

MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chairman Marc Rhoades at 9:25 a.m. on March 17, 2011, in Room 346-S of the Capitol.

All members were present

Committee staff present:

Jim Wilson, Office of the Revisor of Statutes  
Nobuko Folmsbee, Office of the Revisor of Statutes  
Alan Conroy, Kansas Legislative Research Department  
JG Scott, Kansas Legislative Research Department  
Jarod Waltner, Kansas Legislative Research Department  
Shirley Morrow, Kansas Legislative Research Department  
Cindy O'Neal, Administrative Assistant, Appropriations Committee  
Kathy Holscher, Committee Assistant, Appropriations Committee

Others attending:

See attached list.

- Attachment 1 Items for Consideration Prior to Final Committee Action
- Attachment 2 House Appropriations Bill – FY 2012 Bill Adjustments for FY 2011 through FY 2016
- Attachment 3 State Water Plan Fund
- Attachment 4 Children's Initiative Fund
- Attachment 5 Economic Development Initiative Fund

**HB 2382 - Appropriations for FY2011, FY2012 & FY2013 for capital improvements for various state agencies.**

**HB 2383 - Appropriations for FY 2011 through FY 2016 for various state agencies**

Chairman Rhoades welcomed members and reviewed the agenda. He stated that copies of **HB 2382** and **HB 2383** have been distributed to committee members.

Representative Brown made a motion to introduce legislation that would add language to abolish the Judicial Performance Commission. The motion was seconded by Representative DeGraaf. Motion carried.

Representative DeGraaf made a motion to introduce legislation repealing employee longevity pay. The motion was seconded by Representative Crum. Motion carried.

Representative DeGraaf made a motion to approve the March 2 and 3 committee minutes. The motion was seconded by Representative Feuerborn. Motion carried.

JG Scott, Kansas Legislative Research Department, provided a summary of committee recommendations as listed: Items for Consideration Prior to Final Committee Action (Attachment 1); House Appropriations Bill – FY 2012 Bill Adjustments for FY 2011 through FY 2016 (Attachment 2); State Water Plan Fund (Attachment 3); Children's Initiative Fund (Attachment 4); and the Economic Development Initiative Fund (Attachment 5). He noted that the adjustments for FY 2012 reflects a decrease of approximate \$7.6 million below the Governor's budget recommendations and no adjustments reflected for FY 2013.

Chairman Rhoades opened discussion on **HB 2383**.

He made a motion to approve moving the contents of **HB 2374** into **HB 2383**. The motion was seconded by Representative DeGraaf. Motion carried.

Chairman Rhoades made a motion to move moving the contents of **HB 2382** into **HB 2383**. The motion

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was seconded by Representative Mast. Motion carried.

Alan Conroy, Kansas Legislative Research, responded to questions from committee members. He stated that fee funded agencies have captured the 20% adjustments from the State General Fund (SGF), as approved previously by the committee. If an agency's fee adjustment has not been made, the committee could authorize a technical adjustment.

Representative Brown made a motion for an amendment to Wichita State University that would add the word and "between training equipment" on page 159-line 21 of HB 2383. The motion was seconded by Representative McLeland.

Representative Brown noted that this motion would provide flexibility for training and equipment enhancements, as opposed to only training equipment enhancements.

The motion to amend was renewed. Motion carried.

Representative Schwartz made a motion to amend the transfer \$175,000 for FY 2012 for eradication of feral swine, \$20,000 for FY 2012 for Livestock Market Reporting, and \$75,000 for FY 2012 for the Grain Warehouse Inspection Program from special revenue funds within the Department of Agriculture into the State Water Plan Fund. The motion was seconded by Representative Lane. Motion carried.

Representation Brown made a motion to amend language for the Department of Agriculture for the establishment of a hunting season for feral swine. The motion was seconded by Representative Kelley.

Discussion followed by committee members regarding the impact of establishing a hunting season.

The motion was renewed. Motion failed.

Representative Kelley made a motion for an amendment to delete Section 6 (a) under the Department of Labor in HB 2382. The motion was seconded by Representative Mast.

Jim Wilson, Office of the Revisor of Statutes, provided an overview of the amendment. Discussion followed by committee members regarding utilization of the 903(d) funds, and it was noted that additional information was needed.

Representative Kelley withdrew the motion upon agreement of Representative Mast.

Representative Crum discussed a proviso for the Adjutant General. The proviso would state that the committee notes its' concern with Federal Disaster Relief Program regarding the allocation of funds to support facilities damaged through a natural disaster that possibly should be covered by insurance, the committee requests a response from the Adjutant General by Omnibus. Chairman Rhoades stated that a proviso was not necessary as this request would go to staff.

Representative Kelley discussed the Governor's allotments, and referred to the Kansas Department of Health and Environment. She provided background information regarding amendments that will be forthcoming, which were agreed upon with the administrative staff of various agencies.

Representative Kelley made a motion for an amendment that would reduce the Kansas Department of Health and Environment by 15%, except for federal match or maintenance of effort funds. The motion was seconded by Representative Brown.

Leah Robinson, Kansas Legislative Research Department, responded to questions from committee members. She stated that this motion would not effect funding that has a federal match or maintenance of effort dollars, which is approximately \$1.1 million in special revenue funds and \$2.7 million in SGF.

Committee members continued discussing the motion regarding the impact on agencies and fees received from special revenue funds.

The motion was renewed. Motion carried.

Representative Brown made a motion for an amendment that would transfer \$600,000 in SGF from the

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Kansas Department of Health and Environment to the City of Eudora. The motion was seconded by Representative Donohoe.

Discussion followed by committee members in regards to this on-going issue and concerns for setting a precedence going forward.

The motion was renewed. Motion failed.

Kathy Sparks, Deputy Secretary, Department of Labor, responded to questions from committee members regarding the 903(d) funds. She provided background information on the Reed Act of 1954. As there has not been any extra money from the Federal Trust Fund, the state has not received any money for a number of years and therefore requested that this language to be deleted, she added.

Chairman Rhoades stated that an announcement would be made on the House floor, if the committee reconvenes today. Otherwise, the committee will meet tomorrow and continue work on the Mega bill.

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Marc Rhoades, Chairman

Meeting adjourned at 10:58 a.m.