

MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chairman Kevin Yoder at 9:14 a.m. on February 17, 2009, in Room 143-N of the Capitol.

All members were present.

Committee staff present:

Nobuko Folmsbee, Office of the Revisor of Statutes
Jim Wilson, Office of the Revisor of Statutes
Audrey Dunkel, Kansas Legislative Research Department
JG Scott, Kansas Legislative Research Department
Kelly Cure, Chief of Staff
Kathy Holscher, Committee Assistant

Conferees appearing before the committee:

None

Others attending:

See attached list.

- Attachment 1 Preliminary Conference Agreement Stimulus Allocations
- Attachment 2 Amendment **HB 2095**
- Attachment 3 Proposed Amendment **HB 2095**
- Attachment 4 Proposed Amendment **HB 2095**

Representative Sawyer moved to introduce legislation to abolish the death penalty. The motion was seconded by Representative Mast. Motion carried.

Chairman Yoder moved to introduce legislation for personal license to practice medicine and surgery in the state and right to participation as a provider in health benefit programs. The motion was seconded by Representative Kelley. Motion carried.

Alan Conroy, Kansas Legislative Research Department, followed up on discussion from the February 16, Committee meeting regarding the Preliminary Conference Agreement Stimulus Allocations, (Attachment 1). \$1.7 federal allocation to Kansas is included in the proposed stimulus package, as compiled by the United States House, Senate and Conference Committee recommendations. Upon approval, the federal regulations will be forthcoming and Committee members will be kept informed on the status and requirements of the stimulus package.

Alan Conroy responded to questions from Committee members regarding: discrepancy funds; explanation of program activities; matching grants and community block grants; and fund distribution time frames. He noted that the Governor appointed state agency heads and four legislators to serve on a committee that would over-see the federal requirements. Money that is not used by states may go into a pool, whereas states could reapply for federal dollars based on education, transportation or infrastructure needs.

HB 2095 - School finance; capital outlay; cash-basis law, exemption; LOB authority.

Chairman Yoder explained that a prior Committee meeting ended in an amendment to the Kelley motion. This motion required contingency funds to be spent prior to issuing no-fund warrants, (Attachment 1).

Representative Kelley referred to Representative Craft's Proposed Amendment, (Attachment 2). The renewed motion would include a publication to taxpayers prior to issuing no-fund warrants.

Representative Craft stated that she would prefer not to tie this statement in to her substitute motion.

Discussion by Committee members followed regarding: publishing notices; clarification of Representative Kelley's motion; tax concerns and providing funding options and flexibility for school districts.

CONTINUATION SHEET

Minutes of the House Appropriations Committee at 9:14 a.m. on February 17, 2009, in Room 143-N of the Capitol.

Representative Craft made a motion to approve the substitute motion, (Attachment 3). The motion was seconded by Representative Watkins.

Discussion followed by Committee members regarding the clarification of the substitute motion, use of contingency funds and publishing concerns.

Representative Craft moved to close the substitute motion. Motion failed.

Representative Kelley moved to close on the renewed motion. Motion failed.

Representative Sawyer made a motion to remove Section 1 and Section 6 from **HB 2095**. The motion was seconded by Representative Lane.

Discussion followed by Committee members regarding: Capital Outlay funds; school district's flexibility options and property taxes.

Representative Sawyer moved to close the motion. Motion failed.

Representative Watkins made a motion to remove Section 6 and Section 7 from **HB 2095**. The motion was seconded by Representative Kelly.

Discussion followed by Committee members regarding Capital Outlay authority contained in Section 6 & 7, and the policy included in Section 1.

Representative Watkins renewed the motion to remove Section 6 and Section 7 from **HB 2095**. Motion carried.

Representative Watkins made a motion to equalize the provisions in Section 1 of **HB 2095**. The motion was seconded by Representative Kelley.

Discussion followed by Committee members regarding districts ability to raise funds.

Representative Sawyer amended the motion to include 100 percent equalization in Section 1 of **HB 2095**. The motion was seconded by Representative Gatewood. Motion failed.

Representative Watkins closed on the amendment to remove Section 6 and Section 7 from **HB 2095**. Motion carried.

Representative Craft made a motion to amend the equalization of no-fund warrants in Section 2 of **HB 2095**, (Attachment 4). The motion was seconded by Representative Watkins..

Representative Craft closed on the motion. Motion carried.

Representative Watkins moved to approve **HB 2095** as amended. The motion was seconded by Representative Mast. Motion carried.

The next meeting is scheduled for February 25, 2009.

The meeting was adjourned at 10:32 a.m.

Kevin Yoder, Chairman