

House Budget Committee Report

Agency: Kansas Department of Health and Environment – Division of Environment **Bill No.** HB 2397

Bill Sec. 52

Analyst: Potts

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Budget Page No. 288

Expenditure Summary	Agency Request FY 2022	Governor Recommendation FY 2022	House Budget Committee Adjustments
Operating Expenditures:			
State General Fund	\$ 4,669,795	\$ 3,937,315	\$ 0
Other Funds	67,304,076	67,741,556	0
<i>Subtotal</i>	\$ 71,973,871	\$ 71,678,871	\$ 0
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
<i>Subtotal</i>	\$ 0	\$ 0	\$ 0
TOTAL	\$ 71,973,871	\$ 71,678,871	\$ 0

FTE positions	459.9	459.9	0.0
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Agency Request

The **agency** requests FY 2022 expenditures of \$72.0 million, including \$4.7 million SGF for the Environment Division. This is an all funds decrease of \$21.9 million, or 23.3 percent, and an SGF decrease of \$272,006, or 5.5 percent, below the FY 2021 revised estimate. The all funds decrease is due to a reduction of CARES funds which occurred in FY 2021. The request includes 459.9 FTE positions, which is the same as the FY 2021 revised number.

Governor's Recommendation

The **Governor** recommends FY 2014 Division of Environment expenditures of \$71.7 million, including \$3.9 million SGF. This is a decrease of \$295,000, or 0.4 percent, below the agency's FY 2022 request. This decrease is due to the Governor not recommending the agency's enhancement request for laboratory equipment.

House Budget Committee Recommendation

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

House Committee Recommendation

The **Committee** concurs with the Budget Committee’s recommendation for FY 2022 with the following adjustment:

1. Add language requiring the agency to maintain its current staffing levels of professional and associate engineers in the Livestock Waste Section of the Bureau of Environmental Field Services

House Committee of the Whole Recommendation (Sub. for HB 2397)

The **Committee of the Whole** concurs with the Committee’s recommendation for FY 2022 with the following adjustment:

1. Add language to delete 2.0 percent of SGF appropriations and reappropriations, excluding debt service, for FY 2022.

Senate Subcommittee Report

Agency: Kansas Department of Health and Environment – Division of Environment

Bill No. SB 267

Bill Sec. 52

Analyst: Potts

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Budget Page No. 288

Expenditure Summary	Agency Request FY 2022	Governor Recommendation FY 2022	Senate Subcommittee Adjustments
Operating Expenditures:			
State General Fund	\$ 4,669,795	\$ 3,937,315	\$ 0
Other Funds	67,304,076	67,741,556	0
<i>Subtotal</i>	<u>\$ 71,973,871</u>	<u>\$ 71,678,871</u>	<u>\$ 0</u>
Capital Improvements:			
State General Fund	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0
<i>Subtotal</i>	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 0</u>
TOTAL	<u><u>\$ 71,973,871</u></u>	<u><u>\$ 71,678,871</u></u>	<u><u>\$ 0</u></u>

FTE positions	459.9	459.9	0.0
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Agency Request

The **agency** requests FY 2022 expenditures of \$72.0 million, including \$4.7 million SGF for the Environment Division. This is an all funds decrease of \$21.9 million, or 23.3 percent, and an SGF decrease of \$272,006, or 5.5 percent, below the FY 2021 revised estimate. The SGF decrease is primarily due to decreased expenditures on communication services. The all funds decrease is due to a reduction of CARES funds which occurred in FY 2021. The request includes 459.9 FTE positions, which is the same as the FY 2021 revised number.

Governor's Recommendation

The **Governor** recommends FY 2014 Division of Environment expenditures of \$71.7 million, including \$3.9 million SGF. This is an all funds decrease of \$295,000, or 0.4 percent, and an SGF decrease of \$732,480, or 15.7 percent, below the agency's FY 2022 request. This SGF decrease is due to the Governor not recommending the agency's enhancement request for laboratory equipment. The Governor also recommends implementing the agency's reduced resources package and offsetting the SGF reduction with fee funds.

Senate Committee on Agriculture and Natural Resources Recommendation

The **Committee on Agriculture and Natural Resources** concurs with the Governor's recommendation for FY 2022 with the following notations:

1. Review at Omnibus the status of stakeholder meetings between emission producers and the agency and receive additional information from the agency on its air quality fees.
2. Review at Omnibus the possible addition of \$120,000, all SGF, for replacement laboratory equipment.

Senate Committee Recommendation

The **Committee** concurs with the Committee on Agriculture and Natural Resources' recommendation for FY 2022 with the following adjustment:

1. Add language requiring the agency to maintain its current staffing levels of professional and associate engineers in the Livestock Waste Section of the Bureau of Environmental Field Services and require the agency to instead reduce staffing levels among either the environmental specialist staff or inspection staff within the Bureau of Field Services as necessary to achieve the reduction in SGF funds from the previous fiscal year.

Senate Committee of the Whole Recommendation (Sub. for SB 267)

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

Conference Committee Recommendation (HB 2007)

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

1. Add language requiring the agency to maintain its current staffing levels of professional and associate engineers in the Livestock Waste Section of the Bureau of Environmental Field Services and require the agency to instead reduce staffing levels among either the environmental specialist staff or inspection staff within the Bureau of Field Services as necessary to achieve the reduction in SGF funds from the previous fiscal year.
2. Add \$120,000, all SGF, for laboratory equipment to test drinking water for FY 2022.

Omnibus Action (SB 159)

1. Add language requiring the agency to issue a request for proposal to construct or renovate and equip a KDHE laboratory within 8.0 miles of the Capitol Complex in Topeka for FY 2022. The agency will present all proposals to the Joint Committee on State Building Construction who will make a recommendation to the State Finance Council. After which, the agency will provide for the issuance of up to \$65.0 million in bonds by the Kansas Development Finance Authority for the purpose of constructing a laboratory. Also add language requiring the Director of the Budget to transfer any unencumbered COVID-19 Federal Relief Funds which have been identified as eligible to be used for the construction of the laboratory into the special revenue fund or funds of the agency.

	Governor's Recommendation FY 2022	Legislative Action FY 2022	Legislative Approved FY 2022	Omnibus Legislative Action FY 2022	Final Legislative Approved FY 2022
All Funds					
State Operations	\$ 64,077,761	\$ 120,000	\$ 64,197,761	\$ 0	\$ 64,197,761
Aid to Local Units	4,546,579	0	4,546,579	0	4,546,579
Other Assistance	3,054,531	0	3,054,531	0	3,054,531
<i>Subtotal - Operations</i>	<i>\$ 71,678,871</i>	<i>\$ 120,000</i>	<i>\$ 71,798,871</i>	<i>\$ 0</i>	<i>\$ 71,798,871</i>
Capital Improvements	0	0	0	0	0
TOTAL	\$ 71,678,871	\$ 120,000	\$ 71,798,871	\$ 0	\$ 71,798,871

State General Fund

State Operations	\$ 3,937,315	\$ 120,000	\$ 4,057,315	\$ 0	\$ 4,057,315
Aid to Local Units	0	0	0	0	0
Other Assistance	0	0	0	0	0
<i>Subtotal - Operating</i>	<i>\$ 3,937,315</i>	<i>\$ 120,000</i>	<i>\$ 4,057,315</i>	<i>\$ 0</i>	<i>\$ 4,057,315</i>
Capital Improvements	0	0	0	0	0
TOTAL	\$ 3,937,315	\$ 120,000	\$ 4,057,315	\$ 0	\$ 4,057,315

FTE Positions	459.9	0.0	459.9	0.0	459.9
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