

Approved: May 12, 2008
Date

MINUTES OF THE SENATE WAYS AND MEANS COMMITTEE

The meeting was called to order by Chairman Dwayne Umbarger at 10:35 A.M. on March 14, 2008, in Room 123-S of the Capitol.

All members were present except:

Senator Steve Morris - excused
Senator Jean Schodorf - excused
Senator Chris Steineger - excused

Committee staff present:

Jill Wolters, Senior Assistant, Revisor of Statutes
Alan Conroy, Director, Kansas Legislative Research Department
Kristen Clarke Kellems, Assistant Revisor of Statutes
Audrey Dunkel, Kansas Legislative Research Department
Aaron Klaassen, Kansas Legislative Research
Leah Robinson, Kansas Legislative Research Department
J. G. Scott, Kansas Legislative Research Department
Jarod Waltner, Kansas Legislative Research Department
Melinda Gaul, Chief of Staff, Senate Ways & Means
Mary Shaw, Committee Assistant

Conferees appearing before the committee:

Richard Morrissey, Interim Director of Health, Kansas Dept. of Health and Environment
Judy Moler, Kansas Association of Counties
Joseph M. Connor, Wyandotte County Health Department
Teresa Starr, Neosho County Health Department
Susan E. Wilson, Program Director, Sedgwick County Health Department
LaShay Avendano, Healthy Babies Nurse Home Visitor, Sedgwick County Health Department
Gianfranco Pezzino, M.D., Associate Director of Public Health Systems, Kansas Health Institute

Others attending:

See attached list.

Bill Introduction

Senator Betts moved, with a second by Senator Emler, to introduce a conceptual bill concerning sales tax exemption for Downing concert sales. Motion carried on a voice vote.

Senator V. Schmidt moved, with a second by Senator Kelly, to request two legislative post audits: the first audit would focus on inspection functions in state agencies in general, and the question would be can the state restructure inspections to save money. The second audit would be for FY 2007 and FY 2008 to focus on Kansas Department of Health and Environment. Question one would be has the department made major shifts in expenditures paid out of its fee funds, what are the reasons for the shifts and do they appear to be appropriate; question two would be how much money been freed up from position vacancies and how have those salary savings been used; question three would be have new programs that have been approved been implemented on schedule, and if not, why not and question four is if the department is imposing solid waste tonage fees in accordance with state laws and regulations. Motion carried on a voice vote.

The Chairman turned the Committee's attention to discussion of:

SB 597–Dentistry Bridging Loan Program

A motion is currently on the floor from the previous day, March 13, 2008, to adopt a balloon amendment: Motion by Senator V. Schmidt, with a second by Senator Teichman, to adopt a balloon amendment regarding changing the University of Kansas Medical Center to the Kansas Dental Board for administration of the program. Senator Schmidt withdrew her motion, with the agreement of the second to the motion, Senator

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Teichman.

A new balloon amendment was proposed that added the counties that would be exempted from **SB 597** (Attachment 1). Senator Teichman moved, with a second by Senator Kelly, to adopt the balloon and include the same language on page two of the bill to add the exempted counties. Motion carried on a voice vote.

Senator Kelly moved, with a second by Senator Teichman, to recommend **SB 597** favorable for passage as amended. Motion carried on a roll call vote.

SB 638--Authorizing the state board of regents to convey certain real estate in Lawrence on behalf of KU

Senator Wysong moved, with a second by Senator Kelly, to adopt the balloon amendment for **SB 638** (Attachment 2). Motion carried on a voice vote.

Senator Wysong moved, with a second by Senator Betts, to recommend **SB 638** favorable for passage as amended. Motion carried on a roll call vote.

Copies of the Kansas Legislative Research Department Budget Analysis Report for FY 2008 and FY 2009 were available to the committee.

Subcommittee reports on:

Office of the Governor (Attachment 3)

Subcommittee Chairman Jay Emler reported that the subcommittee on the Office of the Governor concurs with the Governor's recommendations in FY 2008 and concurs with the Governor's FY 2009 recommendations with adjustments and observations.

Senator Emler moved, with a second by Senator Teichman, to adopt the subcommittee budget report on the Office of the Governor in FY 2008 and FY 2009. Motion carried on a voice vote.

Office of the Lieutenant Governor

Subcommittee Chairman Jay Emler reported that the subcommittee on the Office of the Lieutenant Governor concurs with the Governor's recommendations in FY 2008 and concurs with the Governor's FY 2009 recommendations with adjustments and observations.

Senator Emler moved, with a second by Senator Kelly, to adopt the subcommittee budget report on the Office of the Lieutenant Governor in FY 2008 and FY 2009. Motion carried on a voice vote.

Attorney General

Subcommittee Chairman Jay Emler reported that the subcommittee on the Attorney General concurs with the Governor's recommendations in FY 2008 and concurs with the Governor's FY 2009 recommendations with adjustments and observations.

Senator Emler moved, with a second by Senator Teichman, to adopt the subcommittee budget report on the Attorney General in FY 2008 and FY 2009. Motion carried on a voice vote.

Secretary of State

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Subcommittee Chairman Jay Emler reported that the subcommittee on the Secretary of State concurs with the Governor's recommendations in FY 2008 with an adjustment and concurs with the Governor's FY 2009 recommendations with adjustments and observations.

Senator Emler moved, with a second by Senator Teichman, to adopt the subcommittee budget report on the Secretary of State in FY 2008 and FY 2009. Motion carried on a voice vote.

State Treasurer

Subcommittee Chairman Jay Emler reported that the subcommittee on the State Treasurer concurs with the Governor's recommendations in FY 2008 with an adjustment and concurs with the Governor's FY 2009 recommendations with adjustment.

