

Testimony to  
House Social Service Budget Committee  
Regarding HB 2475  
Representative David Crum, Chair  
February 1, 2012

Mr. Chairman and Members of the Committee, my name is Shannon Jones. I am the director of the Statewide Independent Living Council of Kansas, (SILCK). The SILCK envisions a world in which people with disabilities are valued equally and participate fully. To realize that vision, the SILCK works closely with the 12 Centers for Independent Living to promote productivity and economic self sufficiency for people with all types of disabilities of any age.

I appreciate the opportunity to testify in support of HB 2475 to include amendments that will have the same provisions for the home and community based services waiver for the physically disabled (HCBS/PD).

We believe it necessary to include these populations in the budget estimate of caseloads. This will better serve adults with physical disabilities to receive the vital services they need to stabilize their health and remain in the community. Once these adults with physical disabilities are secure with community based services, they are more likely to move on to employment.

Attached to my testimony are the suggested additions to HB 2475 to include adults with physical disabilities in the caseload estimating process.

Thank you for your consideration.

## HOUSE BILL No. 2475

By Committee on Children and Families

1-18

1 AN ACT concerning public health and welfare; relating to the funding for  
2 home and community-based services for the developmentally disabled  
3 *and physically disabled*  
4 programs of the department of social and rehabilitation services;  
5 prescribing certain powers, duties and functions for preparation of  
6 caseload estimates; amending K.S.A. 2011 Supp. 75-3717 and  
7 repealing the existing section.  
8 *Be it enacted by the Legislature of the State of Kansas:*  
9 New Section 1. For the fiscal year ending June 30, 2014, and for each  
10 fiscal year thereafter, the secretary of social and rehabilitation services  
11 shall prepare and submit a budget estimate to the division of the budget  
12 pursuant to K.S.A. 2011 Supp. 75-3717, and amendments thereto, for the  
13 department of social and rehabilitation services, which includes adequate  
14 funding for the home and community-based services for the developmental  
15 disabilities *and physically disabled* programs of the HCBS-MR/DD,  
16 *HCBS-PD* waivers and for the income  
17 eligible state programs for persons who are not yet certified eligible for the  
18 developmental disabilities *and physically disabled* programs of the  
19 HCBS-MR/DD, *HCBS-PD* waivers. Each  
20 such budget estimate shall be based on the most current caseload estimates  
21 for such programs that are prepared pursuant to section 2, and amendments  
22 thereto, for the fiscal year.  
23 New Sec. 2.(a) On or before each December 4 and on or before each  
24 April 4, the director of the budget and the director of the legislative  
25 research department shall prepare a joint estimate of caseloads for the  
26 home and community-based services for the developmental disabilities  
27 *and physically disabled*  
28 programs of the HCBS-MR/DD, *HCBS-PD* waivers and the income-eligible  
29 state  
30 programs for persons who are not yet certified eligible for the  
31 developmental disabilities *and physically disabled* programs of the  
32 HCBS-MR/DD, *HCBS-PD* waivers for the  
33 current fiscal year and ensuing fiscal year.  
34 (b) In the event of a disagreement or failure to agree upon a joint  
35 estimate of caseloads pursuant to subsection (a), the legislature shall utilize  
36 the estimates of the director of the legislative research department and the  
37 governor shall utilize the estimates of the director of the budget.  
38 Sec. 3.K.S.A. 2011 Supp. 75-3717 is hereby amended to read as  
39 follows: 75-3717. (a) As provided in this section, each state agency, not  
40 later than October 1 of each year, shall file with the division of the budget  
41 its budget estimates for the next fiscal year, and all amendments and

1 revisions thereof, except that, in lieu of such annual filing, each agency  
2 listed in subsection (f), not later than October 1, 2000, and every two years  
3 thereafter of each even-numbered year, shall file budget estimates for the  
4 next fiscal year and for the ensuing fiscal year thereafter. Each agency  
5 listed in subsection (f) may file adjustments to such agency's budget that  
6 was approved by the legislature during a prior fiscal year. *Subject to the*  
7 *provisions of section 1, and amendments thereto*, all such budget estimates  
8 shall be in the form provided by the director of the budget. Each agency's  
9 budget estimates shall include:

