

Approved: March 29, 1994
Date

MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS.

The meeting was called to order by Chairperson August Bogina at 11:00 a.m. on March 24, 1994 in Room 123-S of the Capitol.

All members were present except:

Committee staff present: Russell Mills, Legislative Research Department
Tim Colton, Legislative Research Department
Norm Furse, Revisor of Statutes
Judy Bromich, Administrative Assistant
Ronda Miller, Committee Secretary

Conferees appearing before the committee:

John Watson, Director, International Investment, Kansas Department of Commerce
and Housing
Bob Newsome, NE Area Extension Director of the KS Cooperative Extension
Service, KSU
William Muir, Assistant to the Vice President for Institutional Advancement, KSU

Others attending: See attached list

HB 2762 -- INCREASE COMMERCE DEPARTMENT IMPREST FUND

Mr. John Watson appeared before the Committee in support of HB 2762 and reviewed his written testimony, Attachment 1. In answer to a question, Mr. Watson stated that employees on international travel assignments could be reimbursed for out of pocket travel expenses rather than being paid cash advances. Mr. Watson stated that the Department's policy to use the imprest funds to meet out of pocket expenses solely for international travel would continue.

It was moved by Senator Salisbury and seconded by Senator Lawrence that HB 2762 be passed. The motion carried on a roll call vote.

HB 2806 -- AMENDMENTS TO THE EXTENSION DISTRICTS STATUTES

Mr. Bob Newsome testified in support of HB 2806 and reviewed Attachment 2. The Chairman inquired whether the change in dates from January to July would cause a budgetary conflict with the county's fiscal year. The Revisor indicated that he could not identify any specific problems with the proposed date changes. Mr. Newsome stated that the change in dates would allow the new officers to prepare the budget and that the funds the extension council has would be transferred to the district governing board. He believed the change in dates would improve the budget process.

In answer to Senator Karr, Mr. Newsome stated that under the current statute, a county commission can initiate withdrawal from the district by resolution. The House amendment to section 3 would allow for withdrawal by a majority vote of the governing board, the county commissioners and the representative of the director of extension. In answer to the Chairman, Mr. Newsome stated that this amendment was requested by the state advisory committee. Senator Brady expressed his concern that removing the authority of the county commission to withdraw from the district would discourage counties from joining extension districts. It was moved by Senator Brady and seconded by Senator Karr that HB 2806 be amended by the deletion of Sec. 3 K.S.A. 2-628 (a). The motion carried on a voice vote.

Senator Morris moved, Senator Brady seconded, that HB 2806 as amended be recommended favorable for passage. The motion carried on a roll call vote.

HB 2843 -- KANSAS STATE UNIVERSITY, EXCHANGE OF REAL PROPERTY IN

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON WAYS AND MEANS, Room 123-S Statehouse, at 11:00 a.m. on March 24, 1994.

RILEY COUNTY WITH KANSAS STATE UNIVERSITY FOUNDATION

Mr. William Muir testified as a proponent of HB 2843 and reviewed Attachment 3, which contained maps of the areas considered. In answer to Senator Moran, Mr. Muir stated that legislative authority to build a retirement community is not necessary if the land becomes foundation property. Senator Rock offered a motion which was seconded by Senator Morris that HB 2843 be recommended favorable for passage. The motion carried on a roll call vote.

HB 2869 -- APPROPRIATIONS FOR FY 95, DEPARTMENT OF CORRECTIONS AND CORRECTIONAL INSTITUTIONS AND FACILITIES

Hutchinson Correctional Facility

Senator Salisbury reviewed the FY 94 and FY 95 subcommittee reports (Attachment 4). In answer to Senator Kerr, Senator Salisbury stated that the explosion at the facility continues to be under investigation and was not discussed by the subcommittee. Senator Salisbury moved, Senator Moran seconded, that the subcommittee reports be adopted. The motion carried on a voice vote.

Senator Rock moved that HB 2869 as amended be recommended favorable for passage. The motion was seconded by Senator Salisbury and carried on a roll call vote.

The Chairman adjourned the meeting at 11:55 A.M.

