

CORONAVIRUS RESPONSE FUND

Compiled Agency Expenditure Requests
Received April 28, 2020 – June 15, 2020

<u>Department for Children and Families</u>	2
<u>Department of Corrections</u>	6
<u>Department of Health and Environment</u>	10
<u>State Fair</u>	15
<u>Judiciary</u>	34
<u>Highway Patrol</u>	45
<u>Department for Aging and Disability Services</u>	52
<u>Kansas Bureau of Investigation</u>	57
<u>Kansas Commission on Veterans' Affairs Office</u>	75
<u>Department of Commerce</u>	81
<u>Board of Regents</u>	85

Requesting agency: Department for Children and Families
Date Submitted: 4/27/2020 Phone: 785 296 0761
Agency Contact: Dan Lewien Email: Daniel.Lewien@ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

As part of the Spring Consensus Caseload process, the Department for Children and Families (DCF) has requested an additional \$11.6 million SGF for the foster care program. The agency is concerned that if the Legislature is unable to reconvene and approve the omnibus budget, due to the COVID-19 pandemic, this needed funding will not be available through the normal process. Therefore, this request is contingent on whether Legislators can return to approve the omnibus budget.

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown

Does this request involve agency budget stabilization? Yes No Unknown

Does this request involve matching state funds for federal funds? Yes No Unknown

Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ --	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	--	--
Subtotal--Contractual Services	\$ --	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	--	--
Office & Data Supplies	--	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ --	\$ --
Subtotal--Capital Outlay	--	--
Subtotal--Aid to Local Governments	--	--
Subtotal--Other Assistance	12,700,000	--
Total--Reportable Expenditures	\$ 12,700,000	\$ --
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ 11,600,000	\$ --
Fee Funds	3,400,000	--
Federal Funds	(2,300,000)	--
Other Funds		--
Total--All Funding Sources	\$ 12,700,000	\$ --

Assumptions Used in the Request

Expenditures:

Please reference the Consensus Caseload memorandum.

Long-Term Fiscal Considerations

None. This is a onetime request based on the assumptions above.

Local Governments, Organizations, or Individuals Affected

DCF may not be able to pay the foster care providers all payments that are due.

References/Sources

If you have any additional questions, please contact Dan Lewien at 296-0761.

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommend

The following was my first recommendation to the Legislative Budget Committee regarding this request which was submitted on 4-28-20:

It is my opinion as the Budget Director that spending from the Corona Response fund should be prioritized to provide funding for public health and safety needs first and then for budget stabilization and economic relief second. This crisis is continuing to evolve, and we do not yet know the full effect it will have on state agencies. We have recently received a breakdown of the CARES Act from Federal Funds Information for States (FFIS) and it is estimated that Kansas Child Welfare Services will receive up to \$440,000. However, we do not know what restrictions or requirements will be placed on the funding. DCF's request is a result of the Spring Consensus Caseload process and was presented to the Legislative Budget Committees as part of GBA #1. The agency is concerned that if the Legislature is unable to reconvene to approve an Omnibus budget, this needed funding will not be available through the regular budget process. I would recommend that this application be held until it is known whether an Omnibus budget bill will be passed that will provide this needed caseload funding. Also, as other agencies submit their applications a better picture of all the requests will help the Legislative Coordinating Council prioritize the needs for this funding.

The following is my current recommendation to the Legislative Budget Committee regarding this request:

Governor's Budget Amendment #1 included an SGF appropriation from the agency's regular Foster Care SGF account as well as the other adjustments to the budget made necessary by the Spring Human Services Consensus Caseload Estimate, but since the Legislature did not consider GBA #1 the only solution is to use the Coronavirus Response account.

Requesting agency: Kansas Department of Corrections

Date Submitted: 5/3/2020

Phone: 785 296-4522

Agency Contact: Keith Bradshaw

Email: Keith.bradshaw@ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency’s operation; and (3) who are the stakeholders that would be affected with this request.

The Kansas Department of Corrections (KDOC) is requesting funding to cover expenses related to the Department’s response to the COVID-19 pandemic. KDOC has incurred \$369,654 in expenditures in response to the pandemic and has \$526,321 in outstanding other operating expenditure obligations and \$2.1 million in projected personnel costs in FY 2020. For FY 2021, KDOC estimates personnel costs of \$1.4 million and \$557,812 in other operating expenditures.

This request includes funding for overtime and meritorious pandemic cash award payments for staff working at facilities which house COVID-19 positive inmates; lodging and travel expenses for staff providing assistance to the Lansing Correctional Facility (LCF); acquisition of PPE; acquisition of IT assets to implement work from home policies; and converting housing units into isolation and quarantine units, among other expenses. This request assumes KDOC will be operating under COVID-19 protocols until July 25 and no other facility has an outbreak.

The pandemic is having a profound and unforeseen impact on the Department. As of May 1, there have been 255 inmates who have tested positive for COVID-19 - 250 from LCF, two from the Topeka Correctional Facility (TCF), and three from the Wichita Work Release Facility (WWRF). There are currently 52 inmates who have recovered and returned to general population, 37 who are under quarantine, and two who have passed away. The remaining 164 inmates are asymptomatic and are being monitored. Currently, 116 inmates have been identified as having come in close contact with a COVID-19 positive case and are being monitored for symptoms; an additional 45 inmates had previously been placed under observation and have since returned to population. These numbers will increase as a result of LCF-wide testing that is currently underway. The impact on staffing has also been significant. To date, 92 staff have tested positive, 86 of which are from LCF; 71 are currently under quarantine and are unable to work. The impact on staffing at LCF in particular has made it necessary to bring staff in from across the Department and request assistance from the National Guard. Once inmate testing at LCF is complete, all staff at LCF will be tested, increasing the number of staff who will be unavailable for work.

As the majority of the COVID-19 cases are at LCF, KDOC is using this facility to house all male COVID-19 positive offenders, as well as those who have been exposed to positive cases. Currently, this includes the three positive inmates from WWRF and those inmates who were in the same dorm as those offenders. The entire inmate population at Lansing has been moved to the new facility at Lansing, which has better ventilation and requires fewer staff to operate than the old facility.

Even with the reduced staffing requirements at LCF, the high number of staff who are unable to work due to COVID-19 has required KDOC bring in staff from other facilities, Parole, and Central Office to covers shifts and provide support services. To provide recognition of those employees who continue to work at facilities housing COVID-19 patients, KDOC has been authorized to provide a meritorious cash award of \$400 per pay period for those employees who work all scheduled shifts at facilities designated by the Secretary during that pay period. Also included in this request is funding to provide lodging, per diem, and overtime for KDOC staff assisting at Lansing and meritorious pandemic cash bonus awards for LCF and TCF.

In the early stages of the pandemic, KDOC established intake isolations units at TCF and the Larned Correctional Mental Health Facility (LCMHF). These units house all new admissions from counties for 14 days, where they are monitored for symptoms before being moved to the reception and diagnostic unit. The intake isolation unit at LCMHF is in the former Larned Juvenile Correctional Facility while the TCF unit is in a portion of I cell house, where new admissions can be isolated from the rest of the population. Additionally, work is currently underway to establish an intake isolation unit at the Kansas Juvenile Correctional Complex (KJCC). This concept has proven to be effective – the two positive cases at TCF are new admissions who developed symptoms while in intake isolation and COVID-19 treatment protocols were immediately implemented. Included in this request is funding to cover expenditures incurred to establish these units and for the overtime expenses associated with operating the units.

Also included in this request is funding to cover costs incurred to acquire PPE and other supplies required to respond to the pandemic. This includes medical-grade infrared digital thermometers necessary to conduct active employee screening at all facilities and parole offices, replenishment of PPE including N95 masks, surgical masks, face shields, goggles, gloves, and gowns, and cleaning supplies. Kansas Correctional Industries (KCI) is producing non-medical grade masks and gowns for KDOC staff and offenders, the Department of Emergency Management, and other state agencies. KCI is not charging for these items but there are material and overtime costs being incurred.

Additional funding is critical for KDOC to be able to respond to and manage the pandemic. As we are in the last two months in the fiscal year, the Department is unable to make adjustments within its remaining budgetary authority to finance these expenditures within existing resources. KDOC has already incurred expenditures and sufficient funds need to be available to make payroll and cover existing obligations such as our contracts for food service and health care. While federal funds are available through the Coronavirus Emergency Supplemental Funding grant, these funds not available until June 1 and the \$6.1 million available to the state is to be allocated across all public safety agencies over two fiscal years. At this time KDOC does not know how much, if any, funding the Department will receive from this grant. Likewise, the provision of additional funds as we begin FY 2021 is critical to ensuring sufficient resources are available to manage COVID-19 within the facilities without compromising public safety.

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown
 Does this request involve agency budget stabilization? Yes No Unknown
 Does this request involve matching state funds for federal funds? Yes No Unknown
 Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ 2,081,077	\$ 1,405,859
Communication	43,870	37,602
Freight & Express	--	--
Printing & Advertising	--	--
Rents	16,106	4,941
Repairing & Servicing	1,897	--
Travel & Subsistence	139,781	214,574
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	357	--
Subtotal--Contractual Services	\$ 202,010	\$ 257,117
Clothing	--	--
Food for Human Consumption	1,017	--
Materials & Supplies	16,667	--
Vehicle Supplies	2,949	--
Professional Science Supplies	333,436	238,059
Office & Data Supplies	8,183	--
Other Supplies & Materials	152,027	62,636
Subtotal--Commodities	\$ 514,279	\$ 300,695
Subtotal--Capital Outlay	180,193	--
Subtotal--Aid to Local Governments	--	--
Subtotal--Other Assistance	--	--
Total--Reportable Expenditures	\$ 2,977,559	\$ 1,963,671
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ 2,977,559	\$ 1,963,671
Fee Funds	--	--
Federal Funds	--	--
Other Funds	(0)	0
Total--All Funding Sources	\$ 2,977,559	\$ 1,963,671

Assumptions Used in the Request

Expenditures: Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.

As discussed above, federal funds are available through the Coronavirus Emergency Supplemental Funding grant. At this time KDOC does not know how much, if any, funding the Department will receive from this grant. These funds are not available until June 1 and the \$6.1 million available to the state is to be allocated across all public safety agencies over two fiscal years. The last pay period of the fiscal year begins May 31 and many contract payments are due on the first of the month. Absent additional funding, the Department will not able to meet its obligations this fiscal year.

The FY 2020 estimate is based on actual expenditures incurred, outstanding purchase orders, and projected payroll expenditures. Some of these expenses are one-time expenses related to the establishment of the intake isolation units, acquisition of IT equipment to facilitate work-from-home policies, and the production of masks and gowns. In FY 2021, additional payroll and travel expenses are projected for continued support of LCF. Also included is estimated expenditures for the pandemic meritorious cash awards, replenishment of PPE and cleaning supplies, and cell phone service and laptops leases for staff working from home.

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

This request assumes KDOC will operate under COVID-19 protocols until July 25 and no other facility experiences an outbreak. Additional funding would be required should there be another outbreak in later part of the year and/or if there is an outbreak at other facilities.

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

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References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them.

Supporting documentation included.

**Division of the Budget
Recommendation & Comments**Recommend Not Recommend

The Department of Corrections has augmented its operations to address the COVID-19 pandemic and as a result estimates it will experience increased costs related to staffing the facilities as well as purchasing personal protection and other scientific and tactical equipment. 92 staff members have tested positive for COVID-19 and are unable to work, resulting in unplanned overtime costs and the Department issuing meritorious service awards of \$400 per pay period to employees able to continue to work all scheduled shifts. In order to keep staffing levels adequate to provide for the continued operations of the facilities, additional funding is needed for the awards, overtime pay, and equipment. The Division notes that the meritorious service awards and overtime expenditures are the largest components of the request. The awards will total approximately \$1,417,756 in FY 2020 for 607.5 FTE positions for up to five pay periods and \$933,597 in FY 2021 for 607.5 FTE positions for three pay periods. In addition, overtime costs are estimated to total \$663,321 in FY 2020 and \$472,262 in FY 2021.

The Department states that it will not be able to meet all its financial obligations in FY 2020 without supplemental funding due to the estimated expenditures for overtime, service awards, and professional equipment. The Department also indicates it is unable to defer or reallocate any budgeted expenditures in FY 2020 to cover the additional costs this late in the fiscal year. However, the Department is eligible for additional funding for the requested expenditures through the federal Coronavirus Emergency Supplemental Funding Grant, of which there is \$6.1 million available to be allocated across all public safety agencies over FY 2020 and FY 2021, and the federal Coronavirus Relief Fund. The expenditures outlined in the Department's request all appear to be allowable expenditures according to federal guidance for the Coronavirus Relief Fund. Therefore, the Division recommends additional expenditures of \$2,977,559 in FY 2020 from the federal Coronavirus Relief Fund instead of the Coronavirus Response account of the State General Fund. The Division does not recommend \$1,963,671 in FY 2021 from any funding source at this time as a mechanism to distribute federal funding may be available for FY 2021 in the future. The Division further recommends the additional funding in FY 2020 be one-time in nature and not be included in subsequent allocations.

Requesting agency: Kansas Department of Health and Environment

Date Submitted: June 11, 2020 Phone: (785) 296-0179

Agency Contact: Dan Thimmesch Email: Dan.Thimmesch@ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency’s operation; and (3) who are the stakeholders that would be affected with this request.

This request in its entirety will support the COVID-19 response at the local level through public health departments. Given Kansas is a decentralized public health system, KDHE relies on 100 local health departments (LHDs), serving all 105 counties, to form the backbone of public health for the state which includes critical disease prevention, control and investigation functions as well as leadership of emergency preparedness efforts. This infrastructure will be placed under great strain as Kansas begins to reopen its economy and social activities. The 100 local health departments of Kansas and ultimately those they serve--all Kansans--are the impacted stakeholders under this request.

Fiscal Effect Assessments

- Does this request directly relate to public and/or life safety? Yes No Unknown
- Does this request involve agency budget stabilization? Yes No Unknown
- Does this request involve matching state funds for federal funds? Yes No Unknown
- Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ --	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	--	--
Subtotal--Contractual Services	\$ --	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	--	--
Office & Data Supplies	--	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ --	\$ --
Subtotal--Capital Outlay	--	--
Subtotal--Aid to Local Governments	--	4,119,043
Subtotal--Other Assistance	--	--
Total--Reportable Expenditures	\$ --	\$ 4,119,043
 Financing of Expenditures		
	FY 2020	FY 2021
State General Fund	\$ --	\$ 4,119,043
Fee Funds	--	--
Federal Funds	--	--
Other Funds	--	--
Total--All Funding Sources	\$ --	\$ 4,119,043

Assumptions Used in the Request

Expenditures: *Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.*

As Kansas and other states across the U.S. begin to reopen in the wake of the first wave of the COVID-19 pandemic, consensus has emerged that several criteria must be met to safely progress from the current phase of the response, which has required broad-based social distance measures to slow the spread, to a phase in which less restrictive social distance measures can be utilized. These criteria include evidence that there is a decline in disease transmission; increased capacity in diagnostic laboratory testing; adequate capacity in the health care system to safely care for all patients; and increased capacity in the public health system for case investigations and contact tracing.

It is imperative that the public health system increase its workforce capacity to rapidly identify and investigate all COVID-19 cases and to conduct thorough contact tracing and monitoring. According to national estimates, between 100,000 and 300,000 additional contact tracers are needed throughout the public health system. Without this capacity to utilize a case-based approach, the state and local governments will have to continue to rely on restrictive social distance measures, such as restrictions on business operations, mass gatherings and stay home orders. According to a KDHE survey from SFY 2019, 65 local health departments reported they had no full-time disease investigation staff, with 10 reporting no disease investigation staff at all (including part time). In fact, 42 health departments have fewer than five total staff. As such, there is an acute workforce capacity barrier at the local level that directly impacts the state's COVID-19 response. When health departments do not have the capacity to effectively investigate and mitigate the effects of COVID-19, businesses remain closed, the economy stagnates, there is an increased burden on the healthcare system, healthcare costs increase, thousands of people get ill and hundreds die needlessly.

Kansas has a decentralized public health system, with local health departments largely being responsible for conducting investigations of reportable infectious disease cases and contact tracing. While Kansas Department of Health and Environment (KDHE) provides critical resources and technical support, the COVID-19 pandemic has demonstrated that our public health system is quickly overwhelmed with an event of this magnitude. When the system is overwhelmed, outbreaks occur leading to serious problems like reduced shifts or closures at packing plants. KDHE is in the process of building up the state-level capacity for case investigations and contact tracing, which will provide critical surge support. However, local health departments must be provided additional resources to build the capacities and capabilities at the local level. In fact, experts predict another COVID-19 surge this fall and winter. It is critical that we learn from this pandemic and strengthen the Kansas public health infrastructure now.

