

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 February 16, 2005 in Room 123-S of the Capitol.

All members were present.

Committee staff present:

Norman Furse, Revisor of Statutes
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
Reagan Cussimanio, Kansas Legislative Research Department
Amy Deckard, Kansas Legislative Research Department
Audrey Dunkel, Kansas Legislative Research Department
Susan Kannarr, Kansas Legislative Research Department
Matt Spurgin, Kansas Legislative Research Department
Amy VanHouse, Kansas Legislative Research Department
Robert Waller, Kansas Legislative Research Department
Judy Bromich, Administrative Analyst
Mary Shaw, Committee Secretary

Conferees appearing before the committee:

Candace Shively, Deputy Secretary, Integrated Service Delivery, Kansas Department of Social and Rehabilitation Services
Linda Edwards-Otto, Grandparent

Others attending:

See attached list.

Chairman Umbarger continued the public hearing on:

SB 62--Grandparents as foster parents program, established

The Chairman welcomed Candace Shively, Deputy Secretary, Integrated Service Delivery, Kansas Department of Social and Rehabilitation Services, who testified as a neutral party on **SB 62 (Attachment 1)**. Ms. Shively explained several services offered by SRS regarding social services supports. She mentioned that the Department provides medical assistance to approximately 3,200 children in 2,100 households who are being cared for by a relative. Ms. Shively addressed the situation that the proposed Foster Grandparents Program raises two public policy questions: Who will the state choose to serve through its programs? And at what level?

Ms. Shively also noted that there are no reserve funds to serve this population. She explained that the proposal suggests utilization of TANF maintenance of effort (MOE) dollars, but those funds already are committed to other critical services needed by families to obtain employment and attain self sufficiency. Ms. Shively addressed the fact that Federal Title IV-E child welfare funds are not an alternative revenue source because they are restricted to use for children who are in state custody and who are placed in a licensed foster home or facility. Committee questions and discussion followed.

Ms. Shively distributed additional information regarding Options for Grandparents as Foster Parents Program regarding **SB 62 (Attachment 2)**.

Chairman Umbarger acknowledged Linda Edwards-Otto, Grandparent, who testified in support of **SB 62 (Attachment 3)**. Ms. Edwards-Otto expressed amazement that there is a minimum age at 50 attached to the bill and mentioned that there should be no age limit. She noted that she believes in the bill and thinks that all grandparents that take in their grandchildren should get the help that is needed.

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on February 16, 2005 in Room 123-S of the Capitol.

The Chairman recognized Jill Wolters, Revisor of Statutes Office, who explained the proposed balloon amendment regarding **SB 62** that would amend the bill to allow Title IV-E funds to be used from Title IV of the Federal Social Security Act which was suggested by Alice Kitchen, Conferee, during her testimony given on February 3, 2005 (Attachment 4).

There being no further conferees to come before the committee, Chairman Umbarger closed the public hearing on **SB 62**.

The Chairman turned the committee's attention to discussion of:

SB 89--Payment of certain medical expenses of prisoners injured by a state officer or employee

The public hearing on **SB 89** was held February 3, 2005, in Senate Ways and Means. Chairman Umbarger recognized Jill Wolters, Revisor of Statutes Office, who explained a balloon amendment on **SB 89** that had been discussed with Senator Roger Reitz who had requested the bill. Committee questions and discussion followed. Senator Teichman moved, with a second by Senator McGinn, to adopt the balloon amendment on SB 89 to clarify that if a law enforcement officer employed by the State injures a person stopped or in custody, the State will pay medical expenses of such person (Attachment 5). Motion carried on a voice vote.

Senator Barone moved, with a second by Senator Teichman, to report SB 89 favorable for passage as amended. Motion carried on a roll call 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 the FEE BOARDS (Attachment 6):

Abstracters' Board of Examiners

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Abstracters Board of Examiners concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Behavioral Sciences Regulatory Board

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Behavioral Sciences Regulatory Board concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Board of Nursing

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Nursing concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Board of Technical Professions

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Technical Professions concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on February 16, 2005 in Room 123-S of the Capitol.

Board of Accountancy

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Accountancy concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Board of Barbering

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Barbering concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Board of Cosmetology

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Cosmetology concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Board of Mortuary Arts

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Mortuary Arts concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Kansas Dental Board

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Kansas Dental Board concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments.

Board of Healing Arts

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Healing Arts concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Board of Hearing Aid Examiners

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Hearing Aid Examiners concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments, and concurs with the Governor's recommendations in FY 2007 with adjustments.

Board of Optometry Examiners

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Optometry Examiners concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments, and concurs with the Governor's recommendations in FY 2007 with adjustments.

State Board of Pharmacy

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on February 16, 2005 in Room 123-S of the Capitol.

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the State Board of Pharmacy concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments.

Senator Schmidt made a conceptual motion, with a second by Senator McGinn, to amend the subcommittee report on the Fee Boards to decrease the sweep to allow the State Board of Pharmacy to have their revenues and their expenditures equal out. Committee discussion followed regarding the policy. Senator Schmidt withdrew her motion with agreement by Senator McGinn who gave the second to the motion.

Senator Barone made motion, with a second by Senator Emler, to amend the subcommittee reports to refer consideration of all fee sweeps to Omnibus and at that time have the debate and committee discussion regarding the wisdom and policy of fee sweeps. The motion carried on a voice vote.

Real Estate Appraisal Board

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Real Estate Appraisal Board concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Real Estate Commission

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Real Estate Commission concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Office of the Securities Commissioner

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Office of the Securities Commissioner concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Department of Credit Unions

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Department of Credit Unions concurs with the Governor's recommendation in FY 2005, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Office of the State Bank Commissioner

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the State Bank Commissioner concurs with the Governor's recommendation in FY 2005 with adjustments and observations, concurs with the Governor's recommendations in FY 2006 with adjustments and observations, and concurs with the Governor's recommendations in FY 2007 with adjustments and observations.

Board of Veterinary Medical Examiners

Subcommittee Chairman Ruth Teichman reported that the subcommittee on the Board of Veterinary Medical Examiners concurs with the Governor's recommendation in FY 2005 with adjustment, concurs with the Governor's recommendations in FY 2006 with adjustments, and concurs with the Governor's recommendations in FY 2007 with adjustments.

Senator Teichman moved, with a second by Senator Wysong, to adopt the subcommittee budget reports as

CONTINUATION SHEET

MINUTES OF THE Senate Ways and Means Committee at 10:30 A.M. on February 16, 2005 in Room 123-S of the Capitol.

amended on the Fee Boards in FY 2005, FY 2006, FY 2007 and add language to the subcommittee report that the Committee expresses its concern regarding the fee fund transfer policies that have been implemented in the past and it will have further debate during the Omnibus Session. Motion carried on a voice vote.

The meeting adjourned at 12:15 p.m. The next meeting is scheduled for February 17, 2005.