The next meeting is scheduled for March 25, 1994.

GUEST LIST

COMMITTEE: SENATE WAYS AND MEANS

DATE: March 24, 1994

[illegible]

Testimony on HB 2762
before the
Senate Ways and Means Committee
March 24, 1994

John J. Watson
Director, International Investment
Kansas Department of Commerce & Housing

SWAM
March 24, 1994
Attachment 1

House Bill 2762

We appear before you in support of HB 2762, as amended, a bill we requested be introduced for us by the Committee on Economic Development to increase the level of the Department's Imprest Fund.

Current statutes allow the Department of Commerce and Housing to maintain a \$3,000 imprest fund, i.e. a local bank account from which we can write checks instead of processing payment vouchers through the Department of Administration. We use the imprest fund almost exclusively to provide cash advances to employees on international travel assignments. The fund was created prior to the creation of the Trade Division.

The Trade Development Division staff, the most frequent recipients of these funds, are active in the international marketplace. Our work program includes frequent travel throughout the world to participate in trade shows, to meet with clients seeking business opportunity in Kansas and to staff Governor's trade missions. In the normal course of our business, we make use of advance draws of cash from the Agency's imprest fund to pay for meals, taxicabs, trade show expenses, registration fees, official hospitality and other legitimate mission expenses. Our experience is that frequently two or three members of our staff will be travelling at the same time in support of Governor's Missions or to coordinate business itineraries for trade show participants.

These missions often last two weeks. On one occasion last year, three separate missions overlapped in a two month period creating a demand for \$5,000 more cash than we had available in the imprest fund.

The cash required by each employee on such trips can easily range from \$1,500 to \$2,000 or more, particularly when an extended stay is required in developing countries where the use of credit cards is limited. When two or more employees are travelling simultaneously, the \$3,000 imprest fund is totally inadequate to provide the necessary advances. We believe it is an unacceptable financial burden on our employees to ask them to pay out-of-pocket expenses of this magnitude from their personal funds. It is often tough enough to leave spouses and children for several weeks -- it is untenable to do so and take several thousand dollars of personal cash on a business trip.

To support this travel we have asked the Kansas Cavalry to advance funds on six occasions in FY '93 and '94. This is not a role we believe the Cavalry should have to play. Therefore, we are requesting amendment of K.S.A. 75-3066 to increase our imprest fund to \$8,000 to ease the undue burden on our employees.

Thank you for hearing our request.

**Testimony Before
The Senate Ways and Means Committee
on H.B. 2806 Concerning Extension Districts
March 24, 1994**

I am Bob Newsome, Northeast Area Extension Director of the Kansas Cooperative Extension Service at Kansas State University. I am here to support H.B. 2806, an Act concerning extension districts.

K.S.A. 2-623 through 2-628 allows two or more counties to form an extension district with the approval of the county commissioners, the county extension council executive board, and the representative of the director of extension. The establishment of a district under K.S.A. 2-623 is for the purpose of giving instructions in agriculture, marketing, home economics, 4-H club and youth work, community and resource development, and economic development initiatives to the people of the extension district.

I am supporting the following amendments in H.B. 2806.

- 1) K.S.A. 2-623 (c) - Change the date to begin the operation of the district from January to July.

This will let the governing body develop, approve, and adopt a budget during the first year the district is established.

- 2) K.S.A. 2-623 (e) (f) - Change the date of the members taking office from January to July.

This will allow the governing body to reorganize the first month elected and/or appointed members take office.

- 3) Sec. 2. K.S.A. 2-624 (f) - Change the date from January and May to July for the governing body to organize itself annually.

- 4) Sec. 3. K.S.A. 2-628 (a) - Change this section to provide for a majority vote of the county commissioners, the members of the governing body, and the representative of the director of extension to approve a county to withdraw from a district.

The governing bodies authorizing withdrawal of a county from a district will correspond to those required to approve the formation of an extension district. Under the current law, the county commissioners can withdraw a county from an extension district without involvement of the other parties.

