

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS.

The meeting was called to order by Chairperson David Adkins at 9:10 a.m. on March 20, 2000 in Room 514-S of the Capitol.

All members were present except: Representative Peterson - excused

Committee staff present: Alan Conroy, Kansas Legislative Research Department
Robert Waller, Kansas Legislative Research Department
Rae Ann Davis, Kansas Legislative Research Department
Carolyn Rampey, Kansas Legislative Research Department
Jim Wilson, Revisor of Statutes Office
Mike Corrigan, Revisor of Statutes Office
Dave Stallings, Assistant to the Chairman
Mary Shaw, Committee Secretary

Conferees appearing before the committee: None

Others attending: See attached list.

Education and Legislative Budget Committee report on:

Department of Education

Representative Farmer presented the Education and Legislative Budget Committee report on the Governor's recommendations on the Department of Education FY 2001 budget (Attachment 1)

Representative Farmer made a motion, seconded by Representative Stone, to adopt the Education and Legislative Budget Committee budget report recommendations regarding the Department of Education.

Minority Report

Representative Dean presented the Education and Legislative Budget Committee report on the Governor's recommendations on the Department of Education FY 2001 budget found in the Education and Legislative Budget Committee Report beginning on page 11.

Representative Dean made a substitute motion, seconded by Representative Reinhardt, to move the Minority Report. Committee questions and discussion followed. The Chairman asked Carolyn Rampey, Kansas Legislative Research Department, to clarify the intent. Ms. Rampey mentioned that she thought their intent was to add \$50 to the base and go up to special education 85 percent and she will amend the report to say that. Representative Dean closed. A vote was taken and division was requested. Motion failed.

Representative Dean made a substitute motion, seconded by Representative Farmer, to include the endorsement of SCR 1644 that petitions U. S. Congress to fully fund the Individuals With Disabilities Act. Motion carried.

Representative Dean made a motion, seconded by Representative Reinhardt, for a proviso to introduce a bill regarding the contingency fund in school districts to remove the cap on it. Committee questions and discussion followed. Representative Dean closed. A vote was taken and division was requested. Motion failed.

Representative Dean made a motion, seconded by Representative Reardon, to increase the funding by \$50 dollars in base state aid per pupil for 2001. Representative closed. A vote was taken and division was requested. The Chairman voted "No" and the motion failed on a tie.

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Number 2, of the Education and Legislative Budget Committee report, to delete the \$4.5 million dollars for KAN-ED funding and move it to omnibus. Committee questions and discussion followed.

Representative Shriver mentioned that he would support Representative McKechnie's motion, pointed out two existing programs and distributed the following information regarding the programs:

- Cox Communications Offers Free High Speed Internet to Kansas Schools through Project K.I.D.S. (Attachment 2)
- Letter addressed to Chairperson JoAnn Pottorff, General Government and Human Resources, from MoKan Kids Network (Attachment 3)

The Chairman called the Committee's attention that the question arose on the motion by Representative McKechnie and the motion carried.

Representative McKechnie made a motion, seconded by Representative Dean, to insert a proviso to direct the Department of Education to identify the special education cost, report to the 2001 Legislature regarding excess cost and in identification with the report to cap the cost at 100 percent of actual cost, but not have a bill introduced, that it would be appropriate for a one-year issue for the Legislature to review in the year 2001. Detailed Committee questions and discussion followed. Representative Landwehr distributed a Supplemental Chart Comparing % of "Excess" Costs for Special Education Funded by State Categorical Aid (Attachment 4). Representative McKechnie closed. A vote was taken and division was requested. Motion carried.

Representative Dean made a motion, seconded by Representative Reinhardt, to fund special education at 85 percent for the year 2001. Committee questions and discussion followed. Representative Dean closed. A vote was taken and division was requested. Motion failed.

Representative Landwehr made a motion, seconded by Representative McKechnie, to direct the Task Force the Governor has put in place to take a serious look at the special education examples of third party pay and how effective those examples are, definitions of special education, looking at transportation costs and some of the procedures, all the areas pertaining to identifying and implementing services for the special education children and direct that the Task Force would review the Legislative Post Audit Report on Special Education and that recommendations be submitted to the House Appropriations Committee and Senate Ways and Means Committee in the 2001 Legislature. Motion carried.

Representative McKechnie made a motion, seconded by Representative Dean, to request that the Education and Legislative Budget Committee review requiring all school districts to participate in the Communities That Care Survey at least once every two years and have that contingent upon them receiving at-risk money and report back to the full committee by omnibus whether that is workable and he felt that would help solve problems collecting data from those communities so the spending of the Juvenile Justice Authority can be directed in the most beneficial way. Motion carried.

