

MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairperson Carolyn McGinn at 10:30 a.m. on March 4, 2011, in Room 548-S of the Capitol.

All members were present

Committee staff present:

Jill Wolters, Office of the Revisor of Statutes
Daniel Yoza, Office of the Revisor of Statutes
David Wiese, Office of the Revisor of Statutes
Alan Conroy, Director, Legislative Research Department
J. G. Scott, Chief Fiscal Analyst, Legislative Research Department
Leah Robinson, Principal Fiscal Analyst, Legislative Research Department
Aaron Klaassen, Senior Fiscal Analyst, Legislative Research Department
Dorothy Hughes, Fiscal Analyst, Legislative Research Department
Leah Robinson, Principal Fiscal Analyst, Legislative Research Department
Brea Short, Intern, Senator McGinn's Office
Jan Lunn, Committee Assistant
Josh Lewis, Chief of Staff

Others attending:

See attached list.

Bill Introductions

Senator Masterson introduced a bill (#rs1039) concerning income tax. Senator Taddiken seconded the bill, which carried on a voice vote.

Subcommittee Reports

Senator McGinn referred to the meeting of March 4 in which Senator Masterson, Chair of the Public Safety Subcommittee, presented the Subcommittee Report.

Public Safety Subcommittee

Senator Masterson summarized the discussion concerning funding for meth lab clean-up in the state and distributed language (Attachment 1) for inclusion in the Kansas Bureau of Investigation Subcommittee report. Senator Masterson moved to amend the Subcommittee report to include the language discussed. Senator Umbarger seconded the motion, which carried on a voice vote.

Senator Masterson distributed additional information requested by Senator Francisco concerning the Kansas Commission on Peace Officers' Standards and Training (CPOST). (Attachment 2) This was an informational request.

Senator Masterson advised that a technical amendment to the Subcommittee report is required. Legislation that had been introduced concerning the elimination of the state fire marshal has been assigned a bill number: **SB 220**. In addition, any reference to "hazardous mitigation duties" should be revised to "hazardous *materials* duties."

Senator Masterson moved to amend the Subcommittee report to include any and all technical amendments required as well as the revision discussed. Senator Vratil seconded the motion, which carried on a voice vote.

Senator Masterson moved adoption of the Public Safety Subcommittee report as amended. Senator Teichman seconded the motion, which carried on a voice vote.

Kansas Department of Health and Environment (including Kansas Health Policy Authority)

Senator Schmidt expressed appreciation to committee members for their dedication and assistance in developing the Subcommittee recommendations. She distributed the Subcommittee report (Attachment 3) and indicated members concurred with the Governor's recommendation with the following adjustments and observations:

1. Delete \$1.9 million, including \$800,000 from the State General Fund (SGF), to capture

CONTINUATION SHEET

MINUTES OF THE WAYS AND MEANS COMMITTEE on March 4, 2011, 10:30 a.m. 548-S savings in the Medicaid prescription drug program. The Subcommittee recommended that the full Committee consider using these savings to partially restore funding to the Family Centered System of Care program in the Department of Social and Rehabilitation Services (SRS) budget.

2. Add \$400,000, all from federal Medicaid funds for FY 2012. The Subcommittee recommended adjustments to the Governor's FY 2012 recommendation for the Senator Stan Clark Pregnancy Maintenance Initiative (PMI), the Teen Pregnancy Prevention program, and the Coordinated School Health program. The Subcommittee recommendation results in enhanced funding for each program, with no increase in SGF expenditures. This was possible through the availability of federal Medicaid match funding for the PMI and the Teen Pregnancy Prevention program.
3. Recommend an interim study on the cost effectiveness and health benefits of providing a Medicaid adult dental benefit.
4. Direct the agency (KHPA) to review its enhancement request and to report back to the full Committee prior to completion of the Mega appropriation bill when the federal Centers for Medicare and Medicaid Services (CMS) finalizes its decision related to the proposed premium increases for the Children's Health Insurance Program (CHIP).
5. Note the progress made in reducing the backlog of applications accumulated at the HealthWave clearinghouse.
6. Recommend language regarding the preferred drug formulary be included in the Governor's budget bill (see full Subcommittee Report).

Committee members discussed the recommendations. Senator Francisco inquired whether the Subcommittee had heard testimony related to the Local Environmental Protection Program (LEPP), which is included in the KDHE budget, and had been eliminated in the Governor's recommendation.

Senator Schmidt reported there were no conferees who asked to be heard concerning the LEPP during KDHE Subcommittee meetings. Senator Francisco indicated constituents could have been confused since several conferees appeared in support of restoring funding to this program during the Natural Resources Subcommittee meetings.

Discussion ensued in which committee members verbalized their support of the program. The LEPP is particularly critical in rural areas as the front-line defense communities take to manage private septic system waste water treatment, solid waste, hazardous waste, nonpoint source pollution, and private water wells. Additional information was circulated from the Legislative Research Department and Scott Barnhart (Attachment 4). A question arose related to whether the LEPP was a temporary program. Leah Robinson, Legislative Research Department, indicated she was unable to locate documentation related to whether the program was temporary or permanent. Senator Schmidt moved to amend the KDHE Subcommittee report to consider the Local Environmental Protection Program prior to finalizing the Mega bill. Senator Umberger seconded the motion, which carried on a voice vote.

Senator Schmidt moved adoption of the Kansas Department of Health and Environment (including the Kansas Health Policy Authority) Subcommittee report as amended with any and all technical changes required. Senator Kelly seconded the motion, which carried on a voice vote.

The meeting was adjourned at 11:10 a.m.