommendation for FY 2003 with submissions for Committee consideration as listed in the subcommittee budget report.

Senator Adkins explained that it had come to the attention of the Subcommittee, from representatives of the Kansas Association of Centers for Independent Living, subsequent to the Subcommittee's reaching its Subcommittee report, that there was an oversight in the budget that should be noted in the Subcommittee report. The Senator explained that there are a number of Kansans who are disabled and are on a PD Waiver when they turn 65 years of age and normally they transfer to the Department on Aging for an FE Waiver. Often this creates difficulties in that transition that are unnecessary, given the fact that both the Department on Aging and the Department on Social and Rehabilitation Services, in the meetings, determined that the difference in the cost of the relative waivers is not significant. Therefore, the disruption in peoples lives can be avoided simply by allowing people to stay on the PD Waiver when they turn 65, but that would require a shift of funding. It is believed that about 80 people would be impacted in this next budget year, and although there was significant work by Department of Social and Rehabilitation Services and the Department of Aging in working on this transition issue, the Department of Aging budget as submitted by the Governor took the 80 people out of the funding that otherwise would have been needed to fund these people coming on to the FE Waiver. Senator Adkins noted that the Department of

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Social and Rehabilitation Services budget from the Governor has not included the additional money for these 80 people that would remain on the PD waiver.

Senator Adkins moved, with a second by Senator Jackson, to amend the Subcommittee report to indicate anticipation of a Governor's Budget Amendment to resolve that issue as explained above and that it is clear that the intent of the Department of Social and Rehabilitation Services and the Department on Aging was to shift the funding and allow the people to remain on the SRS waiver, but that was not effectuated in both agencies' budget. Motion carried on a voice vote.

Senator Adkins moved, with a second by Senator Jackson, to adopt the subcommittee budget report on the Department on Aging for the FY 2002 and FY 2003 budget as amended . Motion carried by a voice vote.

Chairman Morris welcomed Kay McFarland, Chief Justice, Supreme Court of Kansas. Justice McFarland testified for the need for current year supplemental funding of \$600,000.00 and requested direct submission of the Judicial Branch Budget to the Legislature (Attachment 2). Committee questions and discussion followed.

Jerry Sloan, Judicial Branch, spoke regarding an overview of the Kansas Judicial Branch, including budget issues (Attachment 3). Kathy Porter, Judicial Branch, also spoke regarding direct submission of the Judicial Branch Budget to the Legislature (Attachment 4).

Chairman Morris thanked Justice McFarland and staff for their presentations before the Committee.

The meeting was adjourned at 11:50 a.m. The next meeting is scheduled for February 11, 2002.