

## MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chairman Melvin Neufeld at 9:00 A.M. on February 22, 2006 in Room 514-S of the Capitol.

All members were present.

## Committee staff present:

J. G. Scott, Legislative Research Department  
 Becky Krahl, Legislative Research Department  
 Matt Spurgin, Legislative Research Department  
 Audrey Dunkel, Legislative Research Department  
 Julian Efirid, Legislative Research Department  
 Debra Hollon, Legislative Research Department  
 Jim Wilson, Revisor of Statutes  
 Mike Corrigan, Revisor of Statutes  
 Nikki Feuerborn, Administrative Assistant  
 Shirley Jepson, Committee Secretary

## Conferees appearing before the committee:

## Others attending:

See attached list.

- Attachment 1 Information in response to questions on **HB 2954**
- Attachment 2 Amendment to **HB 2688**
- Attachment 3 Budget Committee Reports on Kansas State University, Kansas State University Veterinary Medical Center, Kansas State University Extension Systems and Agriculture Research Program, Wichita State University, Emporia State University, Fort Hays State University, Pittsburg State University
- Attachment 4 Budget Committee Report on **HB 2796**
- Attachment 5 Budget Committee Report on **SB 275**
- Attachment 6 Budget Committee Report on **HB 2786**

Information in response to questions from the Committee concerning **HB 2954** with regard to the available workforce and percent of unemployment in the Osawatomie area was distributed to the Committee (Attachment 1).

Representative Henry moved to introduce legislation to redefine the definition of general hospitals. The motion was seconded by Representative Bethell. Motion carried.

Representative Yoder moved to introduce legislation regarding the counterfeiting of pharmaceuticals. The motion was seconded by Representative Pottorff. Motion carried.

**Discussion and possible action on HB 2688 - Correctional facilities constructed by private companies.**

Mike Corrigan, Revisor of Statutes, explained an amendment to **HB 2688** which adds language addressing the reimbursement to Kansas state agencies or political subdivisions of the state for all costs incurred with respect to the investigation, prosecution, detention, criminal defense or appellate litigation of a Kansas or non-Kansas inmate charged with a crime at a private prison (Attachment 2).

Representative McLeland moved to amend **HB 2688** to include additional language stating that "the private owner shall reimburse Kansas state agencies or political subdivisions of the state for all costs incurred by such entities with respect to the investigation, prosecution, detention, criminal defense or appellate litigation, without regard to whether conviction is obtained, of a Kansas or non-Kansas inmate charged with a crime resulting from criminal conduct allegedly committed within the

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private contract prison, or a non-Kansas inmate who escapes and allegedly commits criminal conduct" (Attachment 2). The motion was seconded by Representative Landwehr. Motion carried.

Representative McLeland moved to recommend **HB 2688** favorable for passage as amended. The motion was seconded by Representative Pilcher-Cook. Motion carried on a 11-8 vote.

Several Committee members voiced opposition to the profit-motive of the legislation because of a concern that the legislation has been constructed to safeguard the State but does not allow enough flexibility for a private facility to make a profit.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Kansas State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 3). The motion was seconded by Representative Powell. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Kansas State University for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 3). The motion was seconded by Representative McLeland. Motion carried.

Representative Sawyer voiced opposition to Item No. 3, language contained in all of the university reports, regarding the deletion of State General Fund (SGF) dollars for the purchase of personal computers, indicating that oversight has been assigned to the Joint Committee on Information Technology. The Committee suggested that it might be proper to request that the Joint Committee on Information Technology remove block grants from their supervision.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee reports on the Governor's budget recommendation for the Kansas State University Veterinary Medical Center for FY 2006 and FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2006 and FY 2007 (Attachment 3). The motion was seconded by Representative McLeland.

The Committee expressed concern with the fact that 70-80 per cent of the veterinarians graduating from the Kansas State University program are small animal veterinarians resulting in a lack of large-animal veterinarians within the State.

Representative Feuerborn moved to amend the Budget Committee reports on the Kansas State University Veterinary Medical Center for FY 2006 and FY 2007 by adding language requesting a report from Kansas State University Veterinary Medical Center by Omnibus, on the University's plans to increase the number of graduates for the large-animal veterinarian program and how to retain these graduates within the state of Kansas. The motion was seconded by Representative Schwartz. Motion carried.

