

MINUTES OF THE HOUSE APPROPRIATIONS COMMITTEE

The meeting was called to order by Chair Sharon Schwartz at 9:00 A.M. on February 15, 2007, in Room 514-S of the Capitol.

All members were present except:

Representative Pat George - excused  
Representative Jerry Henry - excused  
Representative JoAnn Pottorff - excused  
Representative Kevin Yoder - excused  
Representative Jason Watkins - excused

Committee staff present:

Alan Conroy, Legislative Research Department  
J. G. Scott, Legislative Research Department  
Becky Krahl, Legislative Research Department  
Reagan Cussimano, Legislative Research Department  
Amy Deckard, Legislative Research Department  
Amy VanHouse, Legislative Research Department  
Aaron Klaassen, Legislative Research Department  
Jim Wilson, Revisor of Statutes  
Shirley Jepson, Committee Assistant

Conferees appearing before the committee:

Roger Werholtz, Secretary, Department of Corrections

Others attending:

See attached list.

- Attachment 1 Budget Committee Report on Department of Corrections, El Dorado Correctional Facility, Ellsworth Correctional Facility, Hutchinson Correctional Facility, Lansing Correctional Facility, Larned Correctional Mental Health Facility, Norton Correctional Facility, Topeka Correctional Facility, Winfield Correctional Facility
- Attachment 2 Budget Committee Report on Department of Transportation
- Attachment 3 Fiscal Note on **HB 2368**

**HB 2486** was referred to Transportation and Public Safety Budget Committee.

Representative Ballard introduced the Leadership Class from Lawrence who were visiting the Committee meeting.

Representative Feuerborn moved to introduce legislation regarding the Kansas Police and Firemen Retirement System relating to certain employees. The motion was seconded by Representative Gatewood. Motion carried.

Representative Powell moved to introduce legislation regarding direct access to roads and highways. The motion was seconded by Representative McLeland. Motion carried.

Representative Powell moved to introduce legislation regarding parity of non-resident tuition rates in regent universities. The motion was seconded by Representative McLeland. Motion carried.

Representative Feuerborn moved to introduce legislation regarding colleges and universities relating to Board of Regents. The motion was seconded by Representative Lane. Motion carried.

Representative Tapanelli, Chair of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Department of Corrections (DOC) for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007. The motion was seconded by Representative Feuerborn. Motion carried.

## CONTINUATION SHEET

MINUTES OF THE House Appropriations Committee at 9:00 A.M. on February 15, 2007, in Room 514-S of the Capitol.

Representative Tafanelli, Chair of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Department of Corrections (DOC) for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008. The motion was seconded by Representative Wolf. Motion carried.

Responding to a member's question about inmate bed space needs, the Budget Committee indicated that the bed space issue was discussed. The Budget Committee made the decision to delay a recommendation until Omnibus, in anticipation that the Legislature may take action on **HB 2141**. The legislation, if passed by the 2007 Legislature, would provide additional offender programs that could affect the need for bed space.

Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the El Dorado Correction Facility for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007. The motion was seconded by Representative Holmes. Motion carried.

Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the El Dorado Correction Facility for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008. The motion was seconded by Representative Holmes. Motion carried.

Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Ellsworth Correctional Facility for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007. The motion was seconded by Representative Holmes. Motion carried.

Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Ellsworth Correctional Facility for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008. The motion was seconded by Representative Holmes. Motion carried.

Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Hutchinson Correctional Facility for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007. The motion was seconded by Representative Holmes. Motion carried.

Representative Williams, member of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Hutchinson Correctional Facility for FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2008. The motion was seconded by Representative Holmes. Motion carried.

Representative Tafanelli, Chair of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Lansing Correctional Facility, Larned Correctional Mental Health Facility, Norton Correctional Facility, Topeka Correctional Facility and Winfield Correctional Facility for FY 2007 and FY 2008 and moved for the adoption of the Budget Committee recommendation for FY 2007 and FY 2008. The motion was seconded by Representative Holmes. Motion carried.

Responding to a question from the Committee concerning increased utility costs, Roger Werholtz, Secretary, Department of Corrections, stated that there has been energy savings through the implementation of an energy savings program; however, utility costs continue to rise because of per unit rate increases by the utility companies.

CONTINUATION SHEET

MINUTES OF THE House Appropriations Committee at 9:00 A.M. on February 15, 2007, in Room 514-S of the Capitol.

Representative Tafanelli, Chair of the Transportation and Public Safety Budget Committee, presented the Budget committee report on the Governor's budget recommendation for the Department of Transportation for FY 2007 and moved for the adoption of the Budget Committee recommendation for FY 2007. The motion was seconded by Representative Williams.

Representative Sawyer made a substitute motion to amend the Budget Committee report on the Department of Transportation for FY 2007 by deleting Item No. 1. The motion was seconded by Representative Masterson. Motion carried.

Representative Tafanelli made the motion to adopt the Budget Committee report on the Department of Transportation for FY 2007 as amended. The motion was seconded by Representative Feuerborn. Motion carried.

Representative Tafanelli, Chair of the Transportation and Public Safety Budget Committee, presented the Budget Committee report on the Governor's budget recommendation for the Department of Transportation for FY 2008 and moved for the adoption of the Budget committee recommendation for FY 2008. The motion was seconded by Representative Williams. Motion carried.

**Discussion and Action on HB 2368 - Claims against the state.**

Amy Deckard, Legislative Research Department, explained that **HB 2368** addresses claims against the state as proposed by the Joint Committee on Special Claims Against the State.

Representative Bethell moved to recommend **HB 2368** favorable for passage. The motion was seconded by Representative Lane.

The fiscal note on **HB 2368** was distributed to the Committee (Attachment 3).

Representative Feuerborn moved for a substitute motion to delete Section 4 of **HB 2368**. The motion was seconded by Representative Gatewood. Motion carried.

Representative Feuerborn moved to delete Section 6 of **HB 2368**. The motion was seconded by Representative Lane. Motion carried.

Representative Feuerborn moved to delete Section 11 of **HB 2368**. The motion was seconded by Representative Gatewood. Motion failed.

Representative Bethell moved to recommend **HB 2368** as amended favorable for passage and allow for technical corrections. The motion was seconded by Representative Lane. Motion carried.

The meeting was adjourned at 10:30 a.m. The next meeting of the Committee will be held at 9:00 a.m. on February 16, 2007.

---

Sharon Schwartz, Chair