This request has been calculated based on a COVID-19 financial aid needs survey conducted by the Kansas Association of Local Health Departments (KALHD). Survey responses received reflected an overall per capita ask of \$4.51. Responding health departments represented 2,835,378 residents

(over 97% of the state population) with a total ask of \$12.7 million. A total need of \$13.12 million was derived by multiplying the survey per capita rate of \$4.51 by the full state population (2018 figure: 2,911,505). Kansas currently ranks 49th in per capita spending on public health at the state level (statehealthcompare.shadac.org, 2020). The request is reduced from \$13.12 million to **\$4.12 million** due to \$9 million to be allocated to local health departments from federal sources (specifically what is referred to as ELC funding).

Local health departments received approximately \$1.7 million from the Coronavirus Preparedness and Response Supplemental Appropriations Act, but this support is too limited to cover the high costs related to COVID-19 containment, control, and investigation (with multiple local health departments reporting they have already incurred COVID-19 expenses greater than their federal support allocation). Local health departments were asked to factor in their known federal funding when completing their needs survey (they did not know about the \$9 million in ELC support at the time hence why it has been subtracted from the ask but is reflected as needed in the data).

Based on the survey results we anticipate the following uses:

- Salary/wages: 69%
- Consultants/contracted services (e.g. local COVID workgroup facilitation, staffing agencies): 10%
- Personal protective equipment (PPE): 7%
- COVID-19 testing supplies: 5%

The remaining 9% would fall into various other categories such as communications, other equipment needs, and software. Nearly all local health departments indicated the funding would be used to support additional capacity to conduct case investigations and contact tracing.

This funding request pertains only to local health departments. All amounts included in this request will be passed through to LHDs with no amount retained by KDHE. KDHE will submit a separate request for agency needs.

The intent of this request is to project and submit a one-time funding request for LHDs, to navigate the current COVID-19 pandemic through the end of SFY 2021, based upon what is currently known about COVID-19 and federally identified financial support. However, subsequent funding may be needed depending on a multitude of factors including vaccine development, a resurgence of COVID-19 in upcoming seasons, and other circumstances escalating or significantly impacting the response. KDHE will administer the funding to LHDs. At the end of SFY 2021 any surplus funding from this allocation would be returned to the State General Fund and not retained for other public health purposes unless major unforeseen circumstances related to COVID-19 impact the state.

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

This is not an on-going request, but rather COVID-19 specific funding to cover the surge in workload at the local level caused by a once in a century pandemic. No funding beyond SFY 2021 is anticipated based on what is known at this time.

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

This funding would entirely affect local health departments (for purposes outlined above) which would benefit all Kansans.

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them.

- 1) COVID-19 Financial Aid Needs-Summary-4-27-2020: Summary page of financial analysis across various classifications and total request.
- 2) COVID Allocations Based off Population final: Possible distribution model for COVID-19 funding, based on county population.
- 3) SedgwickResponse-Large: Sedgwick County's survey to serve as an example of an urban health department's need.
- 4) McPhersonResponse-Medium: McPherson County's survey to serve as an example of a medium-sized health department's need.
- 5) GreeleyResponse-Small: Greeley County's survey to serve as an example of a small health department's need.
- 6) COVID-19 Financial Aid Needs-4-24-2020: Summary extract of all the financial needs survey results (48 pages).
- 7) COVID-19 Financial Aid Needs-Cleaned—spreadsheet of entire dataset

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommend

[Empty text box for comments]

Requesting agency: Kansas State Fairgrounds

Date Submitted: Tuesday, May 19, 2020

Phone: 620-669-3600

Agency Contact: Robin Jennison

Email: robin.l.jennison@ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency's operation; and (3) who are the stakeholders that would be affected with this request.

This Executive Summary outlines the reduction in sales at the Kansas State Fair and Fairgrounds over the past three months due to the Coronavirus Pandemic. This request of funds for reimbursement for displacement of revenue lost because of COVID-19 is vital to the continued operations of the Kansas State Fair, which has spanned 107 uninterrupted years, and the retention of its employees.

Regarding the Non-Fair Facility Rental revenues affected (\$99,529.22), please see supporting documentation that details the loss of monthly revenue for March through May. Additionally, the Fair's RV Park revenue is down \$104,970 from the previous year within this same period.

The total request is \$205,000 for FY 20. The losses from commercial space rent and sponsorship dollars for the 2020 Fair still have time to normalize. If they do not normalize, they will be included in the Fair's FY 21 request.

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown

Does this request involve agency budget stabilization? Yes No Unknown

Does this request involve matching state funds for federal funds? Yes No Unknown

Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ 205,000	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	--	--
Subtotal--Contractual Services	\$ --	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	--	--
Office & Data Supplies	--	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ --	\$ --
Subtotal--Capital Outlay	--	--
Subtotal--Aid to Local Governments	--	--
Subtotal--Other Assistance	--	--
Total--Reportable Expenditures	\$ 205,000	\$ --
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ --	\$ --
Fee Funds	(205,000)	--
Federal Funds	--	--
Other Funds		--
Total--All Funding Sources	\$ (205,000)	\$ --

Assumptions Used in the Request

Expenditures: Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.

Lost revenue from Non-Fair Facility Rentals was from actual bookings and events that were cancelled because of COVID-19. The RV Park losses reflect the assumption that profits would have been similar to the same period in 2019.

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

Even though the Kansas State Fair is behind in revenue for commercial space rents and sponsorships for the 2020 Fair, we are not requesting replacement for that revenue at this time. However, the loss of commercial space rents and sponsorships amplify the importance of the lost income for Non-Fair Facility Rentals in regard to the Fair's cash flow in the near term. The Fair will likely not be able to make the mandated \$300,000 transfer to the State Fair Capital Improvement Fund. Commercial Space Rental and Sponsorships may recover as the future for this year's Fair becomes clearer. If it does not, the losses to date for Commercial Space Rental is \$143,709. The current Sponsorship dollar shortfall is \$210,760.75. Meanwhile, the Fair already has sold nearly \$260,000 in concert and gate tickets, which must be refunded if the Fair is canceled.

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

The Fair is extremely important to Hutchinson and Reno County, as well as the entire state of Kansas. The economic impact for the 60-mile area is estimated at \$43 million, according to an Oxford Economics study. The Kansas Department of Agriculture estimated in 2018 that the Fair contributes an estimated \$74.6 million to the Kansas economy annually, directly employing or supporting nearly 1,002 jobs. Additionally, if the Fair is canceled or significantly smaller in 2020, the Fair would most assuredly have to furlough employees. That would not only be a tremendous hardship on the affected employees but would make it challenging to plan for and execute the 2021 Kansas State Fair.

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them. (See pages 5-18)

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommend

All of the revenue that is used for agency operations comes from fee funds. While the majority of fees are received during the Fair, the fees collected throughout the year for rental of facilities are essential to support preparations for the Fair. Unfortunately, these fees are reliant on public gatherings that have been restricted during March and April and are expected to continue to be restricted at least through May. To date, there has been no funding made available through the federal CARES Act Coronavirus Relief Fund and there are no alternate sources of funds for the agency.

The agency is basing its request on actual losses experienced in FY 2020 from cancelled bookings and events and from RV park losses compared to the revenue that was received during this same time period in FY 2019. These losses are itemized in the attached pages 5-18. In addition, the agency has allowed vendors, who had made deposits at other venues that were not held, to postpone deposits until July. This reduction is partially offset by implementation of early sales of tickets for grandstand events which began in December and amount to approximately \$260,000. The agency is going forward assuming that the 2020 State Fair will take place, but until events can be held again and revenues stabilize, supplemental funding is needed.

The Division of the Budget has advised the agency not to make the scheduled \$300,000 transfer to the State Fair Capital Improvement Fund in order to maintain needed funding for essential operations. The Division of the Budget recommends providing \$205,000 from the Coronavirus Response account of the State General Fund.

MARCH 2020 FACILITY RENTALS EVENT SUMMERY

Notes: CXL - canceled

PST - postpone

RES - Rescheduled for later date

Name	Event Name/Type	Facility Rental Cost	Total Revenue Notes:
Reno County Farm Bureau Association	Farm To You Day for 3rd Graders	\$1,600	\$2,337.50 PST
PrairieLand Partners	Equipment demo	\$200.00	\$200 CXL
Wild Wind	Horse Show	\$1,350	\$6,533 CXL
Vintage World Market	Craft/Art Shows	\$2,000	\$2,400 CXL
Salt City Circuit	Horse Show	\$2,200	\$11,226.50 RES - June 2020
Soroptimist Club	Women's Show	\$2,600	\$2,910.80 CXL
Garcia/Yoxall Wedding (Private Event)	Wedding & Reception	\$600	\$600 RES - May 2020
Diaz Family (Private Event)	Birthday Party	\$275	\$275 CXL
TOTAL:		\$10,825	\$26,482.80

APRIL 2020 FACILITY RENTALS EVENT SUMMERY

Name	Event Name/Type	Facility Rental Cost	Projected Total Revenue	Notes:
Sterling College (April 3rd, 2020)	Spring Formal dance	\$650	\$650.00	CXL
Working Equitation of Kansas - 2 day	Kansas Horse Clinic & Show	\$1,300.00	\$2,400	PST
KS Archery in the Schools	State Archery School Tournament	\$2,100	\$2,100	CXL - Next event 2021
Hatcher/Luckner Wedding	Wedding & Reception	\$600	\$600	PST
Antique Bottle Show	Antique Bottle & Postcard Show	\$1,025	\$1,976.00	CXL
Ark Valley Electric Cooperative	Ark Valley Annual Meeting	\$800	\$2,297.60	PST
Harris Family	Birthday Party	\$350	\$350	CXL
Mennonite Central Committee - MCC	MCC Sale	\$8,000	\$10,590	CXL/PST - Summer?
Kansas Water Office	KS Water Office Meeting	\$200	\$200	CXL
South Central Stock Horse Assoc.	Spring Horse Show	\$1,300	\$3,627.50	CXL
Central Regional Rabbit Club	Central Regional Rabbit Show	\$650	\$2,075	CXL
Rosa Enriquez Salazar	Birthday Party	\$275	\$275	RES - Aug 2020
HCC Livestock Judging Team	KS Beef Expo Judging Contest	\$650	\$1,150	CXL
Hutchinson SCORE Chapter 359	Women's Leadership conference	\$1,600	\$1,850	CXL
Hutchinson Youth Soccer Association	Soccer Parking	\$250	\$250	CXL
Skills USA	High School Competition	\$12,275	\$12,275	PST - Oct?
April TOTAL:		\$32,025	\$42,666.17	
Balance Forward from March			\$10,825	\$26,482.80
TOTAL:			\$42,850	\$69,148.97

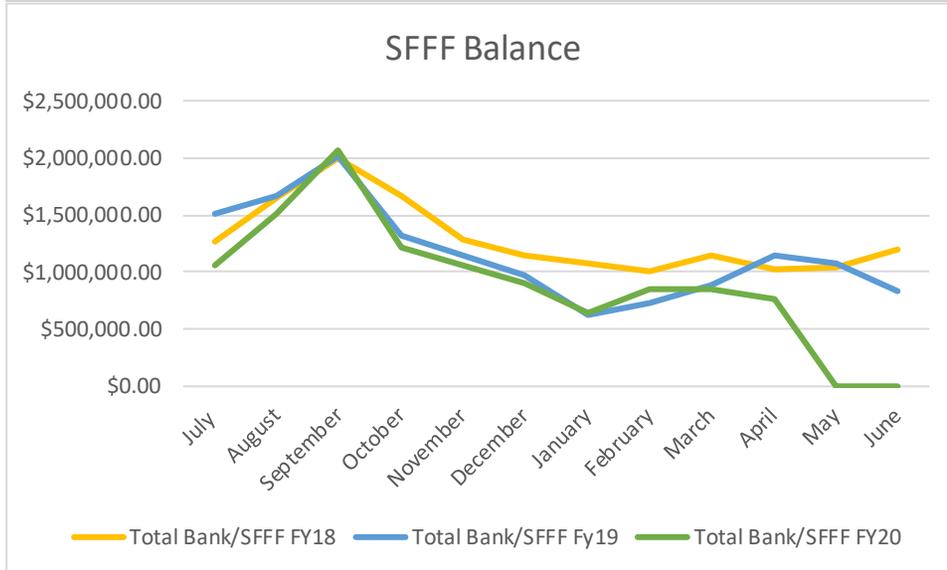
Notes: CXL - canceled
PST - postpone
RES - Rescheduled for later date

MAY 2020 FACILITY RENTALS EVENT SUMMERY

Name	Event Name/Type	Facility Rental Cost	Projected Total Revenue	Notes:
United State Team Roping (USTRC)	Horse USTRC Roping Event	\$1,625	\$3,924.00	CXL
Premier Alliance Goat Sale	Goat Sale	\$350.00	\$1,729	CXL
Blew Family (Private event)	Surprise birthday party	\$650	\$650	RES - 19-Jun-20
Harner/Allen Graduation Party	Graduation Party	\$200	\$200	RES - 18-JULY 20
Mid America Markets	May Flea Market	\$1,060	\$1,210.00	CXL
Zrubek Graduation	Graduation Party	\$650	\$650.00	RES - 19-JULY 20
Kansas Cosmosphere	Space/Summer Camp Overnight Stay	\$900	\$900	CXL
Sedgwick County Street Rodders	Annual Spring Swap Meet	\$2,675	\$2,825	CXL
American ADSBS (May 16th, 2020)	Sunflower Classic Sheep Sale	\$750	\$2,261	CXL
Hernandez/Belote Wedding	Wedding Reception	\$800	\$800.00	CXL
Posch Family (Private event)	Graduation Party	\$250	\$250	CXL
Wallace Family (Private event)	Graduation Party	\$275	\$275	CXL
Molly Rogers Family (Private event)	Graduation Party	\$250	\$250	CXL
Byard/Jackson Wedding	Wedding Reception	\$850	\$1,350	CXL
Richardson/Thomas Wedding	Wedding Reception	\$200	\$200	CXL
Open Door PCC (May 21st, 2020)	Open Door PCC Auction/Banquet	\$650	\$1,435	CXL
Kansas Junior Charolais Assoc.	Kansas Charolais Cattle Show	\$1,050	\$1,050	CXL
Twister City Kennel Club	Dog Show (UKC)	\$3,025	\$3,850	CXL
Hutchinson Community College (June)	Emergency Training	\$1,000	\$1,161	CXL
Smallville Comic-Con	Smallville Con	\$4,040	\$5,410	CXL
May/June TOTAL:		\$21,250	\$30,380.25	
Balance Forward from March		\$10,825	\$26,482.80	
Balance Forward from April		\$32,025	\$42,666.17	
TOTAL:		\$64,100	\$99,529.22	
Notes:				
CXL - canceled				
PST - postpone				
RES - Rescheduled for later date				

Kansas State Fair Bank Account and State Fair Fee Fund- Year to Date Comparisons

State Fair Fee Fund Balance											
	Total Bank/SFFF FY18	Total Bank/SFFF Fy19	Total Bank/SFFF FY20	SFFF FY18	Bank FY18	SFFF FY19	Bank FY 19	Total Bank/SFFF FY18	Total Bank/SFFF Fy19	Bank FY20	SFFF FY 20
July	\$1,268,692.72	\$1,522,100.81	\$1,053,307.18	\$634,296.74	\$634,395.98	\$819,746.95	\$702,353.86	\$1,268,692.72	\$1,522,100.81	\$357,102.82	\$696,204.36
August	\$1,652,967.67	\$1,671,355.27	\$1,505,883.47	\$930,972.70	\$721,994.97	\$823,277.48	\$848,077.79	\$1,652,967.67	\$1,671,355.27	\$598,122.46	\$907,761.01
September	\$2,000,265.14	\$2,024,260.69	\$2,080,254.74	\$1,420,061.02	\$580,204.12	\$1,379,407.36	\$644,853.33	\$2,000,265.14	\$2,024,260.69	\$799,240.62	\$1,281,014.12
October	\$1,676,864.38	\$1,315,743.20	\$1,217,166.69	\$1,473,680.67	\$203,183.71	\$1,205,967.85	\$109,775.35	\$1,676,864.38	\$1,315,743.20	352,866.94	\$864,299.75
November	\$1,288,489.36	\$1,148,842.42	\$1,062,458.84	\$1,096,094.06	\$192,395.30	\$949,301.84	\$199,540.58	\$1,288,489.36	\$1,148,842.42	\$377,560.43	\$684,898.41
December	\$1,155,821.14	\$979,017.05	\$901,497.04	\$1,121,484.85	\$34,336.29	\$715,977.56	\$263,039.49	\$1,155,821.14	\$979,017.05	\$129,778.57	\$771,718.47
January	\$1,083,757.13	\$621,919.34	\$645,999.08	\$963,678.30	\$120,078.83	\$483,369.34	\$138,550.00	\$1,083,757.13	\$621,919.34	\$159,934.54	\$486,064.54
February	\$1,008,235.52	\$725,232.45	\$852,127.26	\$839,319.53	\$168,915.99	\$492,493.07	\$232,739.38	\$1,008,235.52	\$725,232.45	\$159,020.77	\$693,106.49
March	\$1,145,466.21	\$877,838.12	\$852,730.12	\$1,042,248.98	\$103,217.23	\$655,841.82	\$221,996.30	\$1,145,466.21	\$877,838.12	\$52,836.39	\$799,893.73
April	\$1,018,392.08	\$1,148,201.86	\$756,309.94	\$949,448.42	\$68,943.66	\$713,458.83	\$434,743.03	\$1,018,392.08	\$1,148,201.86	\$27,750.38	\$728,559.56
May	\$1,045,119.21	\$1,069,816.21	\$0.00	\$855,873.70	\$189,245.51	\$887,706.28	\$182,109.93	\$1,045,119.21	\$1,069,816.21		
June	\$1,198,329.77	\$828,714.32	\$0.00	\$1,142,757.10	\$55,572.67	\$709,637.74	\$119,076.58	\$1,198,329.77	\$828,714.32		
										adjusted for Etix \$171,738.37 overpayment	