Representative Hutchins moved to adopt the Budget Committee reports on the Kansas State University Veterinary Medical Center for FY 2006 and FY 2007 as amended. The motion was seconded by Representative McLeland. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Kansas State University Extension Systems and Agriculture Research Program for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 3). The motion was seconded by Representative Feuerborn. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Kansas State University Extension Systems and Agriculture Research Program for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 3). The motion was seconded by Representative McLeland. Motion carried.

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Representative McLeland, member of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Wichita State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 3). The motion was seconded by Representative Sawyer. Motion carried.

Representative McLeland, member of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Wichita State University for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 3). The motion was seconded by Representative Hutchins. Motion carried.

Representative McLeland, member of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Emporia State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 3). The motion was seconded by Representative Sawyer. Motion carried.

Representative McLeland, member of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Emporia State University for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 3). The motion was seconded by Representative Hutchins. Motion carried.

Representative McLeland, member of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Fort Hays State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 3). The motion was seconded by Representative Sawyer. Motion carried.

Representative McLeland, member of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Fort Hays State University for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 3). The motion was seconded by Representative Hutchins. Motion carried.

Responding to a question from the Committee, the Budget Committee indicated that they did not review the Kansas Wetlands Educational Center at Cheyenne Bottoms, presently under construction, although funding is included in the Fort Hays State University budget. The Committee felt this should be included in future years Budget Committee discussion of the Fort Hays State University budget.

Representative McLeland, member of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Pittsburg State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 3). The motion was seconded by Representative Feuerborn. Motion carried.

Representative McLeland, member of the Education Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Pittsburg State University for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007 (Attachment 3). The motion was seconded by Representative Hutchins. Motion carried.

### **Discussion and action on HB 2796 - Kansas horticulture industries survey, appropriations for FY2006 and FY2007 for Kansas Department of Agriculture.**

Audrey Dunkel, Legislative Research Department, explained that **HB 2796** would add a line item appropriation of \$67,000 from the State General Fund (SGF) to the Department of Agriculture in FY 2006 for a Kansas horticulture industries survey.

The Budget Committee noted that the survey is important to have current data to use in applying for grants and federal dollars.

Representative Schwartz, Chair of the Agriculture and Natural Resources Budget Committee, presented the Budget Committee recommendation on **HB 2796** (Attachment 4); moved to

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recommend **HB 2796** favorable for passage; and because the Committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar. The motion was seconded by Representative Powell. Motion carried.

### Discussion and action on SB 275 - Secretary of state fees for certain publications.

Michele Alishahi, Legislative Research Department, explained that **SB 275** amends existing law to allow the Secretary of State to deposit proceeds generated from the sale and shipment of publications distributed by the Secretary of State into the agency's Information Services Fee Fund, rather than the State General Fund (SGF).

Representative Pottorff, Chair of the General Government and Commerce Budget Committee, presented the Budget Committee report on **SB 275**; moved to allow technical amendments to **SB 275** as necessary and adopt the Budget Committee recommendation to recommend **SB 275** favorable for passage as amended. The motion was seconded by Representative Lane. Motion carried.

### Discussion and action on HB 2786 - Kansas use law; conflict resolution from 2005 session.

Julian Efird, Legislative Research Department, explained that **HB 2786** is a technical clean-up bill that would repeal four statutes that were amended twice during the 2005 legislative session.

Representative Pottorff, Chair of the General Government and Commerce Budget Committee, presented the Budget Committee report on **HB 2786** and moved for the adoption of the Budget Committee report to recommend **HB 2786** favorable for passage and because the Committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar. The motion was seconded by Representative Yoder. Motion carried.

**HB 2967** was referred to Public Safety Budget Committee.

**HB 2936** was referred to General Government and Commerce Budget Committee.

The meeting was adjourned at 10:00 a.m. The next meeting of the Committee will be at 9:00 a.m. on March 1, 2006, or on "call of the chair".

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Melvin Neufeld, Chairman