*SWAM
March 24, 1994
Attachment 2*

TESTIMONY CONCERNING 1994 HOUSE BILL NO. 2843
TO
THE SENATE COMMITTEE ON WAYS AND MEANS
BY
WILLIAM L. MUIR
ASSISTANT TO THE VICE PRESIDENT FOR INSTITUTIONAL ADVANCEMENT
KANSAS STATE UNIVERSITY

MARCH 24, 1994

Chairperson Bogina and Members of the Committee:

It was one year ago that 1993 House Bill No. 2307, which authorized the State Board of Regents to exchange 10.654 acres of land owned by Kansas State University in Manhattan for 44.000 acres of farmland owned by the Kansas State University Foundation, was passed by the Legislature.

If enacted, 1994 House Bill No. 2843 would add to the parcels of land to be exchanged by amending last year's legislation, which is now codified as K.S.A. 1993 Supp. 76-494.

Kansas State University received permission from the Board of Regents to seek this supplemental legislation at their November meeting.

PROPERTIES OWNED BY THE KSU FOUNDATION: Kansas State University seeks to add the 1,436.05-acre Mellinger-Wagaman tract to the 44-acre parcel (known as the Elliott Tract). Both tracts are shown on **Attachment A:** Mellinger-Wagaman is labeled as "1.b.2. [New Found]" and Elliott is labeled as "1.b.1. [Old Found]", which correspond to the sub-section numbers describing the tracts in the bill.

The total combined property that would be acquired by the University would continue to support agricultural research projects and pasturing.

PROPERTIES OWNED BY THE UNIVERSITY: At the same time, Kansas State University would like to increase the size of the University property authorized for exchange in last year's bill from 10.654 acres to 25.459 acres (an additional 14.805 acres). The University owns land on the far northwest corner of the main campus that had once been used for agricultural research, but which is no longer suitable for that purpose because adjacent property has been developed for residential and business purposes. Both tracts are shown on **Attachment B:** Original Tract is labeled as "1.a.1. [Old Univ]" and the Additional Tract (north of the Original) is labeled as "1.a.2. [New Univ]", which also correspond to the sub-section numbers describing the tracts in the bill. A large-area map, showing the general location of these tracts in relation to the City of Manhattan, is **Attachment C.**

SWAM
March 24, 1994
Attachment 3

The total combined property acquired by the KSU Foundation would be used for multi-family residential developments. This property is directly adjacent to both residential (single-family and multi-family) and business areas of the City of Manhattan. Its topography is compatible with the incorporated area to the east, rather than the University property to the south and west.

PROPOSED USES AND CONDITIONS: The original need expressed by the University to the Board of Regents last November for this exchange was use by a national fraternity that lost its local chapter house because of a fire approximately two years ago. That need is less prevalent today. The KSU Foundation plans to construct an upscale retirement community on the property they will receive. The retirement community will serve retirees with K-State ties: retired faculty/staff, alumni and contributors.

The KSU Foundation has agreed to replace the small Veterinary Medicine research and storage facilities now located on 1.a.2. as part of the transaction.

Kansas State University supports usage of this land as a site for multi-family residential developments because no appropriately-zoned land remains in the vicinity of campus.

AMENDMENTS TO THE BILL: The House Committee on Appropriations amended the bill, as was requested (See **Attachment D**). The bill, as amended, would allow the University to exchange **only** the amount of University property that was necessary to equal the value of the Foundation property.

PROCEDURES UPON ENACTMENT: If this bill is enacted, Kansas State University will follow the established procedures for exchanges of this nature, which are specifically outlined in subsection (c) of Section 1.

॥

1.b.1. [Old Found]
COUNTY

$$\begin{array}{r} T9S \\ \hline T10S \end{array}$$

Patt. Co.

