

Approved: May 10, 2005  
Date

## MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairman Dwayne Umbarger at 10:30 A.M. on March 9, 2005 in Room 123-S of the Capitol.

All members were present.

Committee staff present:

Jill Wolters, Senior Assistant, Revisor of Statutes  
Alan Conroy, Director, Kansas Legislative Research Department  
J. G. Scott, Kansas Legislative Research Department  
Michelle Alishahi, Kansas Legislative Research Department  
Audrey Dunkel, Kansas Legislative Research Department  
Julian Efird, Kansas Legislative Research Department  
Susan Kannarr, Kansas Legislative Research Department  
Matt Spurgin, Kansas Legislative Research Department  
Judy Bromich, Administrative Analyst  
Mary Shaw, Committee Secretary

Conferees appearing before the committee:

Shannon Jones, Executive Director, Statewide Independent Living Council of Kansas  
Kerrie Bacon, Legislative Liaison for the Kansas Commission on Disability Concerns (written)  
Tom Laing, Executive Director, InterHab (written)  
Jane Rhys, Executive Director, Kansas Council on Developmental Disabilities (written)  
Kathy Lobb, Legislative Liaison, Self Advocate Coalition of Kansas (written)

Others attending:

See attached list.

Chairman Umbarger welcomed Dennis D. Embry, Ph.D, and CEO/President of PAXIS Institute, Tucson, Arizona, back to the committee and he continued his briefing on Implications for Social and Fiscal Policy: Low Cost Strategies to Turn the Tide on Prevention and Treatment of Multi-Problem Behavior Affecting Kansas Health, Safety and Human Capital. Dr. Embry continued with questions and discussion with the information that was presented to the committee on the previous day (See Dr. Embry's written testimony of March 8, 2005.)

The Chairman called the Committee's attention to discussion of:

**Proposed Senate Substitute for SB 85--Social and rehabilitation services implement a program for breast reconstructive surgery from breast cancer for medicaid beneficiaries**

Senator Schodorf moved, with a second by Senator Kelly, to report **Senate Substitute for SB 85** favorable for passage. Motion carried on a roll call vote.

Senator Schodorf moved, with a second by Senator Betts, to approve the minutes for the meetings of February 1, February 2, February 7, February 8, and February 9, 2005. Motion carried on a voice vote.

Copies of the Kansas Legislative Research Department Budget Analysis Report for FY 2005 and FY 2006 were available to the committee.

**Subcommittee budget reports on:**

**Kansas Public Employees Retirement System (KPERs) (Attachment 1)**

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on March 9, 2005 in Room 123-S of the Capitol.

Subcommittee Chairman Stephen Morris reported that the subcommittee on the Kansas Public Employees Retirement System (KPERs) concurs with the Governor's recommendation in FY 2005 with adjustments and observations and concurs with the Governor's FY 2006 recommendations with adjustments and observations.

Senator Morris moved, with a second by Senator Wysong, to adopt the subcommittee budget report on the Kansas Public Employees Retirement System (KPERs) in FY 2005 and FY 2006. Motion carried on a voice vote.

**Board of Indigents' Defense Services (Attachment 2)**

Subcommittee Chairman Jay Emler reported that the subcommittee on the Board of Indigents' Defense Services concurs with the Governor's recommendation in FY 2005 with adjustments and observations and concurs with the Governor's FY 2006 recommendations with adjustments and observations.

Senator Emler moved, with a second by Senator Barone, to adopt the subcommittee budget report on the Board of Indigents' Defense Services in FY 2005 and FY 2006. Motion carried on a voice vote.

**Kansas Department of Labor (Attachment 3)**

Subcommittee Chairman David Wysong reported that the subcommittee on the Kansas Department of Labor concurs with the Governor's recommendation in FY 2005 with adjustments and observations and concurs with the Governor's FY 2006 recommendations with adjustments and observations.

Subcommittee Chairman David Wysong presented an overview of the Kansas Department of Labor regarding Major Issues from the 2004 Session (Attachment 4).

Senator Wysong moved, with a second by Senator Barone, to adopt the subcommittee budget report on the Kansas Department of Labor in FY 2005 and FY 2006. Motion carried on a voice vote.

The Chairman continued the public hearing on:

**SB 218--Transfer of moneys to support the movement of individuals from nursing facilities to home and community-based services**

Staff provided an overview of the bill.

Shannon Jones, Executive Director, Statewide Independent Living Council of Kansas, provided data to support **SB 218** with amendment to remove the cap (Attachment 5).

Written testimony was submitted by:

Kerrie Bacon, Legislative Liaison, Kansas Commission on Disability Concerns (Attachment 6).

Tom Laing, Executive Director InterHab (Attachment 7).

Jane Rhys, Executive Director, Kansas Council on Developmental Disabilities (Attachment 8).

Kathy Lobb, Legislative Liaison, Self-Advocate Coalition of Kansas (Attachment 9).

Chairman Umbarger offered a proposed balloon that would raise the cap from 75 people to 100 people and next the process can be reviewed. He noted that he was concerned about taking services away from people.

There being no further conferees to come before the committee, the Chairman closed the public hearing on **SB 218**.

The Chairman called the Committee's attention to discussion of:

**SB 271--Real estate brokers and salespersons; fees**

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on March 9, 2005 in Room 123-S of the Capitol.

Staff provided an overview of the bill.

Senator Emler moved, with a second by Senator Barone, a balloon amendment (Attachment 10) to amend **SB 271**. Motion carried on a voice vote. Discussion followed, but no action was taken on the bill.

The meeting adjourned at 12:10 p.m. The next meeting is scheduled for March 10, 2005.