

Approved: March 23, 2011

Date

MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairperson John Vratil at 10:30 a.m. on March 2, 2011, in Room 548-S of the Capitol.

Senators McGinn and Emler were excused.

Committee staff present:

Jill Wolters, Office of the Revisor of Statutes
Daniel Yoza, Office of the Revisor of Statutes
David Wiese, Office of the Revisor of Statutes
Alan Conroy, Director, Legislative Research Department
J. G. Scott, Chief Fiscal Analyst, Legislative Research Department
Aaron Klaassen, Senior Fiscal Analyst, Legislative Research Department
Dorothy Hughes, Fiscal Analyst, Legislative Research Department
Brea Short, Intern, Senator McGinn's Office
Jan Lunn, Committee Assistant
Josh Lewis, Chief of Staff

Others attending:

See attached list.

Bill Introductions

Senator Huntington moved introduction of a bill (#rs1043) concerning voter identification; Senator Masterson seconded the bill, which carried on voice vote.

Senator Schmidt introduced a bill (#rs1023) concerning ADA amendments. Senator Kelly seconded the motion, which carried on a voice vote.

Senator Vratil noted committee minutes had been distributed to committee members for review and consideration. Senator Teichman moved to approve the minutes of the Senate Ways and Means Committee meetings for: January 18, January 21, January 25, January 26, January 31, February 4, and February 10, 2011 as submitted. The motion was seconded by Senator Umbarger and carried on a voice vote.

Announcements

In Chairperson McGinn's absence, Senator Vratil indicated that final action on the subcommittee reports presented would occur at a subsequent meeting.

Subcommittee Report:

Senator Masterson, Chairperson of the Public Safety Committee, presented agency reports (Attachment 1).

Emergency Management Services

Senator Masterson reviewed the Subcommittee Report, which included the agency request as well as the Governor's recommendation. He reported the Subcommittee concurred with the Governor's recommendation with one adjustment:

- Add 1.0 FTE position, for a total of 14.0 FTE positions, which was the agency request.

Kansas Sentencing Commission

The Subcommittee concurred with the Governor's recommendation.

Fire Marshal

The Subcommittee concurred with the Governor's recommendation with a notation relating to introduced legislation which would eliminate the State Fire Marshal and transferring duties, responsibilities, and associated funding to other state agencies. Senator Masterson reported the Subcommittee recommendation included a 5.0 FTE reduction; those positions were vacant.

Highway Patrol

Senator Masterson reviewed the agency request and the Governor's recommendation. The

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Subcommittee concurred with the Governor's recommendation with notations.

Adjutant General

The Subcommittee concurred with the Governor's recommendation in FY 2011 with a request and notation:

- Request that most recent disaster estimates be reviewed prior to final consideration of the FY 2012 appropriations bill by Ways and Means.

For FY 2012, the Subcommittee concurred with the Governor's recommendation with notations:

- The Governor's recommendation included \$50,000, from the State General Fund (SGF) for the Kansas Center for Safe and Prepared Schools (KC-SPS); the agency's actual yearly cost has been \$190,000. The agency is encouraged to pursue possible funds that could be shared between the Department of Education and the Adjutant General's Department.
- The Subcommittee recognized funding requests for the operations, maintenance and repair of state armories, State Defense Building, and obligations under the Federal Facilities Operations and Maintenance Cooperative Agreement (FOMA). It was noted that already limited funds for maintenance could be diverted to cover matching funds.
- The Subcommittee noted the legislation concerning the elimination of the State Fire Marshal agency.

Kansas Bureau of Investigation (KBI)

The subcommittee concurred with the Governor's recommendation with the following adjustments and notations:

- Add 12.0 FTE positions.
- Direct the agency to use up to \$1.75 million in state forfeiture and seizure monies to complete the 800 Mhz communications interoperability project.
- Request review of the agency's funding requests prior to final consideration of the Mega bill by the Committee.

In addition, the Subcommittee acknowledged the funding reductions all public safety agencies have experienced, noted the proposed State Fire Marshal legislation could impact KBI, and commended the agency for its reduction of the DNA backlog.

Discussion was heard and concerns voiced regarding funding for meth lab cleanup. Several letters were distributed from law enforcement (Attachment 2) describing the importance of allocating funds to replace grant monies that have been eliminated through the Drug Enforcement Agency (DEA). David Hutchins, Kansas Bureau of Investigation, clarified that as of February 22, 2011, there is no federal or state funding for disposing of or cleaning up this critical public health hazard. He described the agencies' (DEA, KBI and KDHE) roles and functions in meth lab clean-up operations. Mr. Hutchins reported:

- There were over 100 meth lab clean-up operations during the last calendar year at an expense of approximately \$365,000.
- Clean-up operations include evidence collection.
- A private entity is responsible for disposing of hazardous materials. The DEA was the agency involved with contract negotiation.
- KDHE has collaborated with involved agencies to streamline the clean-up process which has generated cost savings.

He requested consideration of funding for meth lab clean-up operations in the FY 2012 budget.

Chairperson Vratil suggested that additional information is required prior to finalization of the Subcommittee Report. Senator Masterson will work with staff to develop appropriate language for committee consideration on Friday, March 4.

Kansas Commission on Peace Officers' Standards and Training (CPOST)

Senator Masterson reported the Subcommittee concurred with the Governor's recommendation.

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Senator Francisco requested that a notation be added that the Committee would like information on CPOST investigations: the number in progress, when investigations started, how many have been completed, etc. She requested this be distributed to Senate Ways and Means committee members.

The meeting was adjourned at 11:20 a.m.