

MINUTES OF THE HOUSE COMMITTEE ON APPROPRIATIONS.

The meeting was called to order by Chairman Kenny Wilk at 9:05 a.m. on February 8, 2001 in Room 514-S of the Capitol.

All members were present except: Representative Doug Spangler
 Representative John Toplikar

Committee staff present: Alan Conroy, Legislative Research
 Rae Anne Davis, Legislative Research
 Jim Wilson, Revisor of Statutes
 Mike Corrigan, Revisor of Statutes
 Nikki Feuerborn, Committee Secretary

Conferees appearing before the committee:

Others attending: See Attached

Representative Neufeld, Chairman of the Social Services Budget Committee, presented the Committee report for the Department of Health and Environment and moved for the adoption of the Governor's budget recommendation for FY 2001 with modifications (Attachment 1). Motion was seconded by Representative Ballard. Motion carried.

Representative Neufeld presented the Committee report for the Department of Health and Environment and moved for the adoption of the Governor's budget recommendation for FY 2002 with the modifications noted (Attachment 1). Motion was seconded by Representative Bethell. Representative Kline made a substitute motion to adopt the minority report. Motion was seconded by Representative Neufeld. The substitute motion failed.

The Committee discussed the proposed inspection fee for grocery stores and food processors which are currently inspected but the cost of such inspections is now paid out of the State General Fund. The fees would be based on the complexity of the inspection and on a sliding fee based on volume of the establishment. The fee would be assessed per store, not per company.

Representative McCreary moved that any grocery store operating in Kansas which has a volume of less than \$30,000 a week pertaining to food sales be exempted from the proposed inspection fee. Motion was seconded by Representative Schwartz. Motion failed.

Representative Feuerborn moved to amend the Budget Committee report for FY 2002 to exempt nutrition sites which do not prepare food from the licensure fee. Motion was seconded by Representative Stone. Motion carried.

Representative Shriver moved to delete Item 12 (deletes 6.0 FTE of the certified nursing home survey staff and \$319,333 from the Medicaid and Medicare budget) from the Committee report. Motion was seconded by Representative Feuerborn. Motion failed.

The Committee discussed the reasoning for the elimination of the 6.0 FTE's was to encourage less inspection programs which have been interpreted by the industry as adversarial. Situations were cited in which Medicaid patients were required to move from the homes because the homes were not meeting standards, but private pays were allowed to stay. This has been a six-month investigation with no fines being adjudged. There are currently more than 100 health surveyors employed by KDHE. The Committee also discussed the option of removing the \$42,517 earmarked for Medicaid match for these positions from the State General Fund. There was concern expressed about the care of the aging population of Kansas and the on-going need for nursing home inspections.

Representative Neufeld moved for the adoption of the Budget Committee report on the Governor's budget recommendations for the Department of Health and Environment for FY 2002 with the noted modifications and amendments (Attachment 1). Motion was seconded by Representative Bethell. Motion carried.

Action on SB 15 – Remittance of state moneys to the state treasurer

Representative Neufeld moved to report the bill favorably and recommended it be placed on the Consent Calendar. Motion seconded by Representative Stone. Motion carried.

Action on SB 18 – Grants from the juvenile justice authority for juvenile justice programs may be for a two year cycle beginning fiscal year 2003

Representative Neufeld moved for an amendment on Page 3, Line 41, which would authorize the two year cycle to begin in fiscal year 2002. Motion was seconded by Representative Nichols. Motion carried.

Representative Nichols moved to report the bill favorably as amended. Motion was seconded by Representative Ballard. Motion carried.

The meeting was adjourned at 10:30 a.m. The next meeting is scheduled for Friday, February 9, 2001.