Manhattan

HUNT HILLS PLACE

720'
602.23'
N. 89°18'16"E. 674.23'
21
22

Point of Beginning

NE 1/4 Lot 4
Sec. 7-10-8

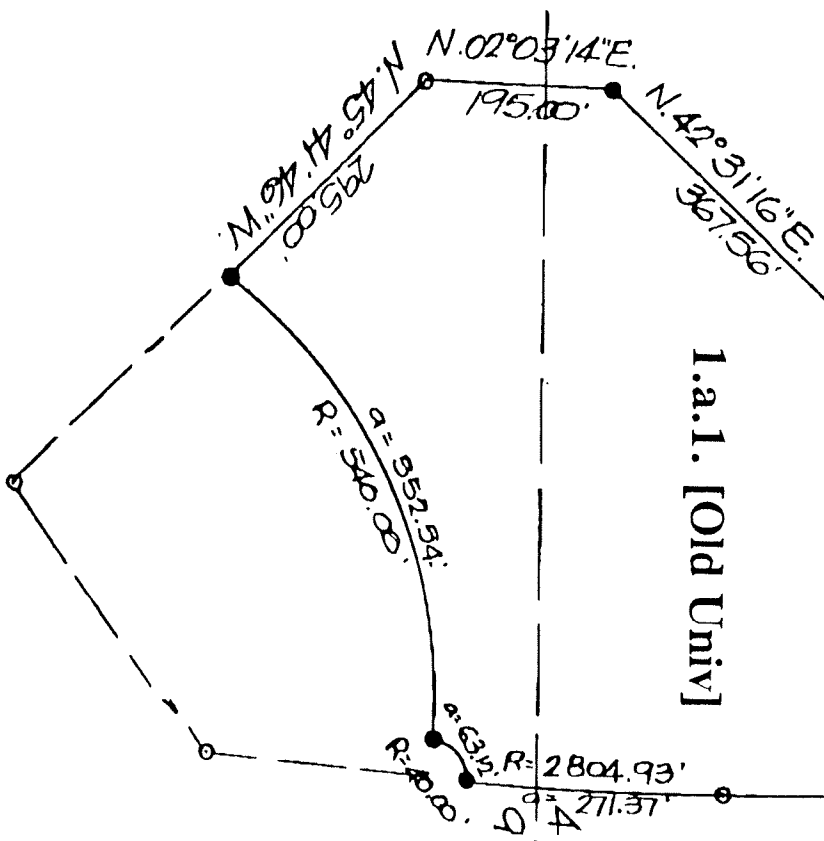
N. 00°57'33"W. 820.00'

1.a.2. [New Univ]

S. 00°57'33"E. 1113.62'

North Manhattan Avenue

1.a.1. [Old Univ]



Scale:
1 in. = 200 ft.

