

MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairperson Carolyn McGinn at 10:40 a.m. on February 10, 2011, in Room 548-S of the Capitol.

All members were present

Committee staff present:

Jill Wolters, Office of the Revisor of Statutes  
Daniel Yoza, Office of the Revisor of Statutes  
David Wiese, Office of the Revisor of Statutes  
Alan Conroy, Director, Legislative Research Department  
J. G. Scott, Chief Fiscal Analyst, Legislative Research Department  
Aaron Klaassen, Senior Fiscal Analyst, Legislative Research Department  
Dorothy Hughes, Fiscal Analyst, Legislative Research Department  
Brea Short, Intern, Senator McGinn's Office  
Jan Lunn, Committee Assistant  
Josh Lewis, Chief of Staff

Others attending:

See attached list.

### Bill Introductions

Senator Teichman moved introduction of a bill concerning oversight of entities that are qualified to invest funds for a Kansas insurance company (#rs0870); the motion was seconded by Senator Emler and passed on a voice vote.

Senator Kelly moved introduction of a bill concerning fees paid by the Fire Marshal's Office to the Department of Administration (#rs0381); Senator Emler seconded the motion, which carried on a voice vote.

### Possible final action on bills previously heard

Senator McGinn announced possible final action on **SB 16 - Supplemental appropriations for FY 2011 for various state agencies** would be considered on the agenda today.

Senator Vratil reported since the last meeting when discussion on **SB 16** occurred, additional information related to the special education maintenance of effort (MOE) has been received. The U. S. Department of Education has informed the Kansas Department of Education that if Kansas does not meet the special education MOE, a significant penalty will be imposed each year in perpetuity. Senator Vratil moved to transfer \$4.3 million from the \$5.7 million that was added (committee action on January 27) for unexpected enrollment increases in FY 2011 and \$4.3 million from the \$8.6 million that was added (committee action on January 27) to partially fund an increase for at-risk students from the general state aid account of the State General Fund to the special education services aid account of the SGF. This will provide adequate funding for the required special education MOE. The motion was seconded by Senator Teichman and passed on a voice vote. Senator Vratil further explained this action was a matter of shifting funds and would not increase any funding above what had been proposed during the meeting of January 27.

Senator McGinn informed committee members that the amendment approved (January 27) to reduce certain state employee salaries in FY 2011 by 7.5 percent was unconstitutional due to the exclusion of judges. Senator Vratil clarified an amendment is required to include Kansas Supreme Court justices, magistrates, district court judges, and Court of Appeal judges. Discussion ensued related to pay periods. Senator McGinn moved to reduce salary and wage expenditures for those employees defined as salaried officers of the State of Kansas which includes district court judges, judges of the Court of Appeals, justices of the Supreme Court and magistrates by 7.5 percent in FY 2011. The motion was seconded by Senator Kelly and passed on a voice vote.

CONTINUATION SHEET

MINUTES OF THE WAYS AND MEANS COMMITTEE on February 10, 2011, 10:30 a.m. 548-S

Senator Kelly moved to strike the addition of \$71,426 to the PIPELINE Program from the Economic Development Initiatives Fund (EDIF) in FY 2011. Senator Kultala seconded the motion, which passed on a voice vote.

Senator Emler referred to the addition of \$4 million to the “Adjutant General” budget (January 27) to provide for state disaster relief matching funds in FY 2011. Senator Emler is working with the Senate Utilities Committee to evaluate other funding mechanisms. However, funding for FY 2011 is still needed; therefore Senator Emler moved to cut \$2 million from the “Adjutant General” budget to provide for state disaster relief matching funds in FY 2011; Senator Kelly seconded the motion, which passed on a voice vote.

Senator Vratil moved that the contents of **SB 16**, including any and all amendments adopted as well as any technical adjustments required, be amended into **Senate Substitute for HB 2014** and passed out of the Senate Ways and Means Committee favorably. Senator Kelly seconded the motion, which passed on a roll call vote.

The meeting was adjourned at 11:10 a.m.