

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS.

The meeting was called to order by Chairperson David Adkins at 9:10 a.m. on February 16, 2000 in Room 514-S of the Capitol.

All members were present except: All members present.

Committee staff present: Kathie Sparks, Kansas Legislative Research Department  
Alan Conroy, Kansas Legislative Research Department  
Robert Waller, Kansas Legislative Research Department  
Jim Wilson, Revisor of Statutes Office  
Mike Corrigan, Revisor of Statutes Office  
Dave Stallings, Assistant to the Chairman  
Mary Shaw, Committee Secretary

Conferees appearing before the committee: None

Others attending: See attached list

**Social Services Budget Committee Reports on:**

**Department of Social and Rehabilitation Services  
(Including the Division of Mental Health and Developmental Disabilities)**

Chairman Neufeld presented the Social Services Budget Committee report on the Governor's recommendations on the Department of Social and Rehabilitation Services (including the Division of Mental Health and Developmental Disabilities) FY 2001 budget. (Attachment 1).

Chairman Neufeld made a motion, seconded by Representative Ballard, to adopt the Social Services Budget Committee budget report recommendations regarding the Department of Social and Rehabilitation Services (Including the Division of Mental Health and Developmental Disabilities). Questions and discussion followed.

Representative Nichols made a substitute motion, seconded by Representative Neufeld, to rewrite paragraph number 8, page 5, so that it requires SRS to report back to the budget committee by omnibus with data and information on how Medicaid drug reimbursement rates would be equalized so that the budget committee can act on that data and come up with a proviso at that time. Motion carried.

Representative Spangler asked a question regarding the task force being formed by SRS to look at the Rainbow Mental Health Facility and the task force's purpose. Representative Neufeld mentioned that Secretary Schalansky of SRS has formed the task force and more information will be out soon about it and the budget committee would be glad to look at this issue at omnibus.

Representative Reardon requested that Secretary Schalansky elaborate on the task force. Secretary Schalansky mentioned that a press release had been issued toward the end of the past week regarding the names of the individuals and the scope of the task force. She noted that the first meeting of the Task Force is scheduled for March 3. It was requested that this information be delivered to the Appropriations Committee.

Representative Nichols made a motion, seconded by Representative Neufeld, that would expand the language in the Budget Committee budget report under Capital Improvements, Subsection 1, Page 7, that Rainbow Health Mental Health Facility will not be closed without legislative approval. Motion carried.

Representative Landwehr made a motion, seconded by Representative Neufeld, regarding two provisos that were added by the House last legislative session, and removed during the conference committee process. Representative Landwehr offered to divide the motion if it was the will of the Committee. The

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first was a proviso to add to the federal medical assistance fund that directs the Department of SRS to review all current practices regarding the use of trusts to misrepresent an individuals net worth when applying for medical assistance and report back to the 2001 Legislature. Representative Landwehr mentioned that the proviso requires SRS to is take a harder look to see if Kansas has provided any more loopholes than federal government law allows concerning people who hide their assets and use Medicaid dollars to go into nursing homes. The second is a proviso which requires the Department of SRS to review and clarify the definition of a child in need of care especially with regard to protective custody and to report by omnibus. The Chairman ruled that the motion would be divided. The second proviso will be an amendment to the report which says that the SRS is directed to report back to the Committee prior to omnibus any changes in the child in need of care code and its effect. The Chairman ruled that the motion would be divided. A vote was taken on the first proviso and motion carried. A vote was taken on the second proviso and motion carried.

Chairman Adkins ruled and called the Committee's attention to the question on the renewed motion by Representative Neufeld, second by Representative Ballard, to approve the Social Services Budget Committee report as amended. Motion carried.

### **Social and Rehabilitation Services - Community Developmental Disabilities Services (including KCDD)**

Representative Ballard presented the Social Services Budget Committee report on the Governor's recommendations on the Department of Social and Rehabilitation Services Community Developmental Disabilities Services (including KCDD) FY 2001 budget. (Attachment 2)

Representative Ballard made a motion, seconded by Representative Landwehr, to adopt the Social Services Budget Committee budget report regarding the Department of Social and Rehabilitation Services Community Developmental Disabilities Services (including KCDD). Questions and discussion followed.

Chairman Adkins called the Committees' attention to the motion by Representative Ballard, second by Representative Landwehr, to approve the Social Services Budget Committee report. Motion carried.

### **Department of Social and Rehabilitation Services Substance Abuse, Community Mental Health Services, and MHDD Administration**

Representative Landwehr presented the Social Services Budget Committee report on the Governor's recommendations on the Department of Social and Rehabilitation Services Substance Abuse, Community Mental Health Services, and MHDD Administration FY 2001 budget. (Attachment 3)

Representative Landwehr made a motion, seconded by Representative Neufeld, to adopt the Social Services Budget Committee report recommendations regarding the Department of Social and Rehabilitation Services Substance Abuse, Community Mental Health Services, and MHDD Administration. Questions and discussion followed.

Representative Dean made a substitute motion, seconded by Representative Pottorff, to add a proviso that the Community Mental Health Center for Sedgwick County provide on or before the first day of the 2001 regular legislative session a report that specifies each revenue source and the amount of each revenue source of the center, expenditures by category, beginning and ending balances in all financial accounts of the mental health center, and the number of individuals served by class so that the legislature can make informed future decisions on providing mentally ill funding. Motion carried. Detailed Committee questions and discussion followed.

Representative Nichols mentioned that he would like to add language in the report encouraging SRS to examine their ability to continue operating the mentally ill homeless project throughout FY 2000 and FY 2001 and to look at doing it within the agency's existing resources and have SRS report back to the

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Appropriations Committee just as soon as possible, which is something SRS already plans to do. It is his understanding one of the three communities participating in the homeless mentally ill program has already received a federal grant to keep the program operating so the total cost of keeping the homeless mentally ill program operating are less than they were last year.

Motion by Representative Nichols, seconded by Representative Shriver, to include language encouraging SRS to look at the homeless mentally ill program and report back to the Appropriations Committee.  
Motion carried.

Chairman Adkins ruled and called the Committees' attention to the renewed motion by Representative Landwehr, second by Representative Neufeld, to approve the Social Services Budget Committee report as amended. Motion carried.

The meeting was adjourned at 10:40 a.m. The next meeting is scheduled for February 17, 2000.