

MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chairman Melvin Neufeld at 9:00 A.M. on March 7, 2005 in Room 514-S of the Capitol.

All members were present except:

Representative Landwehr-excused
Representative Pilcher-Cook-excused
Representative Sawyer- excused

Committee staff present:

Alan Conroy, Legislative Research Department
Amy VanHouse, Legislative Research Department
Reagan Cussimano, Legislative Research Department
Debra Hollon, Legislative Research Department
Becky Krahl, 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:

Kim English, Director of the Office of Research and Statistics of the Criminal Justice Division,
Colorado Department of Public Safety

Others attending:

See attached list.

- Attachment 1 Testimony by Kim English, Colorado Department of Public Safety
- Attachment 2 Budget Committee Report on Post Secondary Education Systemwide, Kansas Board of Regents, University of Kansas, University of Kansas Medical Center, Kansas State University, Kansas State University-Veterinary Medical Center, Kansas State University-Extension Systems and Agriculture Research Programs, Wichita State University, Emporia State University, Fort Hays State University, Pittsburg State University
- Attachment 3 Written testimony from Kansas Association of Technical Schools & Colleges

Representative Feuerborn moved to introduce legislation for technical adjustments on Senate Substitute for HB 2886. The motion was seconded by Representative Gatewood. Motion carried.

Gary Daniels, Secretary of the Department of Social and Rehabilitation Services, introduced Kim English, Director of the Office of Research and Statistics, Criminal Justice Division, Colorado Department of Public Safety, who presented an overview of containment approach and risk management for sex offenders in the criminal justice system (Attachment 1). Ms. English is director of research for a polygraph research project and has published conclusions from that research.

In response to Committee questions, Ms. English indicated that the Colorado research was conducted at six different correctional facilities with intense research at the Arrowhead facility involving treatment programs offered for incarcerated sex offenders. Ms. English stated that polygraph is a very reliable source of information. Secretary Daniels stated that the Department of Corrections is exploring alternative programs for sex offenders because the program at Larned Correctional Mental Health Facility will be filled within a year and one-half.

The Chair thanked Ms. English for her presentation.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Post Secondary Education Systemwide for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative Feuerborn. Motion carried.

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MINUTES OF THE House Appropriations Committee at 9:00 A.M. on March 7, 2005, in Room 514-S of the Capitol.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Post Secondary Education Systemwide for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative McLeland. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Board of Regents for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative McLeland.

Representative Hutchins moved to adopt the Governor's Budget Amendment (GBA) on the Board of Regents for FY 2005 which deletes the action of shifting \$60,000 from the State Scholarship Program to the Comprehensive Grant Program. The motion was seconded by Representative Newton. Motion carried.

Representative Hutchins renewed the motion to adopt the Budget Committee report on the Board of Regents for FY 2005 as amended (Attachment 2). The motion was seconded by Representative Newton. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Board of Regents for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative McLeland.

Representative Feuerborn moved for a substitute motion and presented a minority report on the Board of Regents for FY 2006 (Attachment 2). The motion was seconded by Representative Lane. Motion failed on a 7 - 13 vote.

Some members of the Committee expressed concern with Item Nos. 3 and 4 of the Budget Committee report.

Representative Newton moved for a substitute motion to amend the Budget Committee report on the Board of Regents for FY 2006 by deleting Item No. 3 and review at Omnibus. The motion was seconded by Representative Hutchins. Motion carried on a 16 - 4 vote.

In response to a question from the Committee concerning whether funding for higher education is constitutionally mandated, Jim Wilson, Revisor of Statutes, stated that the Constitution requires suitable provisions for finance of the education interest of the state. Mr. Wilson further noted that this addresses all education, including higher education.

Representative Hutchins moved to adopt a Governor's Budget Amendment (GBA) on the Board of Regents for FY 2006 to add \$50,098 for omissions from the Governor's budget recommendation, the same language as contained in Item No. 2 of the Budget Committee report. The motion was seconded by Representative Feuerborn. Motion carried.

Representative McLeland moved for a substitute motion to add an item to the Budget Committee report for the Board of Regents for FY 2006 to request the community colleges and Washburn University to report to the Budget Committee before Omnibus, on the economic impact of in-state and out-of-state tuition increases to the institutions and suggestions from the institutions on handling tuition increases. The motion was seconded by Representative Hutchins. Motion failed.

Representative Gatewood moved for a substitute motion to amend the Budget Committee report on the Board of Regents for FY 2006 by deleting Item No. 4. The motion was seconded by Representative Lane. Motion was withdrawn with approval from the second.