Sponsorship Receipts MARCH 2019 through June 2019

March 2019

CHS	Meeting rental	175.00
Evergy	Sponsor	30,500.00
Schlickau Family	Meeting rental	125.00
Via Christi	Sponsor	2,476.00
Total	March 2019	\$ 33,276.00

April 2019

Traeger	Sponsor	3,000.00
Nature Hill	Sponsor	1,397.00
Total	April 2019	\$ 4,397.00

May 2019

Nature Hill	All Sponsors	2,500.00
Propane Mktrs.	“ “	2,623.00
Hutch Regional Medical		20,661.00
Hyatt Life		5,647.00
City Beverage		6,000.00
Kansas Corn		6,500.00
Nex Tech Wireless		31,077.00
Bradbury		6,500.00
Lowen		5,500.00
Bretz & Young		25,000.00
Bretz & Young		1,960.00
Pioneer Corteva		5,997.00
Total	May 2019	\$ 119,965.00

June 2019

6/3	cc Renoir	Sponsor	3,375.00
	ck Galyon	Sponsor	4,500.00
	ck Kuhn Krause	Sponsor	3,200.00
6/6	cc Elliott	Sponsor	4,250.00
	Ck Cellular Sales	Sponsor	4,353.00
6/13	ck Great Plains	Visitors guide	3,250.00
	Ck White Star	“ “	1,500.00
6/14	cc Ultimate Sports	Visitors guide	200.00
	Cc Leon Global	Sponsor	2,031.00
	“ “	Visitors Guide	3,500.00
6/17	ck Mennonite Friendship	Sponsor	4,500.00
6/20	cc Nature Hill	Sponsor	2,500.00
6/21	ck Sprint/Dish One	Sponsor	452.00
		Visitors Guide	5,000.00
6/21	ck DISH USA	Sponsor	8,319.00
6/24	ck SW Dairy	Sponsor	3,500.00
6/24	ck Hutch Clinic	Sponsor	11,000.00
6/24	ck Enel Green	Sponsor	12,330.00

6/25 ck Crosspoint	Sponsor	3,000.00
June 2019 continued –		
6/26 cc Alliance Sports	Sponsor \$	3,412.00
6/26 cc Renoir	Sponsor	<u>1,327.00</u>
Total June 2019		\$ 95,999.00

TOTAL MARCH -JUNE 2019 \$ 253,637.00

MARCH THROUGH JUNE 2020

March 2020

Olathe	Visitors Guide	656.25
KC KS	Visitors Guide	656.25
City of Bonner		656.25
Renoir (cc)	Sponsor	1,327.00
Viega	Meeting Rental	<u>175.00</u>
Total March 2020		\$ 3,470.00

April 2020

Cox	Sponsors	\$ 12,500.00
City of Merriam Visitors Guide		656.25
Pro Value	Meeting rental	<u>125.00</u>
Total for April 2020		\$ 13,281.25

May 2020

5/3 ck Kansas Dairy	Visitors Guide	562.50
Ck Southard	Visitors Guide	<u>562.50</u>
Total for May 2020		\$ 1,125.00

June 2020 Forecast \$ 25,000.00***

March thru June 2020 \$ 42,876.25

***Because of the Pandemic Covid-19 – current economic hardship on the Kansas economy and fear the 2020 Kansas State Fair may be cancelled; Sponsors are hesitant to commit and pay at this time.

March thru June 2019 Sponsor Revenues \$ 253,637.00
March thru June 2020 Sponsor Revenues \$ 42,876.25

Sponsor Rev Shortfall \$ 210,760.75

COMMERCIAL EVENT INCOME 2020

Exhibitor	Booths	Due	Paid	Balance
A & M CREATIVE LLC	MEADOWLAR	\$2,048		\$2,048
ABSOLUTE APPAREL	015 WHEAT	\$540		\$540
ADVANCED SEAL LLC	SUNFLOWER	\$1,024		\$1,024
AFFORDABLE PRODUCTS	133 PRIDE OF	\$540		\$540
ALKOTA OF KANSAS	115 WHEAT	\$1,070		\$1,070
AMAZING LIFE PRODUCTS (SFN)	SUNFLOWER	\$2,048		\$2,048
ANDREW & JENI BRYAN, LLC (500 20th)	500 20TH	\$1,060		\$1,060
ANDREW & JENI BRYAN, LLC (Cattlemen's)	405 20TH AVE	\$1,890		\$1,890
ANDREW & JENI BRYAN, LLC (Porky's)	COTTONWOO	\$1,270		\$1,270
ANIMA BELLA	GRANDSTAN	\$945		\$945
AUTO & AG SPECIALTIES	114	\$630		\$630
B S CONCESSIONS (23rd)	108 23RD AVE	\$1,305		\$1,305
B S CONCESSIONS (Carousel)	306 FT RILEY	\$895		\$895
B S CONCESSIONS (FRB)	312 FT RILEY	\$1,895		\$1,895
BACKYARDS & BARNYARDS	118	\$1,620		\$1,620
BALANCED MIND	MEADOWLAR	\$1,024		\$1,024
BATH FITTER	MEADOWLAR	\$2,127		\$2,127
BB AIRSOFT LLC	GRANDSTAN	\$1,039		\$1,039
BERNARD'S PIT STOP BAR-B-Q (CC)	COTTONWOO	\$885	\$50	\$835
BERNARD'S PIT STOP BAR-B-Q (Kathy B's)	313 FT RILEY	\$1,065	\$50	\$1,015
BILL'S SEWING MACHINES	SUNFLOWER	\$2,100		\$2,100
BLINGING WITH MEANING	GRANDSTAN	\$1,969		\$1,969
CHAN'S CONCESSIONS	305	\$745		\$745
CHEM WASH	306 23RD AVE	\$656		\$656
CHIMNEY & STONE SPECIALISTS INC.	501 23RD	\$1,375		\$1,375

CLOUD COUNTY COMMUNITY COLLEGE		\$1,024		\$1,024
COLOR STREET	SUNFLOWER	\$1,103		\$1,103
CORDS OF STEEL	MEADOWLAR	\$1,024		\$1,024
COSTCO WHOLESALE	GRANDSTAN	\$893		\$893
COWLEY COLLEGE	MEADOWLAR	\$2,048	\$10	\$2,038
CULLIGAN WATER OF HUTCHINSON	SUNFLOWER	\$2,048		\$2,048
CUSTOM MADE NAME JEWELRY	402 PRIDE OF	\$955		\$955
DAVE'S POOLS	SUNFLOWER	\$2,048		\$2,048
DH HOME IMPROVEMENT	GRANDSTAN	\$1,890	\$10	\$1,880
DJ PRODUCTIONS (FEAR FACTOR)	624 20TH AVE	\$1,400		\$1,400
DONAHUE MANUFACTURING	135 LAKE	\$2,640		\$2,640
DONNA'S POOL & PATIO	404 BISON	\$1,830	\$50	\$1,780
DOOLEY'S WATER & ENERGY	SUNFLOWER	\$2,048		\$2,048
DRY BASEMENT FOUNDATION REPAIR	217 LAKE	\$770		\$770
ELEXIS JONES SHOE CLEANER	214 23RD AVE	\$776		\$776
ELK VALLEY USD 283		\$1,024		\$1,024
EMBELLISHED LLC	MEADOWLAR	\$2,048		\$2,048
ENVY TV	SUNFLOWER	\$1,024		\$1,024
EQUINE GIFTS	SUNFLOWER	\$2,048		\$2,048
ETCHED IN STONE	600 FT	\$706		\$706
EXCEL INDUSTRIES	309 23RD AVE	\$881	\$60	\$821
EZ HANG CHAIRS	SUNFLOWER	\$1,299		\$1,299
FABWORKS	MEADOWLAR	\$1,224		\$1,224
FD INSURANCE AGENCY	SUNFLOWER	\$1,024		\$1,024
FINNEY COUNTY CVB	PRIDE OF	\$1,224	\$10	\$1,214
FISHER CARRIAGE WORKS	131	\$855		\$855
FRAMED ENTERTAINMENT	GRANDSTAN	\$1,786		\$1,786
FREUND FAMILY FOODS (Mac & Cheese)	306 B PRIDE	\$1,415		\$1,415

GRAHAM CRAFTS, LLC	MEADOWLAR	\$1,024	\$100	\$924
GRANNYS CHEESECAKE AND MORE, INC.	401 BISON	\$1,925		\$1,925
HARPER INDUSTRIES INC	108	\$945		\$945
HEART OF AMERICA SALES	SUNFLOWER	\$2,127		\$2,127
HEAT IT NOW	011 WHEAT	\$815		\$815
HEDRICK'S PROMOTIONS	602 20TH AVE	\$1,100		\$1,100
HOME DEPOT EXTERIORS	MEADOWLAR	\$1,024		\$1,024
HUTCHINSON COMMUNITY COLLEGE	516 23RD	\$1,514		\$1,514
IJERKY GUY	EISENHOWE	\$971		\$971
ILAN SALES	MEADOWLAR	\$1,024		\$1,024
INNOVATION X	GRANDSTAN	\$945		\$945
JW BAUMANN'S	SUNFLOWER	\$2,048		\$2,048
KANEQUIP INC	201 23RD AVE	\$2,760		\$2,760
KANSAS AGRILAND	PRIDE OF	\$383		\$383
KANSAS ARMY NATIONAL GUARD	015 LAKE	\$2,650		\$2,650
KANSAS CONSERVATION PARTNERSHIP	PRIDE OF KS	\$168		\$168
KANSAS COTTON ASSOCIATION	PRIDE OF KS	\$268		\$268
KANSAS FOODS LLC	SUNFLOWER	\$1,024		\$1,024
KANSAS LIFE INSURANCE AGENCY	SUNFLOWER	\$1,024		\$1,024
KANSAS MOTORCYCLE MUSEUM	PRIDE OF	\$1,024		\$1,024
KANSAS REPUBLICAN PARTY	MEADOWLAR	\$2,142	\$40	\$2,102
KANSAS SOYBEAN COMMISSION	pride of ks	\$168	\$10	\$158
KANSAS SUNFLOWER COMMISSION	PRIDE OF KS	\$168		\$168
KANSAS WHEAT	pride of ks	\$2,589		\$2,589
KANSAS WINE AND BEER GARDEN LLC	106 FT	\$1,290		\$1,290
KANSAS WINE AND BEER GARDEN LLC	404	\$1,885		\$1,885
KC EXOTIC AIR PLANTS	SUNFLOWER	\$2,048		\$2,048
KG WHOLESALE	GRANDSTAN	\$1,786		\$1,786

KITCHEN CRAFT	GRANDSTAN	\$998		\$998
KJ EXPERIENCE LLC (MANHATCHET)	628A 20TH	\$1,495		\$1,495
KRYLART(cancelled 2020)	212	\$645		\$645
KSDS ASSISTANCE DOGS, INC.	PRIDE OF	\$2,663		\$2,663
KSU 4-H YOUTH DEVELOPMENT-	PRIDE OF	\$1,024		\$1,024
LEAGUE OF WOMEN VOTERS OF	SUNFLOWER	\$1,103		\$1,103
LESTER BUILDING SYSTEMS	SUNFLOWER	\$2,127		\$2,127
LIBERTY HOUSE DESIGNS	PRIDE OF	\$1,024		\$1,024
LIBERTY INC - TRAVALUM TRAILER	408 20TH AVE	\$656		\$656
LIQUID BRIGHT	SUNFLOWER	\$1,024		\$1,024
LULAROE	SUNFLOWER	\$2,048		\$2,048
LUSTERCRAFT PLASTICS INC	SUNFLOWER	\$2,127		\$2,127
MAIN STREET T'S	GRANDSTAN	\$4,386		\$4,386
MALL CONCEPTS	MEADOWLAR	\$2,048		\$2,048
MARKETING FOR STATE FARM	209	\$545		\$545
METRO T-MOBILE	105	\$1,056		\$1,056
MIDWEST SPORTS MARKETING INC	GRANDSTAN	\$2,757		\$2,757
MOEN'S MOUSE MIX	SUNFLOWER	\$1,024		\$1,024
MORAN, JERRY SENATOR	PRIDE OF	\$1,224		\$1,224
NET PROFIT	MEADOWLAR	\$1,024		\$1,024
NEW CINGULAR WIRELESS PCS LLC	RACETRACK	\$1,680		\$1,680
NEXT GINERATION	PRIDE OF	\$1,024		\$1,024
NORTHWEST KANSAS TECHNICAL	MEADOWLAR	\$1,024		\$1,024
OKOBOJI SODA COMPANY	311	\$885		\$885
OPEN RANGE LLC	503 FT	\$2,246		\$2,246
ORIGINAL CORN ROAST (THE)	302 FT RILEY	\$1,085	\$30	\$1,055
PATRIOT PRIDE	009 WHEAT	\$788		\$788

PAW PRINTS PLUS (BELTS)	GRANDSTAN	\$2,021		\$2,021
PAW PRINTS PLUS (T-SHIRTS)	GRANDSTAN	\$1,969		\$1,969
PETRON PLUS GLOBAL INC.	129 PRIDE OF	\$540		\$540
PLUNDER DESIGN	GRANDSTAN	\$1,942		\$1,942
PREMIER SHOW PRODUCTIONS		\$1,786		\$1,786
PRESSURE WASHER SALES & SERVICE	104	\$540		\$540
PSD MIDWEST VIRTUAL ADVENTURES	GRANDSTAN	\$998		\$998
PURE (People United Reaching Everyone)	GRANDSTAN	\$945		\$945
PURSEMAN	SUNFLOWER	\$2,127		\$2,127
QUALITY CRAFT TOOLS	GRANDSTAN	\$2,704	\$10	\$2,694
RAWHIDE PORTABLE CORRAL	116	\$1,260	\$10	\$1,250
REAL FLOWER JEWELRY	518 20TH AVE	\$1,015		\$1,015
RELIEF SOLES	SUNFLOWER	\$1,024		\$1,024
RENO CO. COMMUNITY DRUG TASK	MEADOWLAR	\$1,024		\$1,024
RIVERS EDGE ENTERPRISE, LLC	013 WHEAT	\$420		\$420
ROADHOUSE BAR & GRILL (FOOD)	312	\$1,170	\$20	\$1,150
ROCK IT UP	311 PRIDE OF	\$1,220		\$1,220
ROCKSTEP HUTCHINSON	MEADOWLAR	\$1,024		\$1,024
RUBY RIBBON	MEADOWLAR	\$1,024		\$1,024
S & S REGIONAL CORP.	GRANDSTAN	\$971		\$971
SAMPLE CONTRACT	01 wheat state	\$420		\$420
SCHMITT ENTERPRISES	400 PRIDE OF	\$1,845	\$10	\$1,835
SCULPTURE ART STUDIO	MEADOWLAR	\$1,024		\$1,024
SENATOR PAT ROBERTS	MEADOWLAR	\$1,024		\$1,024
SERENITY HOSPICE CARE	MEADOWLAR	\$1,224		\$1,224
SHOWALTER CONCESSIONS	COTTONWOO	\$1,490	\$50	\$1,440
SILVER SPUR (BISON)	301 BISON	\$745		\$745