Senator Emler moved, with a second by Senator Teichman, to adopt the subcommittee budget report on the State Treasurer in FY 2008 and FY 2009. Motion carried on a voice vote.

Kansas Department of Corrections (Attachment 4)

Subcommittee Chairman Mark Taddiken reported that the subcommittee on the Kansas Department of Corrections concurs with the Governor's recommendations in FY 2008 with notations and concurs with the Governor's FY 2009 recommendations with adjustments and notations.

Senator Taddiken moved, with a second by Senator Teichman, to amend the subcommittee report on the Kansas Department of Corrections in FY 2008 to remove Item No. 1, Omnibus Items, part "a." only. Motion carried on a voice vote.

Senator Taddiken moved, with a second by Senator Emler, to amend the subcommittee report on the Kansas Department of Corrections in FY 2009, Item No. 6, part "e." to add the word "offender" between the words "inmate" and "programs". Motion carried on a voice vote.

Senator Taddiken moved, with a second by Senator Emler, to adopt the subcommittee budget report on the Kansas Department of Corrections in FY 2008 and FY 2009 as amended. Motion carried on a voice vote.

- 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**

Subcommittee Chairman Mark Taddiken reported that the subcommittee on the El Dorado Correctional Facility, Ellsworth Correctional Facility, Hutchinson Correctional Facility, Lansing Correctional Facility, Larned Correctional Mental Health Facility, Norton Correctional Facility, Topeka Correctional Facility and the Winfield Correctional Facility concurs with the Governor's recommendations in FY 2008 and concurs with the Governor's FY 2009 recommendations with an adjustment.

Senator Taddiken moved, with a second by Senator Teichman, to adopt the subcommittee budget report on the El Dorado Correctional Facility, Ellsworth Correctional Facility, Hutchinson Correctional Facility, Lansing Correctional Facility, Larned Correctional Mental Health Facility, Norton Correctional Facility, Topeka Correctional Facility and the Winfield Correctional Facility in FY 2008 and FY 2009. Motion carried on a voice vote.

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Senator Emler moved, with a second by Senator Kelly, to reconsider the action taken by the Committee on the Office of the Governor earlier in the meeting. Motion carried on a voice vote.

Senator Kelly moved, with a second by Senator Emler, to amend the subcommittee budget report on the Office of the Governor, and add language that a representative of the of the Kansas Coalition Against Sexual and Domestic Violence asked for an additional \$500,000 in funding for the program, and to consider this request at Omnibus in FY 2009. Motion carried on a voice vote.

Senator Emler moved, with a second by Senator Kelly, to adopt the subcommittee budget report on the Office of the Governor in FY 2008 and FY 2009 as amended. Motion carried on a voice vote.

The Chairman opened the public hearing on:

SB 653--Department of health and environment, division of health; appropriation for maternal and child health prenatal care

Jill Wolters, Senior Assistant Revisor of Statutes briefed the committee on the bill.

The Chairman welcomed the following conferees:

Richard Morrissey, Interim Director of Health, Kansas Department of Health and Environment, testified in support of **SB 653** (Attachment 5). Mr. Morrissey explained that the Kansas Department of Health and Environment supports local health departments in provision of cost effective public health strategies for improving birth outcomes. Public health nurse home visits coupled with community health outreach worker visits have been identified by CDC and national panels as best practice strategies.

Judy Moler, Kansas Association of Counties, testified as a proponent on **SB 653** (Attachment 6). Ms. Moler addressed the need for \$1.5 million in the Maternal and Child Health budget. It would be used to allow for increased access to early prenatal care and increase the numbers of high risk moms who receive early and intensive support by public health nurse home visitors and community outreach workers.

Joe Conner, Director, Public Health Department, Wyandotte County, testified in support of **SB 653** (Attachment 7). Mr. Conner explained that the bill would provide local public health departments with the ability to enhance the Maternal and Child Health services being offered in Kansas. The need for this additional funding is based on declining health status indicators and would provide additional health education opportunities through home visitation and outreach.

Teresa Starr, Administrator, Neosho County Health Department, spoke in support of **SB 653** (Attachment 8). Ms. Starr detailed the experience of one of their clients which is also in her written testimony. She noted that the Healthy Start Home Visitor program has changed the lives of many people.

Susan Wilson, Healthy Babies Program, Sedgwick County Health Department, testified as a proponent on **SB 653** (Attachment 9). Ms. Wilson explained that Healthy Babies is a free prenatal and postpartum home visitation program designed to improve birth outcomes among high risk moms. Approval of **SB 653** would provide funding to increase access to early prenatal care and increase the number of high risk moms who receive early and intensive support by public health nurse home visitors and community outreach workers.

LaShay Avendano, Healthy Babies Nurse Home Visitor, Sedgwick County Health Department, testified in support of **SB 653** (Attachment 10). Ms. Avendano described her experiences and explained how much Healthy Babies supported and encouraged her. They provided her with an education and she urged funding of the Maternal and Child Health programs in Kansas.

Gianfranco Pezzino, M. D., Associate Director of Public Health Systems, Kansas Health Institute, testified as a neutral conferee on **SB 653** (Attachment 11). Dr. Pezzino provided background material on what health officials all over the world have used as standardized indicators to monitor the health of women and children.

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He noted that there are interventions that do work: early prenatal care, in-home intervention with high risk and first babies and a community level integrated approach.

The Chairman closed the public hearing on **SB 653**.

The meeting adjourned at 12:10 p.m. The next meeting was scheduled for March 17, 2008.