

MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS.

The meeting was called to order by Chairperson Stephen Morris at 10:30 a.m. on March 11, 2003, in Room 123-S of the Capitol.

All members were present except: Senator Paul Feleciano, Jr. - excused

Committee staff present:

J. G. Scott, Chief Fiscal Analyst, Kansas Legislative Research Department
Martha Dorsey, Kansas Legislative Research Department
Robert Waller, Kansas Legislative Research Department
Amy Deckard, Kansas Legislative Research Department
Nicoletta Buonasera, Kansas Legislative Research Department
Norman Furse, Revisor of Statutes
Michael Corrigan, Assistant Revisor of Statutes
Judy Bromich, Administrative Analyst
Mary Shaw, Committee Secretary

Conferees appearing before the committee:

Denise Everhart, Acting Commissioner, Juvenile Justice Authority
Pat Lehman, Legislative Liaison, Kansas Fire Service Alliance
Joseph P. Odle, Kansas State Fire Marshal
Lt. Kent W. Dederick, International Association of Firefighters Local 83
Robert S. Wing, President, Kansas State Council of Fire Fighters and I.A.F.F. Local 64

Others attending: See attached list

Bill Introduction

Senator Adkins moved, with a second by Senator Jackson, to introduce a bill concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; employer contribution rates; issuance of revenue bonds by the Kansas development finance authority for funding certain liability of system (3rs0927). Motion carried on a voice vote.

Copies of the Kansas Legislative Research Department Budget Analysis Report for FY 2003 and FY 2004 were distributed to the committee.

Subcommittee reports on:

Kansas Department of Transportation (Attachment 1)

Subcommittee Chairman Adkins reported that the Subcommittee concurs with the recommendations of the Governor for FY 2003.

Subcommittee Chairman Adkins reported that the Subcommittee concurs with the recommendation of the Governor with comments for FY 2004.

Senator Barone moved, with a second by Senator Adkins, to amend the subcommittee report in FY 2004, regarding Item No. 2, for a technical amendment to change the language following "deferring projects" to read "projects and funding associated with the Comprehensive Transportation Plan". Motion carried on a voice vote.

Senator Adkins moved, with a second by Senator Salmans, to adopt the subcommittee budget report on the Kansas Department of Transportation for the FY 2003 and FY 2004 budget as amended. Motion carried on a voice vote.

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Juvenile Justice Authority (Attachment 2)
Atchison Juvenile Correctional Facility
Beloit Juvenile Correctional Facility
Larned Juvenile Correctional Facility
Topeka Juvenile Correctional Facility

Subcommittee Chairman Jordan reported that the Subcommittee on the Juvenile Justice Authority concurs with the recommendations of the Governor for FY 2003.

Subcommittee Chairman Jordan reported that the Subcommittee on the Juvenile Justice Authority concurs with the recommendation of the Governor with notations for FY 2004.

Subcommittee Chairman Jordan explained that the Subcommittee concurred with the Governor's recommendations regarding the Atchison Juvenile Correctional Facility, Beloit Juvenile Correctional Facility, Larned Juvenile Correctional Facility and the Topeka Juvenile Correctional Facility in FY 2003 and FY 2004.

Senator Jordan moved, with a second by Senator Buntin, to adopt the subcommittee budget reports on the Juvenile Justice Authority, Atchison Juvenile Correctional Facility, Beloit Juvenile Correctional Facility, Larned Juvenile Correctional Facility and the Topeka Juvenile Correctional Facility for the FY 2003 and FY 2004 budget as amended. Motion carried on a voice vote.

Chairman Morris opened the public hearing on:

HB 2315--Juvenile correctional services grants, paid quarterly instead of semiannually

Written testimony was submitted from Denise Everhart, Acting Commissioner, Juvenile Justice Authority, in support of **HB 2315** (Attachment 3).

There being no further conferees to come before the committee, the Chairman closed the public hearing on **HB 2315**.

Senator Jordan moved, with a second by Senator Barone, to recommend **HB 2315** favorable for passage and be placed on the Consent Calendar. Motion carried on a roll call vote.

Chairman Morris opened the public hearing on:

SB 252--Placing the office of state fire marshal within a board of fire services

Pat Lehman, Legislative Liaison for the Kansas Fire Service Alliance, testified in support of **SB 252** (Attachment 4). Mr. Lehman addressed two concerns in his testimony regarding Section 8 and the make up of the Board of Fire Services and Section 9 covering the responsibilities of the Board. In closing, Mr. Lehman requested that sufficient time be allowed to study areas of concern in the bill to assure that workable legislation is created and will benefit all those involved.

Joseph P. Odle, State Fire Marshal, testified in opposition to **SB 252** (Attachment 5). Mr. Odle explained that since the Office of the Kansas State Fire Marshal has been established it has operated efficiently and effectively. He mentioned that the office provides inspection and investigative services to assist local fire departments, public safety education and now has established hazardous materials response teams. Mr. Odle expressed concern that the Board of Fire Services will only cause the State Fire Marshal's Office to delay response and action for citizens in Kansas.

Lt. Kent W. Dederick, representing the International Association of Firefighters Local 83, Topeka, testified in opposition to **SB 252** (Attachment 6). Lt. Dederick explained that the State Fire Marshal's Office is currently operating efficiently and judiciously in regard to all aspects of the Fire Service. He noted that he felt the provisions of the bill would be positive for the fire service or the citizens of this state, and ultimately could be detrimental, by creating another level of bureaucracy to delay critical services.

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Robert Wing, President, Kansas State Council of Firefighters, Local 64, and Full Time Fire Captain in Kansas City, testified in opposition to **SB 252** (Attachment 7). Mr. Wing mentioned that their position is that this additional administrative level within the office will have a negative effect on the agency's ability to make decisions regarding the health and safety of the citizens of Kansas in expeditious manner. He also expressed concern that the bill contains the burden of additional funding on the Office of the Fire Marshal with no identified source of funding provided for the expense of the proposed new fire board.

There being no further conferees to come before the committee, the Chairman closed the public hearing on **SB 252**.

The meeting adjourned at 11:45 a.m. The next meeting is scheduled for March 12, 2003.