SILVER SPUR (FT. RILEY)	308 FT RILEY	\$795		\$795
SILVER SPUR (HOOF & HORN)	400 20TH AVE	\$770		\$770
SILVER SPUR (POK)	413 PRIDE OF	\$755		\$755
SLEEPTOPIA	211 LAKE	\$450		\$450
SLIDE (THE)	409 BISON	\$825		\$825
SOCK DRAWER AND MORE	SUNFLOWER	\$2,127		\$2,127
SOFTUB, INC.	SUNFLOWER	\$2,048		\$2,048
SPRINT SPECTRUM L.P. A DELAWARE	COW 2 - LOT	\$1,680		\$1,680
STATE AGENCY - EMPORIA STATE UNIV	MEADOWLAR	\$2,342		\$2,342
STATE AGENCY - KANSAS DCF	PRIDE OF	\$1,024		\$1,024
STATE AGENCY - KDADS	MEADOWLAR	\$2,463		\$2,463
STATE AGENCY - KDOR - DIV OF	MEADOWLAR	\$1,024		\$1,024
STATE AGENCY - KDW,P & T (Annie)	EISENHOWE	\$415		\$415
STATE AGENCY - KDWP & T (Andrea)	PRIDE OF	\$2,421		\$2,421
STATE AGENCY - KS ATTORNEY	MEADOWLAR	\$2,463		\$2,463
STATE AGENCY - KS BOARD OF	219 LAKE	\$1,133		\$1,133
STATE AGENCY - KS Correctional Industries	617 20TH AVE	\$846		\$846
STATE AGENCY - KS DEPT OF	EISENHOWE	\$1,239		\$1,239
STATE AGENCY - KS Dept of Agriculture	PRIDE OF	\$368		\$368
STATE AGENCY - KS Dept of Agriculture	PRIDE OF	\$3,072		\$3,072
STATE AGENCY - KS Dept of Insurance	MEADOWLAR	\$1,503		\$1,503
STATE AGENCY - KS DEPT OF TREASURY	MEADOWLAR	\$1,718		\$1,718
STATE AGENCY - KS SECRETARY OF	MEADOWLAR	\$1,239		\$1,239
STATE AGENCY - KSU - COLLEGE OF	PRIDE OF	\$1,039		\$1,039
STATE AGENCY - KSU - NEW STUDENT	MEADOWLAR	\$4,116		\$4,116
STATE AGENCY - KSU - RESEARCH &	PRIDE OF	\$1,039		\$1,039
STATE AGENCY - OFFICE OF GOVERNOR	MEADOWLAR	\$1,118	\$10	\$1,108
STATE AGENCY - PITTSBURG STATE	MEADOWLAR	\$2,048		\$2,048

STATE FAIR PROMENADERS	PRIDE OF	\$1,103	\$10	\$1,093
STUCKY SERVICES LLC	401 FT	\$520		\$520
SUELANE RUBIO	302 PRIDE OF	\$745		\$745
SUGAR CREEK SALES	308 20TH AVE	\$1,972		\$1,972
SUGAR CREEK SALES 2	306 20TH AVE	\$665		\$665
SUPERIOR SERVICE	114	\$420		\$420
SUPERIOR WATER TREATMENT	PRIDE OF	\$1,024		\$1,024
T- MOBILE CENTRAL LLC	COW 1 - BLUE	\$1,680		\$1,680
TATTZ N TOONZ	104 23RD AVE	\$1,122		\$1,122
THE ALLEY INDOOR ENTERTAINMENT	MEADOWLAR	\$1,024		\$1,024
THE BUCKLE	MEADOWLAR	\$1,024		\$1,024
THE ULTIMATE SPORTS SHOP	002 LAKE	\$967		\$967
THERAPEUTIC INNOVATIONS (GS)	GRANDSTAN	\$5,436		\$5,436
THERAPEUTIC INNOVATIONS (ML)	MEADOWLAR	\$1,024		\$1,024
THERAPEUTIC INNOVATIONS (SFN)	SUNFLOWER	\$1,024		\$1,024
THERAPEUTIC INNOVATIONS (SS)	SUNFLOWER	\$2,048		\$2,048
TORNADO SAFE OF KS.	216 LAKE	\$514		\$514
TRAVIS SCALE CO.	PRIDE OF	\$1,024		\$1,024
TUFF SHED, INC.	014 LAKE	\$1,212		\$1,212
TWISTED DESIGNS	115	\$1,198		\$1,198
U.S. JACLEAN, INC.	GRANDSTAN	\$1,969		\$1,969
UNCORKED WINE JELLY	PRIDE OF	\$1,024	\$50	\$974
US ARMY	101 LAKE	\$1,717		\$1,717
US CENSUS BUREAU	MEADOWLAR	\$1,024		\$1,024
USDA FARM SERVICE AGENCY/Farm	PRIDE OF	\$2,063		\$2,063
VERMEER GREAT PLAINS	304 FT	\$877		\$877
VETERANS CRISIS LINE	MEADOWLAR	\$1,024		\$1,024

VISIT HUTCH	201	\$200	\$100	\$100
VMS & ASSOCIATES (WATKINS)	MEADOWLAR	\$1,303		\$1,303
WEBSTER ENTERPRISES	MEADOWLAR	\$7,139		\$7,139
WELLS CONCESSIONS (20th)	513 20TH AVE	\$815		\$815
WELLS CONCESSIONS (310 POK)	310 PRIDE OF	\$2,310		\$2,310
WELLS CONCESSIONS (312 POK)	312 PRIDE OF	\$815		\$815
WELLS CONCESSIONS (Bison - Wonder)	311 BISON	\$745		\$745
WELLS CONCESSIONS (Potato)	403 BISON	\$745		\$745
WICHITA TRACTOR	500 FT	\$2,472		\$2,472
WICHITA VET CENTER MOBILE VEHICLE	008 LAKE	\$1,130		\$1,130
WICK BUILDINGS LLC	620 BISON	\$1,209		\$1,209
WILD OATS	MEADOWLAR	\$2,048		\$2,048
WIRELESS GIZMOS	SUNFLOWER	\$1,024		\$1,024
WOW FACTOR ATTRACTIONS	102 23RD AVE	\$1,690		\$1,690
YEE-HAW	405 BISON	\$745		\$745
YODER ENGINEERED STRUCTURES, INC	513 FT	\$530		\$530
YOUNGERS CONCESSIONS LLC	403 B	\$525		\$525
YOUR PET STORE	SUNFLOWER	\$2,206		\$2,206
ZURVITA ZEAL FOR LIFE	MEADOWLAR	\$2,048		\$2,048
			balance due	\$287,418
			1st 1/2 that was due in Feb.	\$143,709.00
		note: the small amounts in "paid" column are the longevity or awards they earned that we take off of the space cost for that year.		

Requesting agency: The Judicial Branch

Date Submitted: _____ Phone: _____

Agency Contact: Jeff Peter Email: peterj@kscourts.org

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency's operation; and (3) who are the stakeholders that would be affected with this request.

During the COVID-19 pandemic, the Judicial Branch remains dedicated to its mission of providing efficient, effective access to justice for all people of Kansas and, given the current public health situation, doing so in a safe manner. The Judicial Branch requests financial assistance from the Governor's Grant Office through the Coronavirus Emergency Supplemental Funding Program (CESF) in the amount of \$1,700,000 to offset critical and unexpected technological expenses required to provide Kansans with digital access to justice while courts have restricted in-person operations during the coronavirus pandemic.

In response to the Coronavirus outbreak and, consistent with Governor Kelly's stay-at-home orders, the Kansas judicial branch implemented its Continuity of Operations Plan Annex P—Pandemic Planning. The Supreme Court restricted functions or methods of operation to secure the health and safety of court users, staff, and judicial officers. Identified strategies included the necessity of social distancing, telework, hygiene, and limiting public interaction by accepting most litigant's filings electronically and conducting remote hearings by telephone and video conference.

The Kansas judicial branch has encountered substantial barriers to implementing these strategies because its funding relies on both state and county funds. The State pays the payroll of the more than 1,850 judges and employees located in all 105 counties. The counties pay for the district courts' operating expenses. The technological resources available to counties varies dramatically—from virtually nonexistent to relatively robust.

The Kansas judicial branch needs CESF funds to bridge this divide by purchasing technology equipment and software necessary to implement the strategy and to provide access to justice for all. The need to use this technology exists through all stages of the Governor's reopening plan. Although individuals have choices about entering most businesses, courts summon citizens and control when and how long they must remain in a courtroom. Failure to comply with a court's summons or order to appear can have harsh and life-altering consequences, including loss of freedom. Courts must provide safe alternatives—provided through remote technology—to Kansans, especially those at high-risk.

Fortunately, the State has supported implementing electronic filing of litigants' papers. But many Kansas courts lack the resources to support safe work environments, telework, and remote hearings. The needs fall into five categories: (1) funding for the 2020 Remote Technology Opportunity to support current technology requests needed to increase current courthouse operational capacity during the current pandemic; (2) additional funding to support expected technology requests from the outstanding district courts also required to restore operational capacity during the current pandemic; (3) licenses for applications to support remote meeting and work platforms; (4) the development of centralized email for all Kansas courts to ensure the safe transfer of documents, data, and communications; (5) increased access to digital justice; specifically, programs to digitize protection from abuse or stalking applications submitted by victims without an attorney and equipping self-help center technology for use by self-represented litigants needing access to the internet to participate in virtual court proceedings or to submit documents.

Some brief background about how courts have been and are functioning helps explain the need. The Kansas court system moved in step with the Governor's public health orders and executive branch plans. After the Governor issued a stay-at-home order, courts performed only essential functions during the first two-week period. In week three, courts conducted in-person hearings within public safety protocols if the hearing related to an essential function and could not be

performed remotely. Non-essential functions resumed through telework and remote hearings where local technology allowed. Three weeks ago, courts began conducting more in-person hearings. But virtual hearings and telework are encouraged whenever possible to protect the health and safety of court users, judges, and court staff.

The appellate courts and the Office of Judicial Administration, located in the Kansas Judicial Center, receive State funding for operations. The employees in the Kansas Judicial Center were able to quickly move to telework after an initial outlay of \$41,931 to purchase 22 laptops and other remote technology items, along with disinfectant and sanitizer for use in Kansas courts and to add safeguards to ensure secure access to the judicial network. The Judicial Branch was able to find this money within the existing budget due to savings and efficiencies realized in other areas. The appellate courts effectively implemented telework with minimal delays to mission-essential functions and were soon performing all functions. On Saturday, April 11, 2020, the Supreme Court conducted a historic oral argument by using the Zoom platform. This effort demonstrated Kansans can access needed judicial proceedings, even during a time of required social distancing, through alternative methods. The appellate courts have continued to schedule oral arguments through Zoom.

District courts in counties that have invested in technology have used various remote meeting applications to conduct essential and non-essential hearings in divorce, adoption, mental illness, probate, civil, child in need of care, juvenile offender, and criminal cases. District courts also use remote access to limit the number of people in courtrooms. Court reporters, interpreters, and members of the public can listen or view remotely, limiting those in the courtroom to the judge, parties, attorneys, and witnesses. Unfortunately, very few counties—and thus few judicial districts—fall into this category of courts with adequate county funding to support this technology.

The first and second needs relate to funding technology for most of the states 31 judicial districts, especially those that lack the resources to support virtual courts and remote processing of digital filings. To fill the technology gap between courts, the Kansas Supreme Court and the Office of Judicial Administration devoted about \$750,000 in Court Improvement Program grant funds and fee funds to provide district courts the opportunity to apply for funds from a program named the 2020 Remote Technology Opportunity. Courts can only use these funds for equipment, services, and software necessary for telework and virtual court proceedings. The expenditure must restore required functionalities of a district court. As of May 13, 2020, the Kansas Supreme Court Office of Judicial Administration has received requests for over \$507,000 in emergent technology resources from 16 of the 31 judicial districts (**Figure 2**). We anticipate another \$595,000 in technology requests from the remaining judicial districts (**Figure 3**). The 2020 Remote Technology Opportunity fund is insufficient to meet the demonstrated needs of these districts. Further, many of our courts—about 57%—serve rural areas where reliable internet service is unavailable¹. Judges and court employees working from home in rural areas require hotspots and cellular phones, including service plans, for reliable internet access. Even from courthouses, hotspots often must be used to support remote hearings. These costs are included in the requested and expected expenditures under the 2020 Remote Technology Opportunity program.

Third, courts also need licenses and service contracts for remote meeting applications and other software necessary to support the processing of digital records as well as accessing judicial resources offsite of the courthouse. If funded, the Kansas judicial branch would provide a Zoom

¹ Source: 2019 FCC Broadband Deployment Report showing households in 60 of 105 Kansas counties having less than 90% availability to minimum standard (25Mbps Download/3Mbps Upload) Broadband speeds.

account for each of the 267 judges and each courthouse at a cost of approximately \$90,000 as well as provide the necessary VPNs to enable remote connection to the judicial network totaling \$580,000. This step will assist attorneys, the public, litigants, and judges helping other districts use a uniform system. District courts currently use several platforms. Zoom allows judges to securely facilitate confidential conversations between attorneys and their clients during proceedings, a feature not available on some of the other platforms. It also facilitates the use of interpreters and allows easy public access through YouTube. These are necessary features.

The forced use of remote technology for conducting hearings has been a silver lining in the midst of the pandemic. Courts, litigants, and attorneys are growing to appreciate the convenience. While more data is necessary before we can draw firm conclusions, it appears appearance rates improve. Judges report parties—particularly children—are more comfortable participating by phone or video than when in a courtroom. Remote proceedings will remain an important resource for courts post-pandemic.

Fourth, the Office of Judicial Administration will spend \$350,000 to integrate all Kansas judicial personnel into a centralized e-mail server. This integration will mitigate the risk of a security breach during transmission of court-related documents, data, and communications between district courts and centralized judicial staff at the Office of Judicial Administration. See **Figure 1**.

The fifth category of need would assist vulnerable victims of abuse and stalking who seek a protection from abuse order without the assistance of an attorney. Currently, the process of obtaining an order relies on paper forms, can take an entire day, and victims must access the forms in person—threatening the health and safety of already vulnerable individuals. We have been researching the capability to provide a scalable, sustainable, and accessible mobile friendly portal for all Kansans seeking temporary orders of protection to enter their information through a series of questions which will then automatically populate the appropriate form for a court to process. A link would be posted on the websites of the Judicial Branch, district courts, victim service providers, law enforcement agencies, libraries, and other public providers. We have identified two vendors with the ability to provide this valuable service, but we are seeking input and cost estimates from other vendors. The current lowest bidder provided the cost estimate quoted on this request found in **Figure 4**. Implementing a statewide web-based guided interview will enable the Kansas Judicial Branch to further two long-term goals made urgent during the pandemic: bridging the resource divide in Kansas communities and among litigants and easing the burden of filing temporary orders of protection.

Included in this fifth category of need, we seek funding for technology to be used by self-represented litigants. Some types of cases—especially family law cases—involve a high number of self-represented litigants. To accommodate virtual court proceedings, these litigants need access to the remote meeting platform being used by the court and the ability to submit documents. But they may lack internet access. Computer terminals in courthouses or other public facilities can be dedicated to providing these individuals access at a cost of \$267,000 outlined in **Figure 4**.

The Judicial Branch has requested \$1,700,000 from the Legislative Coordinating Council earmarked for Coronavirus response (**Figure 1**). If awarded, the Kansas judicial branch would use these funds, along with the Court Improvement Grant and fee funds, for remote technology, hotspots, software, and licenses, centralized email for judges and employees throughout Kansas, and improve access for victims of abuse and those who represent themselves in court. **Figures**

1, 2, and 3 detail projected expenditures of \$1.68 million dollars on top of the \$41,931 already spent. If the Kansas judicial branch receives funds from both the Legislative Coordinating Council and the CESF grant, the requested funding along with Kansas judicial branch reallocated funds, will increase the ability of Kansas courts to offer digital access to justice and go a long way toward the reasonable and necessary expenditures required to resume operations. These funds would not supplant other funding, only supplement current resources. Funding provided will better enable the Judicial Branch to remain dedicated to our mission to protect Kansans and provide efficient, effective access to justice for all people of Kansas as we navigate the current challenges to balance protecting Kansans' health and protecting them through access to the judicial system.

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown

Does this request involve agency budget stabilization? Yes No Unknown

Does this request involve matching state funds for federal funds? Yes No Unknown

Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ --	\$ --
Communication	349,664	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	175,000	--
Subtotal--Contractual Services	\$ 524,664	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	2,000	--
Vehicle Supplies	--	--
Professional Science Supplies	--	--
Office & Data Supplies	41,931	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ 43,931	\$ --
Subtotal--Capital Outlay	--	--
Subtotal--Aid to Local Governments	1,993,755	--
Subtotal--Other Assistance	--	--
Total--Reportable Expenditures	\$ 2,562,350	\$ --
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ --	\$ --
Fee Funds	425,000	--
Federal Funds	325,000	--
Other Funds	1,812,350	--
Total--All Funding Sources	\$ 2,562,350	\$ --

Assumptions Used in the Request

Expenditures: Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.

