

MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chairman Melvin Neufeld at 9:00 a.m. on March 9, 2004 in Room 514-S of the Capitol.

All members were present.

Committee staff present:

Alan Conroy, Legislative Research
J. G. Scott, Legislative Research
Amy VanHouse, Legislative Research
Michele Alishahi, Legislative Research
Melissa Calderwood, Legislative Research
Becky Krahl, Legislative Research
Debra Hollon, Legislative Research
Jim Wilson, Revisor of Statutes
Mike Corrigan, Revisor of Statutes
Nikki Feuerborn, Administrative Analyst
Shirley Jepson, Committee Secretary

Conferees appearing before the committee:

Others attending:

See Attached List.

- Attachment 1 Budget Committee Report on Board of Indigents' Services (BIDS)
- Attachment 2 Budget Committee Report on Judicial Council
- Attachment 3 Budget Committee Report on Judicial Branch
- Attachment 4 Budget Committee Report on Department of Corrections, El Dorado Correctional Facility, Ellsworth Correctional Facility, Hutchinson Correctional Facility, Lansing Correctional Facility, Larned Correctional Mental Health Facility, Norton Correctional Facility, Topeka Correctional Facility, Winfield Correctional Facility
- Attachment 5 Budget Committee Report on Animal Health Department

Chairman Neufeld moved to introduce legislation concerning provider's assessment for hospitals. The motion was seconded by Representative Campbell. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Board of Indigents' Defense Services (BIDS) for FY 2004 and moved for the adoption of the Budget Committee recommendation for FY 2004 (Attachment 1). The motion was seconded by Representative Minor. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Board of Indigents' Defense Services (BIDS) for FY 2005 and moved for the adoption of the Budget Committee recommendation with notations for FY 2005 (Attachment 1). The motion was seconded by Representative Sharp. Motion carried.

Responding to the Committee's concern with regard to Item No. 3 on the collection of the \$50 application fee from offenders before bonding out, Pat Scalia, Director of the Board of Indigents' Defense Services, explained that although the collection has been difficult, the rate of collection has improved. Ms. Scalia noted that the fee is being collected on approximately half of the cases at the present time and indicated that she is continuing to work with judges and attorneys to improve the collection of the application fee. The Committee noted that the issues in this budget will be revisited if **HB 2616** is passed.

Representative Klein, member of the Tax, Judicial, Transportation & Retirement Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Judicial Council for FY 2004 and moved for the adoption of the Budget Committee recommendation for FY 2004 (Attachment 2). The motion was seconded by Representative McCreary. Motion carried

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Representative Klein, member of the Tax, Judicial, Transportation & Retirement Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Judicial Council for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative Campbell.

Representative Shriver moved to introduce legislation to remove legislators from the Judicial Council and add a proviso which states that no expenditures for legislators may be made from the Judicial Council budget. The motion was seconded by Representative Feuerborn. Motion failed.

Representative Feuerborn moved to strike Item No. 1 from the Budget Committee report. The motion was seconded by Representative Shultz. Motion carried.

Representative Klein renewed the motion for adoption of the Budget Committee report on the Judicial Council for FY 2005 as amended. The motion was seconded by Representative Campbell. Motion carried.

Representative McCreary, Chair of the Tax, Judicial, Transportation & Retirement Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Judicial Branch for FY 2004 and moved for the adoption of the Budget Committee recommendation for FY 2004 (Attachment 3). The motion was seconded by Representative Campbell. Motion carried

Representative McCreary, Chair of the Tax, Judicial, Transportation & Retirement Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Judicial Branch for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 3). The motion was seconded by Representative Klein. Division was called for. Motion carried on a show of hands.

Responding to questions concerning the district court judge position in Douglas County, the Budget Committee indicated that the majority of cases in Douglas County cannot be heard by a magistrate judge resulting in the need for an additional district court judge to assist with a backlog of cases. The Committee noted that there is a \$5.3 increase in the FY 2004 budget which includes \$2.5 million for the pay plan.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Department of Corrections (DOC) for FY 2004 and moved for the adoption of the Budget Committee recommendation for FY 2004 (Attachment 4). The motion was seconded by Representative Light. Motion carried.

Representative Minor, member of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Department of Corrections (DOC) for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 with notations (Attachment 4). The motion was seconded by Representative Light. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the El Dorado Correctional Facility for FY 2004 and FY 2005 and moved for the adoption of the Budget Committee recommendations for FY 2004 and FY 2005 (Attachment 4). The motion was seconded by Representative Minor. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Ellsworth Correctional Facility for FY 2004 and FY 2005 and moved for the adoption of the Budget Committee recommendations for FY 2004 and FY 2005 (Attachment 4). The motion was seconded by Representative Minor. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Hutchinson Correctional Facility for FY 2004 and FY 2005 and moved for the adoption of the Budget Committee recommendations for FY 2004 and FY 2005 (Attachment 4). The motion was seconded by Representative Minor. Motion carried

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report

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on the Governor's budget recommendations for the Lansing Correctional Facility for FY 2004 and FY 2005 and moved for the adoption of the Budget Committee recommendations for FY 2004 and FY 2005 (Attachment 4). The motion was seconded by Representative Minor. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Larned Correctional Mental Health Facility for FY 2004 and FY 2005 and moved for the adoption of the Budget Committee recommendations for FY 2004 and FY 2005 (Attachment 4). The motion was seconded by Representative Minor. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Norton Correctional Facility for FY 2004 and FY 2005 and moved for the adoption of the Budget Committee recommendations for FY 2004 and FY 2005 (Attachment 4). The motion was seconded by Representative Minor. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Topeka Correctional Facility for FY 2004 and FY 2005 and moved for the adoption of the Budget Committee recommendations for FY 2004 and FY 2005 (Attachment 4). The motion was seconded by Representative Minor. Motion carried.

Representative Light, Chair of the Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendations for the Winfield Correctional Facility for FY 2004 and FY 2005 and moved for the adoption of the Budget Committee recommendations for FY 2004 and FY 2005 (Attachment 4). The motion was seconded by Representative Minor. Motion carried.

Representative Schwartz, Chair of the Agriculture & Natural Resources Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Animal Health Department for FY 2004 and moved for the adoption of the Budget Committee recommendation for FY 2004 (Attachment 5). The motion was seconded by Representative Gatewood. Motion carried.

Representative Schwartz, Chair of the Agriculture & Natural Resources Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Animal Health Department for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 5). The motion was seconded by Representative Gatewood. Motion carried.

It was noted that there is a typographical error in Item No. 5 in that the first line should read "The Budget Committee commends the work—".

The meeting was adjourned at 11:00 a.m. The next meeting will be held at 9:00 a.m. on March 10, 2004.

Melvin Neufeld, Chairman