

MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chairman Melvin Neufeld at 9:00 A.M. on February 23, 2005, in Room 514-S of the Capitol.

All members were present.

Committee staff present:

Alan Conroy, Legislative Research Department
J. G. Scott, Legislative Research Department
Amy VanHouse, Legislative Research Department
Reagan Cussimano, Legislative Research Department
Carolyn Rampey, Legislative Research Department
Matt Spurgin, Legislative Research Department
Jim Wilson, Revisor of Statutes
Mike Corrigan, Revisor of Statutes
Nikki Feuerborn, Administrative Analyst
Shirley Jepson, Committee Secretary

Conferees appearing before the committee:

Peggy Hanna, State Treasurer's Office
Jerry Sloan, Judicial Branch

Others attending:

See attached list.

- Attachment 1 Fiscal Note on **HB 2477**
- Attachment 2 Testimony on **HB 2477** by Peggy Hanna, Treasurer's Office
- Attachment 3 Fiscal Note on **HB 2478**
- Attachment 4 Written Testimony on **HB 2478** from Gary Rulon, Chief Judge, Kansas Court of Appeals
- Attachment 5 Technical Amendment on **HB 2478**
- Attachment 6 Budget Committee Report on Kansas Dental Board, Board of Examiners for Hearing Aids, State Board of Pharmacy
- Attachment 7 Budget Committee Report on Board of Veterinary Examiners
- Attachment 8 Budget Committee Report on **HB 2116**

Representative Landwehr moved to introduce legislation relating to the delay of out-of-district tuition reduction for Unified School District No. 345. The motion was seconded by Representative Hutchins. Motion carried.

Hearing on HB 2477: Unclaimed property act, stock dormancy period.

Matt Spurgin, Legislative Research Department, explained that **HB 2477** amends existing law to decrease the dormancy period on abandoned stocks and mutual funds from five years to three years. The fiscal note indicates that increase in revenue would not occur until FY 2006 or FY 2007 (Attachment 1).

Chair Neufeld recognized Peggy Hanna, Treasurer's Office, who presented testimony in support of **HB 2477** (Attachment 2).

Chair Neufeld closed the hearing on **HB 2477**.

Representative Pottorff moved to recommend **HB 2477** favorable for passage and move to the consent calendar. The motion was seconded by Representative Lane. Motion carried.

Hearing on HB 2478: Delay of phased in increase of court of appeals to 14 judges.

Carolyn Rampey, Legislative Research Department, explained that **HB 2478** delays the expansion of the Kansas Court of Appeals for one year. The 13th judge would not be added until January 1, 2007 and the 14th

CONTINUATION SHEET

MINUTES OF THE House Appropriations Committee at 9:00 A.M. on February 23, 2005 in Room 514-S of the Capitol.

judge would be added one year later. The fiscal note on **HB 2478** would be a reduction of \$298,306 in the FY 2006 budget (Attachment 3).

Chair Neufeld recognized Jerry Sloan, Judicial Branch, who presented written testimony from Gary Rulon, Chief Judge of the Kansas Court of Appeals (Attachment 4). Mr. Sloan presented a technical amendment to **HB 2478** (Attachment 5).

Representative Gatewood moved to adopt the technical amendment to **HB 2478**. The motion was seconded by Representative McCreary. Motion carried.

Chair Neufeld closed the hearing on **HB 2478**.

Representative McCreary moved to recommend **HB 2478** favorable for passage as amended. The motion was seconded by Representative Gatewood. Motion carried.

Representative Lane, member of the General Government and Commerce Budget Committee, presented the Budget Committee report on the Kansas Dental Board for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 6). The motion was seconded by Representative Pottorff. Motion carried.

Representative Lane, member of the General Government and Commerce Budget Committee, presented the Budget Committee report on the Kansas Dental Board for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 6). The motion was seconded by Representative Pottorff. Motion carried.

Responding to a question from the Committee, the Budget Committee noted that the Kansas Dental Board anticipates increasing fees by approximately 20 percent. The Budget Committee indicated that approximately \$4,000 was swept from the fee funds of this agency in FY 2004 by the Governor.

Representative Lane, member of the General Government and Commerce Budget Committee, presented the Budget Committee report on the Kansas Dental Board for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 6). The motion was seconded by Representative Pottorff. Motion carried.

Representative Pottorff, Chair of the General Government and Commerce Budget Committee, presented the Budget Committee report on the Board of Hearing Aid Examiners for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 6). The motion was seconded by Representative Lane. Motion carried.

Representative Pottorff, Chair of the General Government and Commerce Budget Committee, presented the Budget Committee report on the Board of Hearing Aid Examiners for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 6). The motion was seconded by Representative Lane. Motion carried.

Representative Pottorff, Chair of the General Government and Commerce Budget Committee, presented the Budget Committee report on the Board of Hearing Aid Examiners for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 6). The motion was seconded by Representative Lane. Motion carried.

Representative Schwab, member of the General Government and Commerce Budget Committee, presented the Budget Committee report on the Board of Pharmacy for FY 2005, FY 2006 and FY 2007, and moved for the adoption of the Budget Committee recommendation for FY 2005, FY 2006 and FY 2007 (Attachment 6). The motion was seconded by Representative Pottorff. Motion carried.

In response to a question from the Committee concerning prescription drugs coming into Kansas from Canada and compliance with Kansas law, the Budget Committee indicated that Canada does not allow the United States to investigate Canadian companies selling prescription drugs to citizens of the United States. The

CONTINUATION SHEET

MINUTES OF THE House Appropriations Committee at 9:00 A.M. on February 23, 2005 in Room 514-S of the Capitol.

Budget Committee noted that a distributor in another state, selling prescription drugs in Kansas, is required to have a Kansas license, allowing the Kansas Board of Pharmacy the right to investigate the company.

Representative Powell, member of the Agriculture and Natural Resources Budget Committee, presented the Budget Committee report on the Board of Veterinary Examiners for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 7). The motion was seconded by Representative Schwartz. Motion carried.

Representative Powell, member of the Agriculture and Natural Resources Budget Committee, presented the Budget Committee report on the Board of Veterinary Examiners for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 7). The motion was seconded by Representative Schwartz. Motion carried.

The Budget Committee noted that there is still a waiting list of students wanting to attend the Kansas State University College of Veterinary Medicine.

Representative Powell, member of the Agriculture and Natural Resources Budget Committee, presented the Budget Committee report on the Board of Veterinary Examiners for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 7). The motion was seconded by Representative Schwartz. Motion carried.

Action on HB 2116: Disposition of certain federal moneys received by Department of Wildlife and Parks.

Julian Efird, Legislative Research Department, explained that **HB 2116** would establish four new statutory funds into which federal moneys would be deposited and from which expenditures could be made within the Department of Wildlife and Parks.

Representative Schwartz moved to adopt the Budget Committee report on **HB 2116** and recommend **HB 2116** favorable for passage (Attachment 8). The motion was seconded by Representative Williams. Motion carried.

The meeting was adjourned at 9:50 a.m. The next meeting of the Committee will be held at 9:00 a.m. on March 2, 2005.

Melvin Neufeld, Chair