Should this request be granted, the funds will go to supplement other funding sources to provide additional support to the district courts. The more equipment and teleworking capabilities the courts have to fulfill requests, the more efficiently Kansans will receive a resolution to their situations, instilling added confidence and security in our legal system during a time of uncertainty.

All requested expenditures do qualify for funding available through the federal Coronavirus Aid, relief, and Economic Security Act (CARES Act), and a similar request will be made to the Governor's Grant Office requesting aid from that source as well. Any funding received will not supplant but rather supplement other funding as we have used \$750,000 of Judicial Branch funds to meet the needs of the districts.

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

If there are long term fiscal consideration beyond the term of this grant funding, they will be included in future budget requests submitted to the legislature.

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

Funding from this request would allow local entities such as law enforcement and district/county attorneys increased access to the local district court.

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them.

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommended No Recommendation

It is my opinion as the Budget Director that spending from the Coronavirus Response Fund should be prioritized to provide funding for immediate public health and safety needs first and then for budget stabilization and economic relief second. This crisis is continuing to evolve and we do not yet know the full effect it will have on state agencies. While I believe the need for better technology and equipment for the Judicial Branch is real, the state should wait for additional agencies to submit applications, so a better picture of all the requests will help the Legislative Coordinating Council prioritize the needs for this funding.

Figure 1: Projected Coronavirus Financial Response

Projected Coronavirus Response	Projected Financial Impact
Funding Sources:	
FY 2020 & FY 2021 Judicial Budgetary Funds	\$750,000.00
Potential LCC or CESF Funds	\$1,700,000.00
Total Funding:	\$2,450,000
COVID-19 Expenditures:	
Requested COVID-19 Expenditures	(\$507,069.60)
Projected COVID-19 Technology Requests	(\$594,234.36)
VPN & Remote Meeting Access Costs	(\$669,627.60)
Centralized e-mail Expenditure	(\$349,664.00)
Increased Access to Digital Justice	(\$441,754.40)
Total Expenditures:	(\$2,562,349.96)
Grand Total: Budgetary Excess(Shortfall)	(\$112,349.96)

Figure 2: Current 2020 Remote Technology Opportunity Requests from 16 of 31 Districts

Items Requested	Units	Requested Cost
Computer Accessories	74	\$ 10,769.73
Hot Spots	96	\$ 34,672.11
Laptops	204	\$ 321,409.97
Mobile Phone Devices and Plans	75	\$ 17,721.90
Printer/Copier/Scanner/Fax Units	29	\$ 15,053.79
Software	168	\$ 13,359.15
Tablets	43	\$ 90,472.95
Webcams	38	\$ 3,610.00
Grand Total	727	\$ 507,069.60

Figure 3: Projected Additional 2020 Remote Technology Opportunity Requests

Item	Unit Cost	Units	Total Cost
Dell Latitude 5510 (mid)	\$ 1,365.32	279	\$ 380,924.28
Dell Latitude 7210 2-in-1 (tablet)	\$ 2,125.05	72	\$ 153,003.60
Hotspot Devices	\$ 99.99	104	\$ 10,398.96
Hotspots Annual Service Fee	\$ 479.88	104	\$ 49,907.52
Grand Total			\$ 594,234.36

Figure 4: Increased Access to Digital Justice

Technology for Access to Digital Justice	Unit Cost	Units	Total Cost
Courthouse Terminals for Litigants	2,425.04	110	\$ 266,754.40
Webportal for Protection Orders	N/A	N/A	\$175,000.00
			\$ 441,754.40

Requesting agency: Kansas Highway Patrol

Date Submitted: 05/20/2020

Phone: 785-296-5983

Agency Contact: Sherry Macke

Email: Sherry.Macke@ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency's operation; and (3) who are the stakeholders that would be affected with this request.

The Kansas Highway Patrol is making efforts to prevent, prepare, respond to, and mitigate effects of the COVID-19 virus, all while servicing the public during this pandemic by tracking, prioritizing, and continually evaluating our resource needs including, but not limited to personnel, contractual services, and materials (PPE). As an instrumental part of the Safety and Security (Law Enforcement) of the citizens of Kansas, the KHP has been involved with mitigation efforts and working closely with all our local, state, and federal partners to provide assistance in oversight of prior to the state declaration and implementation of Governor's orders and phases of business.

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown

Does this request involve agency budget stabilization? Yes No Unknown

Does this request involve matching state funds for federal funds? Yes No Unknown

Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ --	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	809,598	--
Subtotal--Contractual Services	\$ 809,598	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	--	--
Office & Data Supplies	--	--
Other Supplies & Materials	274,467	--
Subtotal--Commodities	\$ 274,467	\$ --
Subtotal--Capital Outlay	--	--
Subtotal--Aid to Local Governments	--	--
Subtotal--Other Assistance	--	--
Total--Reportable Expenditures	\$ 1,084,065	\$ --
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ --	\$ --
Fee Funds	--	--
Federal Funds	--	--
Other Funds	1,084,065	--
Total--All Funding Sources	\$ 1,084,065	\$ --

Assumptions Used in the Request

Expenditures: Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.

Currently, through dissemination of quickly depleted stockpile of PPE and sanitation supplies, we are regularly communicating with our personnel and providing the most current health and safety information available from state and federal officials. We are taking additional steps to track personnel affected or potentially affected and implement quarantine to prevent further spread of the disease, which removes additional resources from service, creating a gap in service or placing additional burdens on existing resources.

As the Patrol identifies our greatest needs to continue service with as little disruption as possible, we are also, like many agencies, struggling to find the funding sources to replenish needed supplies as well as locate vendors while in competition with others to fill those resource needs. The additional burden is that our budget is already set for the year, and any budget increase to cover additional supplies must be approved through the legislature, if funds are available. The greatest challenges are providing enough PPE, cleaning supplies and maintaining communication services when personnel are ill or working remotely.

Funding in the amount of \$1,084,065 will help fill gaps in our most immediate needs which include Personal Protective Equipment (PPE), Disinfectant/Sanitation supplies & equipment and new technology for remote communications capabilities that will benefit the entire state.

The highest priority in need is to provide Personal Protective Equipment and sanitation supplies, including gloves, eye protection glasses with transition lenses, automatic hand sanitizer stations, disinfecting wipes and Electrostatic Disinfectant Sprayers for sanitizing cars and other areas accessible to the public. The estimated cost of \$274,467.00 is based on historic expenditures, quotes, increased severity of Pandemic, availability of resources, and materials projected through September 2020.

Projected cost analysis of PPE and sanitation supplies & equipment;

March	\$	32,000	
April		35,200	10%
May		42,240	20%
June		44,352	5%
July		43,021	-3%
August		40,870	-5%
September		36,783	-10%
	\$	274,467	

Critical Connect Solution

Dispatch for the Kansas Highway Patrol is centrally located in Salina Kansas, within the same building, on the same floor. More than 20 dispatch personnel covering three shifts, operate to provide service to seven regions covering all 105 counties in the state and provide an essential function for public safety. Funding of a Critical Connect solutions is needed to prevent loss or disruption to the ability for dispatch to receive calls from the public, conduct a variety of officer safety inquiries, relay information to LEO's and other law enforcement agencies in a timely manner, which can have life or death consequences to the public and officers without adequate connectivity. This Critical Connect Solution essentially allows dispatch activities to be conducted from a remote location anywhere in the state.

Additionally, this gives us the ability to activate the system for other entities to operate in the event too many KHP personnel become ill or incapacitated and service is adversely affected

by the disease. Not only can it be operated by other disciplines such as PSAPS, Hospitals, military or other emergency dispatch centers, it can also allow KHP to reciprocate and help dispatch for those other disciplines and entities affected. It can further be used across all disciplines including public and private entities to fill the resource gaps and assist each other with response efforts across the state. This technology gives Kansas a shareable and deployable resource to fill a widespread gap with no more effort than one person with access, activating this tool remotely for use.

This resource has dual connectivity which will also allow us to connect other entities including public and private sectors, such as critical infrastructures, tying them together to provide a means of seamless communication, cloud-based interoperability between different networks and agencies to eliminate barriers and unify communications. This real-time exchange of voice, data, video, messaging, location, and enhanced intelligence between interjurisdictional agencies, will lead to more detailed intelligence, more informed response, regardless of device or network and can tie resources together, increasing efficiency of response and recovery.

Prior to the COVID 19 response, our agency was already experiencing a gap with having enough trained dispatchers to handle the volume of activity in all regions of the state, due to retirements, turnover and the task of recruiting and training new personnel to fill those gaps. When COVID 19 struck, we began COVID Employee Quarantine Tracking of employees with compromised immune systems, no childcare, at risk individual, possible contact to persons with the disease, high risk age groups, confirmed cases, symptomatic and travel related quarantine which has already affected some dispatchers, law enforcement officers and civilian staff. Trends of tracking show that this gap will continue to grow and affect our abilities to serve without additional technology.

Projected long-term consequences this pandemic has caused include our ability to recoup costs for specific PPE, sanitation supplies & equipment and technology, to fill communication gaps will have a trickle-down effect to include reduced service which is also a life safety risk. Reduced resources can increase response time to the public and other first responder agencies we assist, which risks Injury, illness and or loss of life to our personnel, first responders and the public.

The Patrol's response to the coronavirus pandemic is based on our Continuity of Operations Plan (COOP). As a support agency, our mission essential functions include a variety of tasks that require additional exposure to the virus. These tasks include, assisting with security of mobile COVID 19 testing sites, working with the Kansas Department of Corrections during pandemic related riots and helping to fill shortfalls in security staffing. Also, transporting and escorting of infected persons, relay of samples for testing to KDHE, securing public demonstrations while protecting civil rights, ensuring safe travel of goods and services in support of the pandemic and other tasks assigned by the state Emergency Operations Center through the Kansas Division of Emergency Management.

Some of the actions we are taking to respond to the coronavirus include telework and utilizing alternative sites which has increased our need for PPE, cleaning supplies and communications technology for remote business.

Additionally, our agency mission and goals must continue to improve quality of life by providing professional law enforcement services and share resources while preserving of

individual dignity and constitutional rights is paramount in performing our duties. Protecting the rights of co-workers and providing a safe, secure working environment is of equal importance. We provide protection of life and property through active enforcement of traffic, criminal and other laws of the State of Kansas, and by supporting homeland security initiatives.

Along with our primary agency functions, we respond to and support city, county and other state agencies during all hazard events. We cannot avoid contact with the public which increases personal exposure to the disease as well as the citizens of the state and travelers.

The Kansas Highway Patrol utilized operational funding to purchase and disseminate masks, gloves and sanitation supplies as part of our response plan. As our budget is approved by the legislature, it is difficult to foresee what funding would be available in the future to cover these increased costs.

With our budget plan in place for essential functions, supplemental dollars are needed to support the continuation of service to the state and prevent the spread of the coronavirus to our personnel who come in close contact with citizens frequently. Funding will provide the additional personal protective equipment, supplies, and communications connectivity technology with remote accessibility needed to continue our mission essential functions.

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

Extended response to the pandemic would continue to impact the Agency's budget in terms of personnel and PPE. Due to the high contact with the public and other entities in general, there is a greater risk of Agency personnel falling ill to the virus and unable to perform their duties. It's critical to maintain a sufficient level of PPE to mitigate this risk. All come at an additional cost to the Agency, not included in the budget.

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

The request will allow the Agency to continue, along with our primary agency functions, to respond to and support city, county and other state agencies during all hazard events. If PPE or Personnel are limited, we are unable to provide assistance across the state.

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them.

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommended No Recommendation

It is my opinion as the Budget Director that spending from the Coronavirus Response Fund should be prioritized to provide funding for immediate public health and safety needs first and then for budget stabilization and economic relief second. This crisis is continuing to evolve and we do not yet know the full effect it will have on state agencies. While I believe the need for these systems and equipment for the Kansas Highway Patrol is real, I have no recommendation for this request for funding at this time. As other agencies submit applications, a better picture of all the requests will help the Legislative Coordinating Council prioritize the needs for this funding.

Requesting agency: KDADS

Date Submitted: 5/15/2020 Phone: 785-296-6455

Agency Contact: Brad Ridley Email: Brad.Ridley@ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency’s operation; and (3) who are the stakeholders that would be affected with this request.

Proposal: The Department for Aging and Disability Services (KDADS) requests an increase of \$8,630,027 SGF (\$23,627,197 AF) to provide a temporary (120-day) Nursing Facility and Nursing Facility for Mental Health rate increase to mitigate the increased costs due to the COVID19 public health emergency. The 120-day rate increase would begin March 13, 2020 and cross budget years FY20 and FY21.

COVID-19 has had an extensive impact on daily operations of nursing facilities in Kansas and KDADS is interested in supporting nursing facilities as they prepare their COVID-19 response efforts. Nursing facilities have incurred increased costs due to the implementation of more stringent infection control protocols, increased personnel to ensure appropriate staffing of designated units and/or alternate care sites, and the purchasing of much needed additional personal protection equipment (PPE).

Given that nursing facilities are experiencing increased cost for infection control protocols, even without COVID-19 positive residents, KDADS is proposing an add-on for these additional costs. This increase is estimated at \$20 per day, per Medicaid eligible resident for each Medicaid licensed nursing facility, for a period of 120 days.

All additional revenue received from the add-on will be directly offset against the cost center of benefit (i.e. Since PPE would be considered a direct nursing supply, the additional revenue would be offset from the Direct Health Care cost center costs), which will be reflective in the SFY22, 7.1.21 nursing facility rates.

NF & NFMH 109-Day SGF at Enhanced FMAP Rate (MCO)	\$ 20,140,122	\$ 6,976,538	\$ 13,163,584
NF & NFMH 109-Day SGF at Enhanced FMAP Rate (FFS)	\$ 844,987	\$ 292,704	\$ 552,283
NF & NFMH 11-Day SGF at Standard FMAP Rate (MCO)	\$ 2,078,617	\$ 848,907	\$ 1,229,710
NF & NFMH 11-Day SGF at Standard FMAP Rate (FFS)	\$ 87,209	\$ 35,616	\$ 51,593
NFMH FFS State only	\$ 476,262	\$ 476,262	\$ -
Total	\$ 23,627,197	\$ 8,630,027	\$ 14,997,170

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown

Does this request involve agency budget stabilization? Yes No Unknown

Does this request involve matching state funds for federal funds? Yes No Unknown

Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ --	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	--	--
Subtotal--Contractual Services	\$ --	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	--	--
Office & Data Supplies	--	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ --	\$ --
Subtotal--Capital Outlay	--	--
Subtotal--Aid to Local Governments	--	--
Subtotal--Other Assistance	21,417,714	2,209,483
Total--Reportable Expenditures	\$ 21,417,714	\$ 2,209,483
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ 7,701,846	\$ 928,181
Fee Funds	--	--
Federal Funds	--	--
Other Funds	13,715,868	1,281,302
Total--All Funding Sources	\$ 21,417,714	\$ 2,209,483

Assumptions Used in the Request

Expenditures: Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.

This increase is estimated at \$20 per day, per Medicaid eligible resident for each Medicaid licensed nursing facility, for a period of 120 days. The additional funding will cover a portion of the additional costs that include purchasing of Personal Protective Equipment (PPE), sanitization supplies and additional staffing costs.

KDADS does not anticipate being able to cover this expense within existing resources.

The funding KDADS has received directly through the FFCRA and CARES act does not provide any funding for Nursing Facility programming. The received grant funding is specific to community-based and nutrition programming for Seniors as well as resources to address additional mental health support due to COVID19.

Based on feedback from Nursing Facilities, the additional expenses incurred have made cash flow a concern and hence KDADS would consider this an urgent request.

This request does not increase state level FTEs at KDADS. All of this funding would go directly to Nursing Facilities to cover their additional expenses.

KDADS believes the \$20 per resident/per day is a start to recognizing the costs incurred by nursing facilities during the COVID19 pandemic. This amount was determined based on an analysis of other state's COVID19 reimbursement plans. The Nursing Facility trade associations shared a funding request (attached) with the Governor and the KDADS proposal covers a portion of their estimated costs.

Major categories of expense for Nursing Facilities that related directly to the COVID19 pandemic include:

- Personal Protective Equipment (PPE) and sanitization supplies related to COVID-19., including masks, gowns, gloves, sanitizers. PPE expenses are running 2-10 times the usual price per item, and nursing homes are using 4-5 times the usual amount.
- Additional staffing costs include more individual care delivery, overtime, staff attendance incentives, staff meals and other support, contract nursing staff to cover staff shortages due to illness/unavailability (2-3 times typical cost), increased time needed to comply with CMS and CDC guidance for staff and visitor screening and reporting. Types of staff this Pass-through would help fund include:
 - Nurses and nurse aides (hands-on care, resident assessment, and other nursing interventions),
 - Housekeepers (to conduct intensive sanitation 24/7),
 - Social services staff (for additional one-on-one emotional and psychosocial support and facilitating communication with families through technology and other means),
 - Activities staff (individual life enhancement endeavors to help residents stay meaningfully engaged when they cannot go about so many of their usual communal activities), and
 - Food service staff (to deliver meals into individual resident rooms and extra time for individual interactions.)