10 (1) A full explanation of the agency's request for any appropriations  
11 for the expansion of present services or the addition of new activities,  
12 including an estimate of the anticipated expenditures for the next fiscal  
13 year and for each of the three ensuing fiscal years which would be required  
14 to support each expansion of present services or addition of new services  
15 as requested by the state agency;

16 (2) a listing of all programs of the agency that provide services for  
17 children and their families and the following information regarding each  
18 such program: Of the amount of the agency's request for appropriations to  
19 fund the program, that amount which will be spent on services for children  
20 or families with children and the number of children or families with  
21 children who are served by the program; and

22 (3) a listing of the sources and amounts of all federal funds received  
23 or budgeted for by a state agency for the purpose of homeland security or  
24 for the purpose of sustaining, enhancing or improving the safety and  
25 security of the state, the amount of such funds budgeted for expenditure on  
26 administrative cost and the amount of such funds budgeted for expenditure  
27 on aid to each unit of local government.

28 (b) At the same time as each state agency submits to the division of  
29 the budget a copy of its budget estimate, and all amendments and revisions  
30 thereof, each such state agency shall submit a copy of such estimate, and  
31 all amendments and revisions thereof, directly to the legislative research  
32 department for legislative use.

33 (c) The director of the budget shall require the agencies to submit a  
34 sufficient number of copies of their budget estimates, and all amendments  
35 and revisions thereof, to the director's office to satisfy the requirements of  
36 such office and one additional copy for legislative use which shall be  
37 retained in the division of the budget until the budget of the governor is  
38 submitted to the legislature. On or before the day that such budget is  
39 submitted to the legislature such legislative use copy, posted to reflect the  
40 governor's budget recommendations, shall be submitted to the legislative  
41 research department for use by the ways and means committee of the  
42 senate and the committee on appropriations of the house of  
43 representatives. Following presentation of the governor's budget report to

1 the legislature, the legislative research department may request and shall  
2 receive detailed information from the division of the budget on the  
3 governor's budget recommendations.

4 (d) The director of the budget may prepare budget estimates for any  
5 state agency failing to file a request.

6 (e) As used in this section, "services for children and their families"  
7 includes but is not limited to any of the following services, whether  
8 provided directly or made accessible through subsidies or other payments:

9 (1) Financial support for children and families with children or  
10 enforcement of the obligation to support a child or a family with one or  
11 more children;

12 (2) prenatal care, health care for children or immunizations for  
13 children;

14 (3) mental health or retardation services for children;

15 (4) nutrition for children or families with children or nutritional  
16 counseling or supplements for pregnant or nursing women;

17 (5) child care, early childhood education or parenting education;

18 (6) licensure or regulation of child care or early childhood education  
19 programs;

20 (7) treatment, counseling or other services to preserve families;

21 (8) care, treatment, placement or adoption of children without  
22 functioning families;

23 (9) services to prevent child abuse and to treat and protect child abuse  
24 victims;

25 (10) services for children who are pregnant, substance abusers or  
26 otherwise involved in high risk behavior;

27 (11) services related to court proceedings involving children; and

28 (12) youth employment services.

29 (f) On a biennial basis, the following state agencies shall file budget  
30 estimates under the provisions of subsection (a): Abstracters' board of  
31 examiners, behavioral sciences regulatory board, board of accountancy,  
32 board of examiners in optometry, board of nursing, consumer credit  
33 commissioner, Kansas board of barbering, Kansas board of examiners in  
34 fitting and dispensing of hearing aids, Kansas dental board, Kansas real  
35 estate commission, Kansas state board of cosmetology, office of the  
36 securities commissioner of Kansas, real estate appraisal board, state bank  
37 commissioner, state board of healing arts, state board of mortuary arts,  
38 state board of pharmacy, state board of technical professions, state board  
39 of veterinary examiners, governmental ethics commission, state  
40 department of credit unions, and Kansas home inspectors registration  
41 board.

42 Sec. 4. K.S.A. 2011 Supp. 75-3717 is hereby repealed.

43 Sec. 5. This act shall take effect and be in force from and after its

HB 2475

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1 publication in the statute book.  
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