Representative Gatewood moved for a substitute motion to amend the Budget Committee report on the Board of Regents for FY 2006 to review the \$1,000,000 SGF in Item No. 4 at Omnibus. The motion was seconded by Representative Lane. Motion carried.

Representative Hutchins moved for a substitute motion to amend the Budget Committee report on the Board of Regents for FY 2006 by adopting a proviso to conduct an interim study on the funding formula for technical schools and colleges. The motion was seconded by Representative Feuerborn. Motion carried.

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Representative Hutchins renewed the motion to adopt the Budget Committee report on the Board of Regents for FY 2006 as amended. The motion was seconded by Representative Newton. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the University of Kansas for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative Newton. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the University of Kansas for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative Newton.

Representative Feuerborn moved for a substitute motion and presented a minority report on the University of Kansas for FY 2006 (Attachment 2). The motion was seconded by Representative Lane. Motion failed on a 8-12 vote.

Representative Light moved for a substitute motion to delete Item No. 2 from the Budget Committee report on the University of Kansas for FY 2006. The motion was seconded by Representative Bethell. Motion carried.

Representative Hutchins renewed the motion to adopt the Budget Committee report on the University of Kansas for FY 2006 as amended. The motion was seconded by Representative Newton. Motion carried

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the University of Kansas Medical Center FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative McLeland. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the University of Kansas Medical Center FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative Newton. Motion carried.

HB 2508 was referred to Agriculture and Natural Resources Budget Committee.

The meeting was recessed at 11:00 a.m. and reconvened at 11:35 a.m.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on Kansas State University for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative Feuerborn. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on Kansas State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative Feuerborn. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Kansas State University Veterinary Medical Center for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative McLeland. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Kansas State University Veterinary Medical Center for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative Feuerborn. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report

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MINUTES OF THE House Appropriations Committee at 9:00 A.M. on March 7, 2005, in Room 514-S of the Capitol.

on the Kansas State University Extension Systems and Agriculture Research Programs for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative McLeland. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on the Kansas State University Extension Systems and Agriculture Research Programs for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative McLeland.

Representative Feuerborn moved for a substitute motion and presented a minority report on the Kansas State University Extension Systems and Agriculture Research Programs for FY 2006 (Attachment 2). The motion was seconded by Representative Gatewood. Motion failed on a 5-15 vote.

Responding to a question from the Committee regarding the \$300,000 addressed in Item No. 2, Deb Hollon, Legislative Research Department, stated that the Governor's budget recommendation supports the appropriation but shifts the funding from Economic Development Initiatives Fund (EDIF) to the State General Fund (SGF) because, in the past, the balance in EDIF could not support the funding.

Representative Schwartz moved for a substitute motion to amend the Budget Committee report on the Kansas State University Extension Systems and Agriculture Research Programs (KSU ESARP) for FY 2006 by adding \$300,000 EDIF funding for the KSU ESARP program. The motion was seconded by Representative Bethell. Motion carried.

Representative Hutchins renewed the motion to adopt the Budget Committee report on the Kansas State University Extension Systems and Agriculture Research Programs for FY 2006 as amended. The motion was seconded by Representative Newton. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on Wichita State University for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative McLeland.

Representative Hutchins moved to adopt a Governor's Budget Amendment (GBA) on Wichita State University for FY 2005 to reduce the debt service payment for bonds at the Institute of Aviation Research by \$333,268 State General Fund (SGF). The motion was seconded by Representative McLeland. Motion carried.

Representative Hutchins renewed the motion to accept the Budget Committee report on Wichita State University for FY 2005 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 Wichita State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative McLeland. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on Emporia State University for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative Feuerborn. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on Emporia State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative Feuerborn. Motion carried.

Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on Fort Hays State University for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative Feuerborn. Motion carried.

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Representative Hutchins, Chair of the Education Budget Committee, presented the Budget Committee report on Fort Hays State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative Newton. Motion carried.

Representative Feuerborn, Chair of the Education Budget Committee, presented the Budget Committee report on Pittsburg State University for FY 2005 and moved for the adoption of the Budget Committee recommendation for FY 2005 (Attachment 2). The motion was seconded by Representative Hutchins. Motion carried.

Representative Feuerborn, Chair of the Education Budget Committee, presented the Budget Committee report on Pittsburg State University for FY 2006 and moved for the adoption of the Budget Committee recommendation for FY 2006 (Attachment 2). The motion was seconded by Representative Hutchins. Motion carried.

Written testimony from the Kansas Association of Technical Schools & Colleges was distributed to the Committee (Attachment 3).

The meeting was adjourned at 12:15 p.m. The next meeting of the Committee will be held at 9:00 a.m. on March 8, 2005.

Melvin Neufeld, Chair