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

KDADS intends this to be a temporary, one-time only rate adjustment.

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

Nursing Facilities and Nursing Facilities for Mental Health would be impacted.

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them.

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommended No Recommendation

It is my opinion as the Budget Director that spending from the Corona Response fund should be prioritized to provide funding for public health and safety needs first and then for budget stabilization and economic relief second. This crisis is continuing to evolve, and we do not yet know the full effect it will have on state agencies. KDADS indicates that nursing facilities have incurred increased costs due to the implementation of more stringent infection control protocols, increased personnel to ensure appropriate staffing of designated units and alternate care sites, and the purchasing of much needed additional personal protection equipment. KDADS is requesting \$21.4 million from all funding sources, including \$8.6 million from the SGF for an estimated increase of \$20 per day, per Medicaid eligible resident for each Medicaid licensed nursing facility, for a period of 120 days beginning March 13, 2020. In SB 66, the Legislature did appropriate an additional \$6.6 million from all funding sources, including \$2.7 million from the SGF for a 1.0 percent increase to nursing facility provider rates but this wasn't intended for COVID related expenses. It seems that this request could be funded with the COVID-19 stimulus funds instead. I would recommend that this application be held until it is determined whether the request would meet the criteria of COVID-19 stimulus funding. Also, as other agencies submit their applications a better picture of all the requests will help the Legislative Coordinating Council prioritize the needs for this funding.

Requesting agency: Kansas Bureau of Investigation

Date Submitted: 05/20/2020 Phone: 785-296-8249

Agency Contact: Paul Weisgerber Email: Paul.weisgerber@kbi.ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency's operation; and (3) who are the stakeholders that would be affected with this request.

The Kansas Bureau of Investigation (KBI) is a state law enforcement agency with statewide jurisdiction and over 300 employees “dedicated to providing professional investigations, laboratory, and criminal justice information services to criminal justice agencies for the purpose of promoting public safety and preventing crime in Kansas” (KBI Mission Statement). The beginning of 2020 brought on a new challenge the KBI had not faced previously—a pandemic.

During the COVID19 pandemic, the KBI was able to switch almost all operations to remote work with the exception of laboratory staff. In order to do this, our IT staff depleted our surplus computers (computers that were awaiting to be moved to state surplus) and were able to get them back up and running so staff could work from home—this was no small feat, approximately 60 laptops were refurbished (after being decommissioned) for employees in approximately one week. Without these laptops, our Administrative Leave numbers would have been much higher and our continuation of some of our mission essential functions would have been severely delayed or stopped. This effort initially increased the ability for employees to work remotely by 27%. Most of these computers went to our Information Services Division which maintains our repositories including criminal history and offender registration. These computers are past their life expectancy and in preparing for a future pandemic, the KBI needs additional computers, laptops, cell phones, tablets, docking stations, monitors, scanners, printers, fax machine, USB document camera, wireless keyboards, wireless mice, external DVD drives, webcams, and office chairs for employees to use to work remotely/at home. This would allow for more employees to continue to work safely at home while remaining productive contributors to the mission of the KBI.

A necessity when working remotely and practicing social distancing is video conferencing. Currently, the KBI utilizes Polycom RealPresence Desktop (Polycom). This application allows for video conferencing to be conducted on a secure system. We quickly realized Polycom’s document sharing aspect did not allow for documents to be shared in full screen making it difficult for employees to read the shared documents. Currently the KBI does not have an effective platform for virtual collaboration. A virtual collaboration tool would allow the KBI to simulate synchronous and contextual face-to-face interaction (in-person meetings) securely between team members in a variety of use cases, including incident planning and response, project management and requirements gathering, and interactive training. These tools consist of components such as virtual white boards, online document proofing, shared workflow development, information sharing and dissemination platforms, conversational interaction,

timeline and schedule reporting and management, information presentation and review, and other related components. As the KBI's COVID-19 response has placed a large portion of the agency's workforce in a remote work environment, providing such tools is critical to maintaining efficient and effective operations while maintaining the safety of staff and partners. Such tools will also position the KBI for long-term viability of agency operations during these types of incidents in the future (including recurrences of the current pandemic). Additionally, KBI would build out the Skype for Business application to allow for more users to video conference at one time-Polycom only allows 20 people to be logged in at one time creating issues with multiple meetings needing to take place at one time.

Secondly, while implementing Incident Command System (ICS) it was discovered additional items would be needed to assist the ICS implantation. ICS field guides should be supplied to the ICS positions and be used as a quick reference guide for employees who may not have the opportunity to participate within an ICS environment often enough to remain proficient. Additionally, an inventory management software program would assist the logistics team in identifying current inventory, inventory usage, and future needs.

A third issue the KBI faced was lack of personal protective equipment (PPE). KBI Special Agents were required to continue to conduct law enforcement operations during the pandemic. Our safety officer prepared a protocol for different levels of PPE with situations requiring more or less PPE depending upon the level of threat(s). Our logistics team quickly went to task at finding the PPE we unfortunately lacked. PPE that is required for our employees are Frogg Toggs (two piece full-body suits that can be laundered/go through decontamination protocols), face shields (these provide better coverage then eyewear alone, covering the mouth, nose, and eyes without fogging easily), shoe covers, N95 masks, gloves, and disposable gowns. All of these are required under our safety protocol (depending on the threat levels).

Additional safety items we lacked were thermometers, alcohol wipes, hand sanitizer, decontamination foggers, Pure, and Decon 7. The KBI was able to obtain approximately 20 thermometers at the start of the pandemic to assist with screening employees and visitors. With additional thermometers, KBI agents will have the ability to utilize these in the field when meeting with potential infected individuals for interrogations, witness interviews, etc., as these meetings are generally conducted at distance closer than six feet and for times longer than ten minutes. Alcohol wipes and hand sanitizer are staple items to help disinfect hands when hand washing is not available. One fogger was purchased to assist in decontamination efforts but, with the number of items/areas needing to be decontamination/disinfected, additional foggers are

needed as well as the products Pure and Decon 7-which are both decontamination chemicals used in conjunction with the decontamination fogger. These items would allow us to decontaminate and utilize our PPE more times before disposal.

Many restaurants and food supply sources were either closed or had little food available throughout the state of Kansas. With agents conducting investigations in rural areas (or even in high density areas) the reliance on restaurants to be open and grocery stores to have specific items was greatly diminished. To reduce the future risk of reduced availability of safe food for our agents while in the field conducting cases, Meals Ready to Eat (MREs) are being required. These would allow all our agents and analysts to have a food supply in case COVID19 or another pandemic were to occur in the future. Water was another issue, all 9 of the KBI facilities have communal water through a water dispenser. These were shut off during the pandemic due to the risk of contamination. To mitigate this, water bottle cases are needed for each facility. This would allow for approximately 240 bottles of water to be stored at each facility and reduce the risk of contamination during a pandemic.

Another issue the KBI discovered was the potential need to provide isolation housing to employees who have been exposed to a pandemic virus while in the performance of their official duties, or to provide temporary housing of office space to employees working remotely to conduct investigations when normal housing is unsafe due to potential exposers. The preferred solution we have identified is an Air Beam Tent/Shelter designed and built for similar purpose for our U.S. Military. The tent is an outdoor structure that is 20ft by 32ft and has HVAC, heating, a diesel generator, lighting, compressor, decon/shower, and flooring. It allows for any configuration such as office space or bedding to be installed. This would also allow for greater flexibility when KBI staff who cannot otherwise socially distance in their current office configuration to do so within the tent/shelter. This shelter/tent could be utilized as on-site office space for agents working complex, multi-day crime scenes/operations and in adverse environmental conditions. Agents would have the ability to process evidence, write reports, hold briefings, conduct interviews and use this structure as a Command Post. It would also allow for housing/work space for those who have come in contact with a COVID-19 positive person and allow them to still work while they are not showing symptoms. If the situation dictated, this shelter/tent could be utilized as a medical evaluation tent for not only KBI personnel but also in other parts of the state should an agency or department have a need for remote testing/evaluation. If a partner agency within the state were to have an exposure occur within their facility and thus have to have their facility decontaminated before they could occupy it once again; the KBI would

have the ability to set this tent/shelter up so the partner agency could continue their normal work utilizing this tent/shelter as their temporary office until theirs could be decontaminated and cleaned. The KBI has the ability to conduct their own decontamination and this structure is built from material which would allow the KBI to decontaminate it quickly and effectively.

The final items we require are personal space barriers and furniture to allow for more personal space within offices and for better protection from viral transmission. These items would consist of, but are not limited to: new cubicle spaces and configurations and the construction and installation of barrier devices (Plexiglas partitions with wood frames).

In conjunction with this document, the requested items are listed on the attached Project Budget. The total cost for the requested items is \$520,000. These items would help the KBI continue their mission essential functions through the added capacity and capability of having employees work from home/remotely, or in the office with additional barriers in place to allow for social distancing and safety, while supplying KBI employees with the proper PPE needed to reduce the risk of infection of COVID19 in the future.

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown

Does this request involve agency budget stabilization? Yes No Unknown

Does this request involve matching state funds for federal funds? Yes No Unknown

Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ --	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	--	--
Subtotal--Contractual Services	\$ --	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	--	520,000
Office & Data Supplies	--	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ --	\$ 520,000
Subtotal--Capital Outlay	--	--
Subtotal--Aid to Local Governments	--	--
Subtotal--Other Assistance	--	--
Total--Reportable Expenditures	\$ --	\$ 520,000
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ --	\$ --
Fee Funds	--	--
Federal Funds	--	--
Other Funds	--	520,000
Total--All Funding Sources	\$ --	\$ 520,000

Assumptions Used in the Request

Expenditures: Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.

The funds are also being requested through the Coronavirus Emergency Supplemental Funding grant.

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

N/A

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

N/A

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them.

Supporting documents are attached.

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommended No Recommendation

It is my opinion as the Budget Director that spending from the Coronavirus Response Fund should be prioritized to provide funding for immediate public health and safety needs first and then for budget stabilization and economic relief second. This crisis is continuing to evolve and we do not yet know the full effect it will have on state agencies. While I believe the need for these systems and equipment for the Kansas Bureau of Investigation is real, I have no recommendation for this request for funding at this time. As other agencies submit applications, a better picture of all the requests will help the Legislative Coordinating Council prioritize the needs for this funding.

BUDGET NARRATIVE
CESF
06/01/2020-11/30/2021

BUDGET CATEGORY	PURPOSE	CALCULATION	TOTAL AMOUNT
Personnel			
		Sub Total	-
Fringe Benefits			
		Sub Total	-
Travel/Training			
		Sub Total	-
Supplies and Communications			
	Frog Troggs	200 MD X 16.00; 200 LG X 16.00; 200 LX X 16.00, 200 XXL X 16.00, 200 XXXL X 16.00	16,000.00
	Face Shields	1000 units X 7.50	7,500.00
	Shoe Covers	15 X 50	750.00
	N95 Masks	6,000 X 5.00	30,000.00
	Thermometers	10 X 175.00	1,750.00
	Alcohol Wipes	40,000 X 1.00	40,000.00
	Disposable Gloves	50000 X 0.40	20,000.00
	Disposable Gowns	12 MD X 165.00; 12 LG X 165.00; 12 XXXL X 165.00	5,940.00
	Hand Sanitizer	500 X 6.50	3,250.00
	Pure	6 X 105.00	630.00
	Fogger	3 X 400.00	1,200.00
	Decon 7	6 X 900.00	5,400.00
	Web Cams	57 X 36.00	2,052.00
	Dell 500 Laptop	15 X 1700.00	25,500.00
	Dell 5300 tablet/laptop	5 X 1472.00	7,360.00
	Dell D600 Docking Station	11 X 250.00	2,750.00
	Monitors	34 X 180.00	6,120.00
	Computer with camera/audio and document Camera For Court Testimony	2 X 2500.00	5,000.00
	Document Camera	1 X 655.00	655.00
	Document Scanner	3 X 1000.00	3,000.00
	Printer	7 X 400.00	2,800.00
	Wireless Keyboard	4 X 75.00	300.00
	Wireless Mouse	35 X 40.00	1,400.00
	External DVD Drive	10 X 50.00	500.00
	Meals Ready to Eat (MRE)	40 X 80.00	3,200.00
	Bottled Water	48 X 8.3334	400.00
	ICS Field Guides	30 X 20.00	600.00

AirBeam Tent/Shelter	Disc-O- Bunk Bed	5 X 350.00	1,750.00
AirBeam Tent/Shelter	Folding Tables	7 X 100.00	700.00
AirBeam Tent/Shelter	Folding Chairs	21 X 30.00	630.00
AirBeam Tent/Shelter	LED Lights, entry cover, entry matting and accessories	10 X 1000.00	10,000.00
AirBeam Tent/Shelter	Compressor and repair kit	1 X 343.00	343.00
	Cell Phones	2 X 660.00	1,320.00
		Sub Total	208,800.00

Equipment

AirBeam Tent/Shelter	HDT Global Model I2032 AirBeam Shelter	1 X 36000.00	36,000.00
AirBeam Tent/Shelter	Daiken 8.5 ton AC / Heating Unit	1 X 7000.00	7,000.00
AirBeam Tent/Shelter	Winco diesel Generator	1 X 20000.00	20,000.00
AirBeam Tent/Shelter	Trailer	1 X 8000.00	8,000.00
AirBeam Tent/Shelter	Ready Fold Flooring	1 X 10000.00	10,000.00
	Inventory Management Software	1 X 50000.00	50,000.00
	Skype for Business Upgrade	1 X 15000.00	15,000.00
	Skype Server	1 X 5000.00	5,000.00
	Fax Server	1 X 15000.00	15,000.00
		Sub Total	166,000.00

Contractual Services

	Virtual Collaboration Tool	2 YRS X 72,000.00	144,000.00
	Service for Cell Phone	2 YRS X 600.00	1,200.00
		Sub Total	145,200.00

Other

		Sub Total	-
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520,000.00

Requesting agency: Kansas Bureau of Investigation

Date Submitted: 05/20/2020 Phone: 785-296-8200

Agency Contact: Director Kirk Thompson Email: Kirk.Thompson@kbi.ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency's operation; and (3) who are the stakeholders that would be affected with this request.

The Kansas Bureau of Investigation (KBI) maintains and operates the Kansas Automated Fingerprint Identification System (AFIS) repository. The AFIS repository contains over 2.0 million fingerprint and palm print records. Those records are used for both criminal justice and non-criminal justice purposes, of which nearly 120,000 criminal justice inquiries and 77,000 non-criminal justice inquiries are processed annually.

Our AFIS was implemented in 2007. Vendor maintenance will end in FY 2022. If the AFIS system is not replaced there is a significant risk the system will fail. A failure of this system would substantially impact the Kansas Criminal Justice system particularly local law enforcement. There are currently 54 Kansas statutes and 5 federal statutes that authorize agencies to require fingerprint based record checks of persons for specific reasons to include employment licensing, child placement, and visa applications. Additionally, fingerprint record checks, which are completed for non-criminal justice positions such as child care workers, health care workers, and teachers, would not be possible.

The existing KBI AFIS system is scheduled to be replaced with a new Automated Biometric Identification System (ABIS). The new ABIS would allow for enhanced identification capacities beyond our current system to include facial recognition, iris matching, and the ability to submit and search palm print records. All of which would be in addition to the existing AFIS capabilities. **The estimated project cost for the AFIS system replacement will be \$6,886,292.**

The replacement of the current AFIS system with the new ABIS system will require two primary financial commitments. The first is the commitment of funds in FY 2021 to replace the outdated AFIS system with the new ABIS system. The second is a commitment to partially fund the on-going increased yearly maintenance fee that will accompany the operation of the ABIS system.

The KBI reviewed multiple proposals regarding maintenance options for the ABIS system. The most inexpensive way to maintain the operation of the ABIS system over a ten year period without incurring a significant upgrade cost half way through the life cycle of the system is to engage in the service plan recommended below.

In 2019, the KBI began providing the Kansas Legislature with information on the sunset status of the AFIS system and the need for a replacement system. In January 2020, the KBI requested funding to support the AFIS replacement. The cost to replace the AFIS system was not included in KBI budget and therefore presented as an enhancement request to the legislature.

Due to the COVID-19 pandemic and the fiscal effect responding to the COVID-19 crisis has had on the State of Kansas, the AFIS system replacement was not heard as an enhancement request during Omnibus or included in a Governor's Budget Amendment.