A motion was made by Representative Farmer, seconded by Representative Neufeld, to adopt the Education and Legislative Budget Committee budget report for the Department of Education as amended. Representative Farmer closed. A vote was taken and division was requested. Motion carried. Representative Dean and Representative Reardon requested to be recorded as voting "No".

Social Services Budget Committee Report on:

Department of Health and Environment

Representative Landwehr presented the Social Services Budget Committee report on the Governor's recommendations on the Department of Health and Environment FY 2001 budget. (Attachment 5) Representative Landwehr mentioned that there was a technical correction on Page 11, Item Number 8, first line where "the following" should be omitted and the article "a" inserted.

Representative Landwehr made a motion, seconded by Representative Neufeld, to adopt the Social Services Budget Committee budget report recommendations regarding the Department of Health and

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Environment. Committee questions and discussion followed.

Representative Reinhardt made a motion, seconded by Representative Landwehr, to add a proviso to the Social Services Budget Committee report regarding daycare licensure be extended from 90 days to six months and his concern is if it should be tied to an Appropriations bill, and for whatever reason that if **HB 3005** does not move, he does not want daycare shut down because the state did not get around to inspecting it and recommended to have it reviewed at omnibus, and if **HB 3005** fails, to make headway with it. Motion carried.

Representative Neufeld made a motion, seconded by Representative Landwehr, to put additional money into the SIDS project the budget included \$25,000 and there may be other funds available to move that up to a maximum of \$40,000 subject to Finance Council approval. Motion carried.

Representative Landwehr made a motion, seconded by Representative Neufeld, to adopt the Social Services Budget Committee report regarding the Department of Health and Environment as amended. Motion carried.

Kansas Bureau of Investigation

Representative Kline presented the Public Safety Budget Committee report on the Governor's recommendations on the Kansas Bureau of Investigation FY 2001 budget. (Attachment 6)

Representative Kline made a motion, seconded by Representative McKechnie, to adopt the Public Safety Budget Committee budget report recommendations regarding the Kansas Bureau of Investigation. Committee questions and discussion followed.

Representative Schwartz made a motion, seconded by Representative Feuerborn, to amend back into the budget of the Public Safety Budget Committee report the \$78,609 to replace what the Governor had taken out of the budget regarding matching funds found in the Senate Report found on page 3. Committee questions and discussion followed. Motion carried.

The Chairman ruled and called to the Committee's attention that the question arose on the renewed motion by Representative Kline, seconded by Representative McKechnie, to adopt the Public Safety Budget Committee Report for the Kansas Bureau of Investigation. Motion carried.

The Committee recessed at 11:00 a.m. until 3:00 p.m..

The Chairman reconvened the meeting at 3:05 p.m. with the purpose of looking at several bills for the Committees.

SB 481 - Governmental ethics commission; biennial budget

Representative Spangler made a motion, seconded by Representative Kline, to recommend **SB 481** favorable for passage.

Representative McKechnie made a motion, seconded by Representative Pottorff, to amend **SB 481** to increase the fees by 20 percent substitute effective July 1 (Attachment 7) and technical corrections where references to subsection G in two places and should be corrected to subsection F. Committee questions and discussion followed. Motion carried.

Representative Spangler renewed his motion, seconded by Representative Kline, to pass **SB 481** favorable as amended. Motion carried.

SB 100 - State emergency fund, transfers from state general fund

Chairman Adkins mentioned that **SB 100** has not had a hearing. He introduced Paul West, Kansas

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Legislative Research Department, who gave a briefing on **SB 100**. Committee questions and discussion followed.

Representative Shriver made a motion, seconded by Representative Stone, to report **SB 100** favorable for passage. Committee questions and discussion followed. Representative Shriver closed. Motion carried.

HB 2996 - Community colleges, determination of operating grants

Chairman Adkins introduced Paul West, Kansas Legislative Research Department, who gave a briefing on **HB 2996**. Committee questions and discussion followed.

Representative Reinhardt made a motion, seconded by Representative Farmer, to report **HB 2996** favorably for passage. Motion carried.

Bill Introductions

Representative McKechnie made a motion, seconded by Representative Reardon, to introduce a bill regarding a Gaming Consolidation act as detailed in the attached proposal for a committee bill (Attachment 8). Committee questions and discussion followed. Motion carried. Representatives Farmer, Landwehr, Neufeld, Mollenkamp and Pottorff requested to be recorded as voting "No".

Chairman Adkins asked Representative Shriver to carry **SB 100**, Representative Reinhardt to carry **HB 2996**, and Representative Feuerborn to carry **SB 481**.

The meeting was adjourned at 3:30 p.m. The next meeting is scheduled for March 22, 2000.