

# Journal of the House

THIRTY-EIGHTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Friday, March 6, 2009, 10:00 a.m.

The House met session pro forma pursuant to recess with Speaker pro tem Siegfried in the chair.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Aging and Long Term Care: **HB 2366**.

Insurance: **HB 2367**.

Taxation: **HB 2365, HB 2368**.

## MESSAGE FROM THE SENATE

Announcing the Senate herewith transmits the veto message from the Governor on **H. Sub. for Sub. SB 23**. An act making and concerning appropriations for the fiscal years ending June 30, 2009, June 30, 2010 and June 30, 2011, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing; amending K.S.A. 2008 Supp. 55-193, 79-2978, 79-2979, 79-3425i, 79-34,156, 79-4801 and 82a- 953a and repealing the existing sections, which was received on February 17, 2009, and was read before the Senate on February 18, 2009.

*Message to the Senate of the State of Kansas:*

Pursuant to Article 2, Section 14 of the Constitution of the State of Kansas, I hereby return House Substitute for Substitute for Senate Bill No. 23 with my signature approving the bill, except for the items enumerated below.

With these line-item vetoes and accompanying allotments, the total reduction in the Fiscal Year 2009 budget, passed by the Legislature, will be \$300 million. These cuts were achieved through a strategic and responsible approach to successfully meet the budget challenges we face as a state in these difficult economic times.

I have already proposed a balanced budget for Fiscal Year 2010, and it is now time for the Legislature to turn its focus to the future, and join me in developing shared solutions to overcome the even greater challenges that lie ahead.

## Department of Administration

### KPERS Debt Service

Section 37 (t) has been line-item vetoed in its entirety.

Although the Legislature recognized the budgetary savings arising from restructuring several bond issuances, the restructuring of the KPERS bond cannot occur until approved by the State Finance Council. Since a meeting of the Council scheduled to discuss this issue did not occur, that approval has not yet been given. For this reason, I find it necessary to veto this portion of the bill that lapses the debt service. This will ensure the monies remain in the Department's budget so that the state does not fail to meet its obligations to make debt service payments.

### Department of Education

#### Reductions to Schools

Section 53 (a) has been line-item vetoed in its entirety.

Section 53 (b) has been line-item vetoed in its entirety.

Drastically reducing state aid to schools, with only three months left in the school year, leaves children, parents and teachers in a needless financial predicament. Similarly, reducing funding for special education services in the middle of the school year is pointlessly punitive to those students in need of additional assistance. The state also must preserve special education funding to ensure we can access federal stimulus funds requiring maintenance of effort in special education spending at the state level.

Through allotment authority, I intend to follow the lead of the bipartisan efforts in the Legislature to reduce school funding by only \$33 per pupil, instead of the more severe \$66 per pupil as agreed to in conference committee on SB 23.

#### University of Kansas Medical Center Wichita Center for Graduate Medical Education

Section 66 (e) has been line-item vetoed in its entirety.

The revised fiscal year 2009 budget already includes \$2.5 million in additional funding for the Wichita Center for Graduate Medical Education. I will be asking the Kansas Board of Regents to make a full and comprehensive recommendation for WCGME funding in the FY 2010 budget and look forward to working with the Legislature to act on their proposal.

#### Health Care Stabilization Fund

##### Transfer Limitation

Section 86 (b) has been line-item vetoed in its entirety.

With this veto and accompanying allotment, I am restoring my original budget recommendations to limit transfers to the Health Care Stabilization Fund, helping to preserve State General Fund balances.

#### Kansas Bioscience Authority

##### Transfer Limitation

Section 86 (h) has been line-item vetoed in its entirety.

With this veto and accompanying allotment, I am restoring my original budget recommendations to limit transfers to the Kansas Bioscience Authority, helping to preserve State General Fund balances.

KATHLEEN SEBELIUS  
*Governor*

Dated: February 17, 2009

Members were given the opportunity to reconsider the line item vetoes. There being no motion to reconsider the line items vetoes on **H. Sub. for Sub. SB 23**, the President ruled the line item vetoes sustained.

#### MESSAGE FROM THE SENATE

Announcing passage of **SB 49, SB 108, SB 147, SB 153, SB 174, SB 253, SB 275**.

Announcing passage of **HB 2147**.

Announcing passage of **Sub. HB 2014**, as amended by **S. Sub. for Sub. HB 2014**.

#### INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bills were thereupon introduced and read by title:

**SB 49, SB 108, SB 147, SB 153, SB 174, SB 253, SB 275**.

On motion of Rep. Mast, the House adjourned until 11:00 a.m., Monday, March 9, 2009.

CHARLENE SWANSON, *Journal Clerk*.

SUSAN W. KANNARR, *Chief Clerk*.