The KBI will require financial assistance beginning in FY 2024 to support the maintenance and upkeep of the ABIS system. The new maintenance contract will require additional yearly costs between FY 2024 and FY 2032. Funding for the yearly maintenance costs will be addressed through future legislative efforts.

The KBI has no ability to change, enhance, or expand the current AFIS system. Without ABIS, the State of Kansas will be left without a biometric identification system, which would create a significant risk to public safety.

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown

Does this request involve agency budget stabilization? Yes No Unknown

Does this request involve matching state funds for federal funds? Yes No Unknown

Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ --	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	--	--
Subtotal--Contractual Services	\$ --	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	--	--
Office & Data Supplies	--	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ --	\$ --
Subtotal--Capital Outlay	--	6,886,292
Subtotal--Aid to Local Governments	--	--
Subtotal--Other Assistance	--	--
Total--Reportable Expenditures	\$ --	\$ 6,886,292
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ --	\$ --
Fee Funds	--	--
Federal Funds	--	--
Other Funds	--	6,886,292
Total--All Funding Sources	\$ --	\$ 6,886,292

Assumptions Used in the Request

Expenditures: Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.

The KBI does not have the financial capability to fund this project through existing appropriated or fee funds. The purchase of the ABIS does not meet the limitations placed on the use of the CARES Act funding source.

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

The initial cost of replacing the AFIS with the ABIS will be a one-time expense. The KBI currently utilizes \$287,469 of agency fee funds per year to pay for the annual AFIS maintenance costs. The KBI will continue to use that money to support ABIS, however additional funding will be necessary due to increased maintenance costs with the new system. Support for additional maintenance costs will be requested through future requests to the legislature.

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

The users of current AFIS and the planned ABIS include the entire Kansas Criminal Justice community. Some members of this community include the Kansas Bureau of Investigation (KBI) itself to include the Information Services Division, and Latent Prints Section of the Forensic Laboratory (who support the Johnson and Sedgwick County laboratories), the Kansas District and Municipal Courts, the Department of Corrections, Sheriff's Offices for every County, and Police Departments throughout the State. Other Stakeholders include state non-criminal justice agencies required to perform records checks for employment and licensing purposes, and private organizations (such as Bikers Against Child Abuse and local Emergency Medical Services). These Stakeholders include, but are not limited to, Kansas School Districts, Kansas Casinos, the Department of Children and Families, the Kansas Board of Nursing, the Kansas Department of Aging and Disability Services, and other Kansas State Agencies, Boards and Commissions.

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them.

Supporting document attached

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommended No Recommendation

It is my opinion as the Budget Director that spending from the Coronavirus Response Fund should be prioritized to provide funding for immediate public health and safety needs first and then for budget stabilization and economic relief second. This crisis is continuing to evolve and we do not yet know the full effect it will have on state agencies. While I believe the need to replace the Automated Fingerprint Identification System for the Kansas Bureau of Investigation is real, I have no recommendation for this request for funding at this time. As other agencies submit applications, a better picture of all the requests will help the Legislative Coordinating Council prioritize the needs for this funding.

AFIS REPLACEMENT COST SCHEDULE

4/1/2020

Year	Description of Service	KBI Funds	SGF Enhancement	Total Cost
FY 21	Replacement of AFIS System	\$ -	\$ 6,886,292	\$ 6,886,292
FY 22				
FY 23	Yr 1 AFIS Maintenance - Warranty Coverage	-	-	-
FY 24	Yr 2 AFIS Maintenance	287,469	693,452	980,921
FY 25	Yr 3 AFIS Maintenance	287,469	742,498	1,029,967
FY 26	Yr 4 AFIS Maintenance	287,469	793,996	1,081,465
FY 27	Yr 5 AFIS Maintenance	287,469	848,069	1,135,538
FY 28	Yr 6 AFIS Maintenance	287,469	904,846	1,192,315
FY 29	Yr 7 AFIS Maintenance	287,469	964,462	1,251,931
FY 30	Yr 8 AFIS Maintenance	287,469	1,027,059	1,314,528
FY 31	Yr 9 AFIS Maintenance	287,469	1,092,785	1,380,254
FY 32	Yr 10 AFIS Maintenance	287,469	1,161,798	1,449,267
		<u>\$</u>	<u>15,115,257</u>	<u>\$ 17,702,478</u>

Requesting agency: Kansas Commission on Veterans Affairs Office

Date Submitted: 05/22/2020

Phone: (785) 291-3421

Agency Contact: Luke J. Drury

Email: Luke.J.Drury@ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency's operation; and (3) who are the stakeholders that would be affected with this request.

- 1) In January, the agency took steps to dramatically reduce expenditures in order to cushion against lost revenues realized as a direct result of declining census. Throughout FY 2020, the agency realized a higher than normal death rate and a lower than expected average daily census at the Kansas Soldiers Home and Kansas Veterans Home. Realizing that census was unlikely to rebound given trends throughout the first half of FY 2020, the agency required staff to pick up more shifts, which reduced the agency's utilization of temporary staffing - the largest cost driver within the agency outside of salaries and wages. The agency also reduced capital outlay expenditures, delaying updating certain computers, printers, etc. The agency is also waiting to pay bills until the bills are due, which assists the agency with cashflow management, making it easier to meet payroll every other week.

As time has progressed and as COVID – 19 has continued to spread across the nation, it has become increasingly clear that admissions into the Kansas Soldiers Home and the Kansas Veterans Home will continue to stagnate. Given recent data and trends, the agency estimates admission rates to continue to remain flat or decline. National data indicates that new admissions into long term care facilities is decreasing nationwide, which may be caused because of the COVID – 19 pandemic. KCVAO facilities were struggling with admissions and census before COVID – 19 was widespread which means that the pandemic will only exasperate agency funding issues.

- 2) All recommendations/guidelines from CDC, CMS, KDHE, KDADS, the VA, and the Governor's Office were initially implemented on March 12, 2020 at both the Kansas Soldiers Home and the Kansas Veterans Home, and continue to be followed, including: no group activities, no communal dining, staff mandated to wear masks, practicing social distancing, proper hand washing and sanitizing, regular deep cleaning all areas of the facility, and screening of staff and residents each shift. No visitors are allowed on the property, with exceptions for hospice in certain situations. Entry is restricted to employees, medical staff, emergency personnel and essential vendors only. Access to the facility is limited to one access point, and all people entering the facility are screened. The facility is also offering virtual visits with residents using Skype and Facetime.

Implementing these guidelines have increased costs at both the Kansas Soldiers Home and the Kansas Veterans Home, including costs to hire door monitors and additional custodial staff. Despite increased efforts to prevent COVID – 19 from presenting at either home, as of May 19, 2020 two (2) residents and three (3) staff members at the Kansas Soldiers Home have tested positive for COVID – 19.

- 3) Stakeholders that would be affected by the granting of this request would be the veterans served in the two state nursing homes and the individuals providing direct care to those veterans, including KCVAO staff and temporary agency staffing.

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown

Does this request involve agency budget stabilization? Yes No Unknown

Does this request involve matching state funds for federal funds? Yes No Unknown

Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ 583,474	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	132,852	--
Utilities	--	--
Other Contractual Services	--	--
Subtotal--Contractual Services	\$ 132,852	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	53,674	--
Office & Data Supplies	--	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ 53,674	\$ --
Subtotal--Capital Outlay	60,000	--
Subtotal--Aid to Local Governments	--	--
Subtotal--Other Assistance	--	--
Total--Reportable Expenditures	\$ 830,000	\$ --
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ 830,000	\$ --
Fee Funds	--	--
Federal Funds	--	--
Other Funds	--	--
Total--All Funding Sources	\$ 830,000	\$ --

Assumptions Used in the Request

Expenditures: *Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.*

Researching the CARES Act revealed that Kansas will receive \$1.25 billion from the federal government. Of that sum, the KCVAO will be eligible for minimal federal funds. While monies have been made available for K-12, Higher Education, family food subsidies and other various social services programs, state veteran nursing homes were included to a minimal degree. Other agencies in the state will be able to access these much-needed federal funds while the KCVAO will not be able to access federal funds, leaving State General Fund monies as the agency's only option. The agency has patiently awaited the conclusion of the 2020 Legislative Session to see if any additional monies would be appropriated to the agency. Upon conclusion of the Legislative Session, no additional monies were received by the agency, making the Coronavirus Relief Fund the agency's last remaining option for budgetary relief.

If the Legislative Coordinating Council (LCC) approves the agency's request, expenditures would reflect what is provided in this application. The agency has already brought on twelve (12) temporary positions (999 temps) to work as door monitors or door screeners at our two state nursing homes for veterans and their eligible dependents. Screening processes have been developed at both homes, following guidance from federal and state partners. The agency is also adding three (3) additional custodial staff. Funding granted by the LCC would provide funding for those 15 positions. Additional salary and wage expenditures would be incurred via overtime payments to state employees and other regular earnings. In order to drive down costs as much as possible, the agency has limited its use of temporary agency staffing in favor of state employees. Paying overtime to state employees is more cost effective than paying the contract costs associated with temporary agency staffing – using state employees also reduces the risk associated with temporary agency staff bringing COVID – 19 into agency facilities from other, outside sites. Although overtime is more cost effective, the agency is keenly aware how current working conditions are affecting employee morale. In addition to being keenly aware of morale, the agency is aware that more agency employees may become ill with COVID – 19. If more employees become ill, forcing them to stay home, the agency will be required to increase usage of temporary agency staffing.

The agency is already experiencing increased costs for cleaning supplies, medical equipment, pharmaceuticals, sterilizing equipment and other commodities. The increased costs are mostly attributable to high demands and limited supplies. The estimated expenditures for those items are also reflected above.

Finally, to comply with social distancing, the agency estimates greater costs for capital outlay – including IT equipment and supplies. Costs will increase as technology is deployed to allow residents to communicate with loved ones via screen as opposed to personal contact. Those estimated expenditures are also reflected above.

The agency's request is urgent for FY 2020. Declining census makes it exceedingly difficult to meet payroll every other week. Expenditures are being reduced agency wide to find savings and certain SGF transfers have been executed. The agency respectfully requests the Division of the Budget recommend the full amount for FY 2020.

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

Long-term fiscal considerations would likely be minimal. Expenditures for FY 2020 and FY 2021 will certainly increase, as Secretary Norman has estimated that COVID – 19 infections will likely decline during the summer months of this calendar year and increase in the fall of this calendar year. For FY 2022 and beyond, the agency should return to more normal operations or “new” normal operations.

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

The individuals effected by this request are veterans utilizing KCVAO resources, employees of the agency, those under the agency’s care, and the temporary agency staffing personnel that the agency utilizes.

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them.

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommended No Recommendation

The Division of the Budget recommends the Kansas Commission on Veterans Affairs Office request of \$830,000 from the Coronavirus Response account of the State General Fund be approved. As indicated by the agency, the Kansas Veterans Home and the Kansas Soldiers Home have experienced a lower census than originally anticipated because of a higher number of deaths and lower admissions. Revenues to the homes come from two primary sources: federal per diem payments for veterans and resident fees. Any decreases to census decrease the amount of revenue received by the homes. When the Kansas Commission on Veterans Affairs Office submitted its budget last September, its budget was based on an estimated total census of 230 in FY 2020 for both homes. As of April 1, the census at the homes was 194, a reduction of 36 residents.

The shortfall has been compounded by expenditures the homes have had to make in response to COVID-19. The Division notes that it is anticipated that the Kansas Commission on Veterans Affairs Office will receive funds from the Provider Relief Fund, which is a federal fund established in response to the COVID-19 pandemic to assist healthcare providers. The precise amount the Commission will receive is not yet known. However, it is estimated the amount received will be approximately \$400,000. The federal funds will help alleviate some of the spending pressure on the Commission's budget. However, the \$830,000 from the Coronavirus Response Fund is still required to ensure the Kansas Commission on Veterans Affairs Office has the resources needed in FY 2020 to provide all necessary care to Kansas veterans. The agency has taken steps to reduce expenditures in FY 2020 including reducing the use of temporary staffing, reducing equipment purchases, and transferring funds from the central office to the homes.

Governor's Budget Amendment #2 included an SGF appropriation from the agency's regular SGF account, but since the Legislature did not consider GBA #2 the only solution is to use the Coronavirus Response account.

Requesting agency: Department of Commerce

Date Submitted: June 4, 2020

Phone: 296-7988

Agency Contact: Sherry Rentfro

Email: Sherry.rentfro@ks.gov

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency's operation; and (3) who are the stakeholders that would be affected with this request.

The Kansas Department of Commerce seeks \$37M for fiscal year 2020 and \$18M for fiscal year 2021 in funding from the Coronavirus Response fund. This funding would be used to replenish the Job Creation Fund (JCF) which is the state's deal closing fund. JCF is the key financial incentive used to recruit new businesses to Kansas. It is a flexible, effective and efficient economic development incentive. Funding in the requested amount will allow the agency to meet the immediate economic needs created by the COVID 19 pandemic as well as react to other economic development opportunities. For example, Commerce utilized \$5M in JCF funds to implement the HIRE program which provided desperately needed financial assistance to over 346 Kansas hospitality businesses. These funds were distributed within 72 hours of the program being announced and went right to work assisting these most vulnerable businesses.

JCF has received \$3.5M in funding the last 3 fiscal years. Due to a combination of chronic underfunding and unprecedented opportunities, the fund must be replenished. Currently, we have offers pending to businesses of over \$18.5M. If we succeed in landing these projects, we will add over 22K new jobs, capital investment of \$3.7 Billion and retain over 1000 jobs. While that constitutes an overwhelming success, at that point, we will have completely diminished JCF. This means we can no longer compete nationally with states like Alabama (\$300M deal closing fund), Texas (\$145M) or regionally with Oklahoma (\$23M), Colorado (\$14.6M) or Arkansas (\$31M).

In addition to the projects above, the COVID pandemic has resulted in tremendous losses to many Kansas businesses which may need capital to survive over the coming months. There are also several Kansas manufacturers who want to transition production lines to making PPE and need financial assistance with redeploying production lines. There are opportunities with the reshoring of production lines and bringing supply chain companies back to Kansas and we must be aggressive in incenting those companies to invest in Kansas. JCF dollars are very efficient as Legislative Post Audit determined the state receives a return on investment of \$39.60 for every \$1 spent. Funding JCF at the requested level would allow the state to better meet existing urgent needs and position us to take advantage of future opportunities.

Fiscal Effect Assessments

Does this request directly relate to public and/or life safety? Yes No Unknown

Does this request involve agency budget stabilization? Yes No Unknown

Does this request involve matching state funds for federal funds? Yes No Unknown

Is this a one-time request? Yes No Unknown

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ --	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	--	--
Subtotal--Contractual Services	\$ --	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	--	--
Office & Data Supplies	--	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ --	\$ --
Subtotal--Capital Outlay	--	--
Subtotal--Aid to Local Governments	--	--
Subtotal--Other Assistance	37,000,000	18,000,000
Total--Reportable Expenditures	\$ 37,000,000	\$ 18,000,000
Financing of Expenditures	FY 2020	FY 2021
State General Fund	\$ --	\$ --
Fee Funds	37,000,000	\$ 18,000,000
Federal Funds	--	--
Other Funds	--	--
Total--All Funding Sources	\$ 37,000,000	\$ 18,000,000

Assumptions Used in the Request

Expenditures: *Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request needs be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.*

Commerce currently has 151 active economic development projects pending that, combined, would result in 21,751 new jobs and \$3,729,123,982 in new capital investment in Kansas communities. While COVID has slowed or paused investment decisions by many companies, there are sectors that are growing rapidly as a result of COVID. This includes companies engaged in logistics and distribution; e-commerce; medical supplies and devices, among others. Kansas is well-positioned from a workforce and geographic perspective to compete for these opportunities, but we lack the cash that is required to beat other states that are competing for the same jobs and investment.

The Job Creation Fund (JCF) currently has a cash balance of \$16.7 million and commitments of \$18.515 million, leaving no funds available for future projects. With 41 new economic development recruitment and expansion projects opened by the Commerce team since March 1 of this year the JCF could easily be entirely depleted before the end of this summer. This dangerously low JCF balance has already resulted in the loss of a major economic development opportunity—Project Apofiki, with 1,200 good-wage jobs and \$86.2 million in capital investment—to a neighboring state. If the state is going to meaningfully compete against other states to win new jobs and investment, it is imperative that the JCF have adequate cash to permit us to win. As an example of what’s at stake, we are in the final stage (only two states competing) of a recruitment for a new company bringing 1,436 new jobs at an average wage of \$186,865 and new capital investment of \$90-\$120 million. Winning this will require a significant cash investment by the state of Kansas, but we currently lack adequate JCF resources to be competitive for the opportunity.

Beyond recruitment opportunities, it’s imperative to also provide JCF funding to assist existing Kansas businesses in pivoting to producing new product lines as a strategy for surviving the current economic collapse. Without new opportunities many of these businesses will shut their doors and never reopen. This results in loss of jobs, loss of wages, loss of tax revenues and loss of people as skilled workers relocate to find work. The state can’t afford to passively allow this to happen. There are currently multiple Kansas companies eager to transition existing production lines to manufacturing PPE, but they need financial and technical assistance to make the move. JCF can provide capital to defray costs associated with the re-tooling. This has multiple positive outcomes (i.e. preserving jobs and tax revenue), and more importantly, is essential to public health in that the state will be better prepared to meet the next wave of COVID.

The vast majority of this funding request is not eligible for CARES Act dollars as most of these needs are prospective rather than reimbursement for already incurred costs. The goal is to immediately help our economy by recruiting new business; preserving existing business; getting workers who are unemployed due to COVID’s economic effects back to work; and helping companies pivot to make life sustaining PPE.

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

[Empty text box for long-term fiscal considerations]

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

[Empty text box for local governments, organizations, or individuals affected]

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them. See attachment.

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommended No Recommendation

In the beginning, it was my opinion as the Budget Director that spending from the Coronavirus Response Fund should be prioritized to provide funding for immediate public health and safety needs first and then for budget stabilization and economic relief second. As this crisis is continuing to evolve, we are seeing that the economic recovery of our state and citizens is critical to sustainability. The need for additional funding for the Job Creation Program Fund is real and is one of the best tools for building back the economy. I recommend funding this request, but fully respect that there are competing needs and the challenge is held by the committee to prioritize those needs.

Requesting agency: Kansas Board of Regents

Date Submitted: June 10, 2020

Phone: 785-430-4242

Agency Contact: Elaine Frisbie

Email: efrisbie@ksbor.org

Agency Request—Executive Summary

As authorized by 2020 SB 66 Sec. 23(a), the Legislature enacted a procedure for state agencies to request coronavirus response funding in FY 2020 and FY 2021 from the Legislative Coordinating Council, upon review and recommendation by the Legislative Budget Committee. The appropriation proviso requires the requests to be submitted to the Director of the Budget. In total, \$50.0 million from this fund is available in FY 2020 and FY 2021. State agencies should electronically submit this request to your assigned budget analyst and copy julie.thomas@ks.gov and larry.campbell@ks.gov. Your analyst information can be found here: <https://budget.kansas.gov/division-staff/>.

In an executive summary, please describe the request below. The description should include: (1) how the request directly relates to the Coronavirus Pandemic; (2) how the request is critical to your agency's operation; and (3) who are the stakeholders that would be affected with this request.

With the coronavirus pandemic and the associated shelter at home orders, all 32 public Kansas institutions of higher education quickly moved their instruction and many administrative and student support services to a virtual format. Institutions also took steps to limit students from on-campus housing and dining facilities, to protect the health of students, staff and local communities, resulting in partial refunds to students for fees paid for services no longer provided. For those students unable to leave campus, institutions found ways to continue serving them on campus.

While this abrupt change in operations resulted in some building closures of campus facilities, in order to properly maintain their long-term functioning, campus buildings still require some degree of heating and cooling to prevent mold and protect plumbing systems, etc. Other buildings that house research projects may not have closed, such as those that contain research animals, or other buildings demand specific temperature controls to ensure research projects are not lost. For those buildings that have remained open, increased disinfection and oversight are required, as well as consideration for increased outdoor air ventilation, disabling of demand-controlled ventilation, opening of outdoor air dampers to reduce recirculation of indoor air when possible, and improving central air filtration. In fact, guidance recommended by the American Society of Heating, Refrigerating and Air-Conditioning Engineers¹ can require greater operation of air handling systems than was seen prior to the pandemic. Overall, electricity usage, such as in offices, classrooms and lecture halls, could be lower, as will sewer and solid waste charges with reduced campus activity. This application for state funding acknowledges that some utility savings will be seen, but the magnitude of the savings are far outweighed by the additional costs to provide refunds, stop grant-funded projects and convert all instruction to online methods.

All of the unplanned steps necessary to protect the health of students, faculty, staff and the local communities have come at a cost. Institutions have suddenly had to expend operating funds to move to online delivery of courses planned for in-person instruction, expand the technology infrastructure for remote operation of campuses, offer additional student advising, and devote additional staff time and materials for cleaning and sanitizing spaces. Institutions are also faced with the financial consequences of refunding housing, dining and other dedicated fee revenues for services no longer offered. Although institutions are fortunate that a portion of the money granted to them from the CARES Act is available to mitigate the refunds, the methodology applied by the U.S. Department of Education to calculate their grant resulted in uneven results.

¹“Guidance for Building Operations During the COVID-19 Pandemic,”

https://www.ashrae.org/file%20library/technical%20resources/ashrae%20journal/2020journaldocuments/72-74_icq_schoen.pdf

There are no other known sources of funds to reimburse the institutions for the financial impact. Many of the institutions' expenses are fixed operating expenses for faculty and facilities, making it difficult to generate budget savings in the same timeframe as the pandemic caused revenue losses.

This application is submitted to request state assistance to offset a portion of the institutions' costs for FY 2020. The revenue impact to the institutions is particularly sizable relative to their direct COVID-19 costs, and while future changes in enrollment are anticipated, they cannot be predicted as of the date this application was submitted. This application is focused on FY 2020, which encompasses the Spring and Summer semesters of 2020. The amounts noted do not involve projections for Fall 2020, or FY 2021.

Financial aid form renewal rates are down 5.1 percent for all students in Kansas compared to the prior year, 7.0 percent for low income students.² As Kansas families face the economic impact the pandemic closures have had on their income, students may be unable to continue their postsecondary studies. How high school graduating seniors or other first-time entering students may alter their plans for the coming fall semester from prior years, is yet to be determined. Student-generated revenues comprise over 43 percent of the institutions' operating revenues; student enrollment is one of the most significant financial planning metrics.

The information contained in this application outlines the financial effect to the public institutions of higher education. Realizing that there is only \$50.0 million available for all of state government for both FY 2020 and FY 2021, the System is asking for \$13.1 million, to be allocated to the Board of Regents, for distribution among the institutions. The request is made in concert with a request to Governor Kelly that she allocate the Governor's Emergency Education Relief (GEER) Fund available via the federal CARES Act to the Board of Regents also for the institutions' financial effect of the coronavirus disruption to campus operations. Although the Governor has certified for the GEER Fund allocation to Kansas, how she plans to deploy the funds has not been revealed to the Board of Regents at the time of this state application. Because the application says the Governor plans to prioritize a large portion of GEER funds to public institutions of higher education, our assumption is that 2/3 will be allocated.

The attached spreadsheet outlines how the request was developed. The amounts noted as institutional coronavirus costs do not cover the entirety of the financial impact documented by the institutions. None of the financial loss related to the universities' research mission, none of the costs related to employees' travel cancellations, and nothing related to athletics was included for this request.

Because it was specifically requested that we acknowledge cost savings resulting from the campus disruption, estimates are noted. Because they are simply estimates, it is important to note that the Board's request is that one amount be distributed to the Board of Regents so that a process can be stood up to distribute funds across the institutions, with each institution's chief executive officer certifying their costs and lost revenue. Should the Board of Regents receive any of the GEER Fund or the State General Fund appropriation from the Legislative Coordinating Council, the Board will evaluate each institution's costs, lost revenue and determine how to allocate the funds received across the System.

Fiscal Effect Assessments

- | | | | |
|---|---|--|---|
| Does this request directly relate to public and/or life safety? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | Unknown <input type="checkbox"/> |
| Does this request involve agency budget stabilization? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> | Unknown <input type="checkbox"/> |
| Does this request involve matching state funds for federal funds? | Yes <input type="checkbox"/> | No <input type="checkbox"/> | Unknown <input checked="" type="checkbox"/> |
| Is this a one-time request? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> | Unknown <input type="checkbox"/> |

² FAFSA renewal rates as of May 15, 2020, <https://public.tableau.com/profile/bill.debaun.national.college.access.network#!/vizhome/FAFSARenewals20-21/StateRenewals>

Expenditures

Expenditures	FY 2020	FY 2021
Salaries & Wages	\$ --	\$ --
Communication	--	--
Freight & Express	--	--
Printing & Advertising	--	--
Rents	--	--
Repairing & Servicing	--	--
Travel & Subsistence	--	--
Fees--Other Services	--	--
Fees--Professional Services	--	--
Utilities	--	--
Other Contractual Services	--	--
Subtotal--Contractual Services	\$ --	\$ --
Clothing	--	--
Food for Human Consumption	--	--
Materials & Supplies	--	--
Vehicle Supplies	--	--
Professional Science Supplies	--	--
Office & Data Supplies	--	--
Other Supplies & Materials	--	--
Subtotal--Commodities	\$ --	\$ --
Subtotal--Capital Outlay	--	--
Subtotal--Aid to Local Governments/Transfers	13,145,588	--
Subtotal--Other Assistance	--	--
Total--Reportable Expenditures	\$ 13,145,588	\$ --

Financing of Expenditures

	FY 2020	FY 2021
State General Fund	\$ 13,145,588	\$ --
Fee Funds	--	--
Federal Funds	--	--
Other Funds	--	--
Total--All Funding Sources	\$ 13,145,588	\$ --

Assumptions Used in the Request

Expenditures: Detail the assumptions made in preparing the request. Explain why these requested expenditures cannot be funded within current resources and why funds available through the federal Coronavirus Aid, Relief, and Economic Security Act (CARES Act) could not be utilized by your agency for this request. Describe agency expenditures that would occur if this request is approved by the Legislative Coordinating Council and how workload assumptions translate into the cost estimates. A description of how urgent the need of this request should be outlined in this section. If the request would increase the number of FTE positions for your agency, either permanent or temporary, explain here. Distinguish between one-time and ongoing costs.

The Board of Regents would transfer or grant any state funds provided from this process to the institutions for their direct costs or revenue reductions that arose as a result of the coronavirus pandemic. The institutions have sustained hits to available revenues for their operations that prevent them from covering the entirety of their coronavirus costs from their available operating funds.

UPDATED

Long-Term Fiscal Considerations

If the request would be on going, beyond those shown in the table on the previous page, explain the long-term fiscal effect.

It is impossible to predict the extent to which COVID-19 will negatively impact postsecondary enrollment. On-campus or in-person recruiting of students was halted, and it is fully expected that some students who would have otherwise decided to enroll as full-time, on-campus students, will delay their postsecondary studies or pursue them in a different manner (i.e., stay at home and attend online only and/or on a part-time basis). In a national survey³ of graduating high school seniors they express a preference to be closer to home, worry about disrupted financial situations in their family and have concerns that another semester may go digital only.

We understand from national surveys that for students who have committed to fall enrollment, their plans are tied closely to an institution's fall plan. Schools that open with simple social distancing are likely to retain 95% of their commitments, while opening with no measures of protection drops that to 88%. More drastically, going fully online this fall has about a third of students considering a deferral or cancellation. Of note, students with lower socio-economic status indicated a higher likelihood to defer or cancel, regardless of situation.

It also seems certain that fewer international students will enroll in the short term, either as a result of economic forces or from visa limitations on immigration. The impact on enrollment of domestic students, from within Kansas and outside, cannot be predicted at the time this application was prepared. National surveys of high school seniors seem to indicate that 8-10% of high school seniors may or will definitely change their postsecondary plans this fall. A loss of student enrollment, also impacting residence hall occupancy, will affect every aspect of the institutions' operations. The institutions are all considering their options for safe fall reopening. All indications are this will require testing, contact tracing and coordination with local health departments. Not all campuses have been impacted in the same way; each institution will have to make localized decisions in the best interest of their students, faculty, staff and local community.

Beyond the impact to the university enterprise from lost enrollment, the universities are anticipating reduced philanthropic giving, endowment values hit by the volatile stock market and reductions in state appropriations.

Local Governments, Organizations, or Individuals Affected

If the request would affect local governments, organizations or individuals, identify which would be affected (e.g., cities, counties, school districts, water districts, hospitals, etc.)

The universities and colleges throughout Kansas have important roles to play in their local communities and economies. The state funds requested through this process are not intended to expand or amplify what the institutions are spending locally – but to partially offset their direct expenses incurred in responding to the coronavirus pandemic, as well as their financial losses.

References/Sources

If there are supporting documents or spreadsheets explaining calculations or assumptions, please attach them.

³<https://www.carnegiedartlet.com/blog/survey-what-5000-high-school-seniors-said-about-covid-19s-impact-on-their-college-search/>

The attached spreadsheets outline how the request for \$13,145,588 was developed. To summarize, the Board of Regents' request for state support documented here, to potentially be combined with the \$26.3 million in federal CARES Act funding available through the Governor's Emergency Education Relief Fund, would address approximately one-half of the remaining costs and estimated revenues losses that the institutions are estimated to face within this fiscal year after taking into account their federal CARES Act grants. Institutions will have to absorb the balance of the financial impact by consuming cash reserves or by various budget reduction strategies, including hiring freezes, furloughs and, eventually layoffs, if necessary.

**Division of the Budget
Recommendation & Comments**

Recommend Not Recommend No Recommendation

The Kansas Board of Regents requests a total of \$39.4 million, of which \$13.1 million is from the State General Fund and \$26.3 million is from the Governor's Emergency Education Relief Fund, to cover unexpected costs of \$82.6 million associated with the COVID19 pandemic.

Costs include direct expenses estimated at \$14.6 million as outlined above, offset by \$11.6 million in potential savings from utilities and food for a net total of \$3.0 million.

Of the \$79.7 million in revenue losses, \$40.0 million is for housing and dining refunds to students unable to attend school on campus due to campus closures and the remaining amount represents lost revenues from other dedicated fee revenues for services no longer offered.

After applying \$38.5 million awarded to Kansas' institutions of higher education (for institutional use) from the Coronavirus Aid, Relief and Economic Security Act, the postsecondary education system will experience a shortfall of \$44.2 million.

If the Board's full request of \$39.4 million is approved, it estimates institutions could still absorb approximately \$4.7 million. However, the Board indicates other financial losses of \$22.6 million are not included in its calculations for state funding.

It is my opinion as the Budget Director that state spending for COVID19 response should be prioritized to provide funding for immediate public health and safety needs first and then for budget stabilization and economic relief second. While I believe the costs incurred by higher education institutions are real, I have no recommendation for this request for funding at this time. It is impossible to predict the extent to which COVID-19 will negatively impact postsecondary future enrollment or the institutions' potential to increase fund balances. However, if the institutions are forced to lay off employees this could further weaken the Kansas economy. And absent increased funding to cover costs incurred and those costs likely to be required to prepare facilities for safe reopening, students and their families may be forced to make up the difference by way of tuition rate increases.

Request for State Coronavirus Response Funding - FY 2020

	Financial Impact		Potential Remedies			
	Documented Institutional Coronavirus Costs/Revenue Losses	Other Financial Losses <u>Not</u> Included in Calculations for State Funds	Institutional CARES Act Revenues Available *	Governor's Emergency Education Relief Fund ^	Remaining Fiscal Effect	Board of Regents' Request
University of Kansas	23,137,567	9,397,000	7,594,823	6,288,686	9,254,058	4,627,029
KU Medical Center	2,932,111	7,400,550	--	1,186,350	1,745,761	872,881
Kansas State University	18,646,063	4,100,000	6,343,277	4,977,780	7,325,006	3,662,503
Wichita State University	7,449,786	1,240,725	4,825,585	1,061,767	1,562,434	781,217
Emporia State University	2,778,890	36,000	1,931,147	343,002	504,741	252,371
Pittsburg State University	2,792,733	229,000	2,783,910	3,570	5,253	2,627
Fort Hays State University	2,341,228	160,000	1,262,038	436,647	642,543	321,272
Washburn University	4,982,000	--	2,437,428	1,029,549	1,515,023	757,512
Technical Colleges	4,233,793	--	2,902,218	538,763	792,812	396,406
Community Colleges	13,312,179	--	8,368,316	2,000,317	2,943,547	1,471,774
	\$ 82,606,350	\$ 22,563,275	\$ 38,448,742	\$ 17,866,431	\$ 26,291,178	\$ 13,145,592

KBOR Office estimated savings resulting from the Stay at Home order to state universities' expenditures for utilities and food. Equivalent amounts are unknown for coordinated institutions.

* Amounts shown are from the federal CARES Act that will be distributed directly to the institutions for their Coronavirus expenses, in accordance with USDE guidance from Sections 18004(a)(1), (2) and (3) of the Act.

^ Amounts shown are estimates of how the CARES Act GEER Fund could be distributed, if the Governor allocates 2/3 of the funding to higher ed.

Prepared by Kansas Board of Regents from Institutions' Submissions and USDE CARES Act Data Published Online

6/15/2020