- = Mon. found
- = 1/2" bar set

ATTACHMENT B

SURVEY

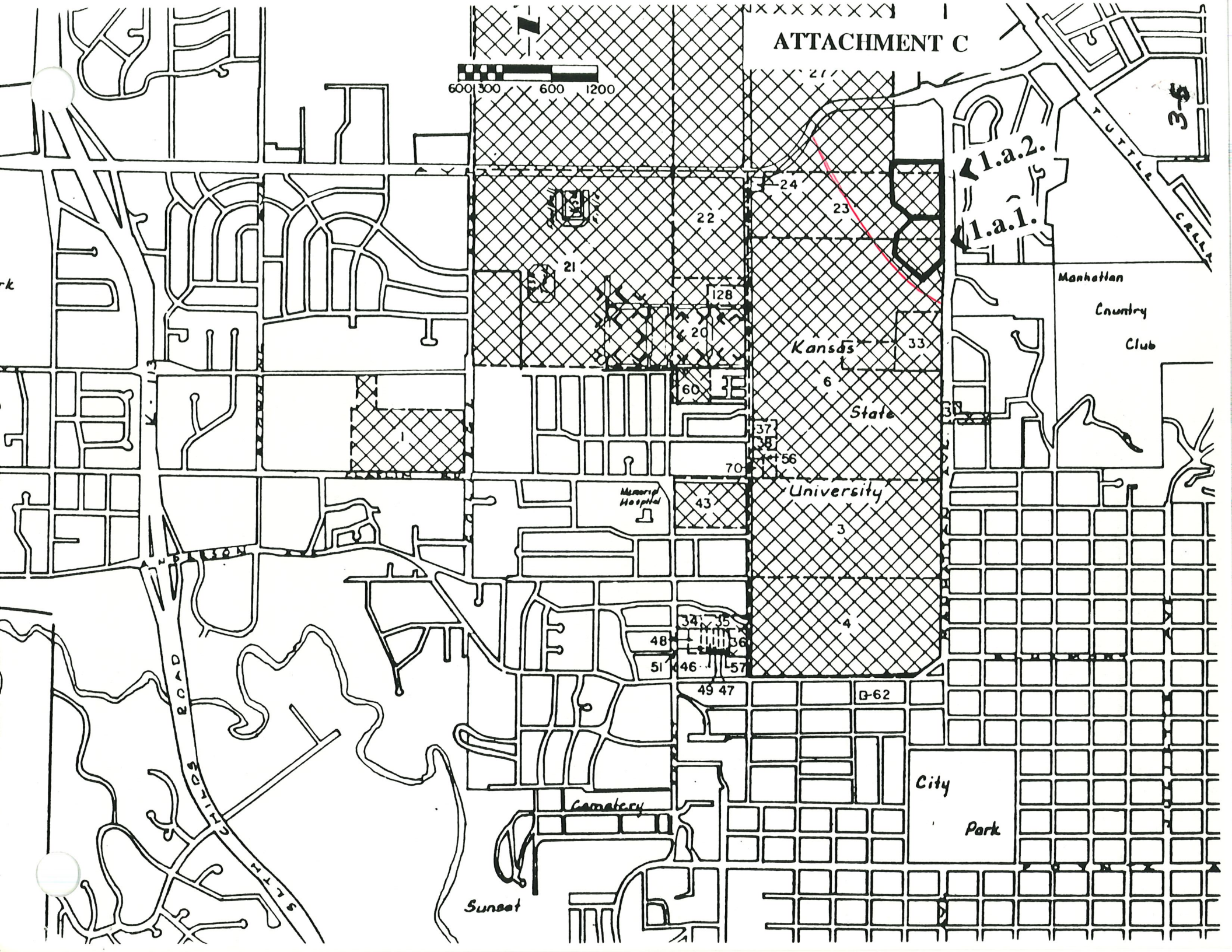
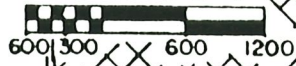
TRACT IN SEC. 7

T10S R 8E

3-4

Schwab-Eaton, P.A.

ATTACHMENT C



ATTACHMENT D

Session of 1994

HOUSE BILL No. 2843

By Representatives Glasscock and Hochhauser

2-3

PROPOSED TECHNICAL AMENDMENTS

For Consideration by House Appropriations
Committee

2/16/94

3-6

8 AN ACT authorizing the exchange and conveyance of certain real
9 property owned by Kansas state university for certain property
10 owned by the Kansas state university foundation to Kansas state
11 university; amending K.S.A. 1993 Supp. 76-494 and repealing the
12 existing section.
13

14 *Be it enacted by the Legislature of the State of Kansas:*

15 Section 1. K.S.A. 1993 Supp. 76-494 is hereby amended to read
16 as follows: 76-494. (a) As used in this section, "university real prop-
17 erty" means:

18 (1) A tract of land in Government Lots 4 and 9, in Section 7,
19 Township 10 South, Range 8 East of the 6th Principal Meridian in
20 Riley County, Kansas described as follows: Beginning at a point on
21 the west line of North Manhattan Avenue, said point being N. 00°
22 57' 31" W. 337.39 feet along the east line of said Government Lot
23 4 and S. 89° 02' 29" W. 60.00 feet from the Southeast Corner of
24 said Government Lot 4, also being Corner No. 1 and marked by a
25 1/2 inch bar; thence S. 00° 57' 31" E. 137.48 feet along the west
26 line of said North Manhattan Avenue to Corner No. 2, marked by
27 a 1/2 inch bar; thence on a curve to the right having a radius of
28 2804.93 feet and an arc distance of all 311.37 feet, chord of said
29 curve being S. 02° 14' 20" W. 311.21 feet along the west line of
30 said North Manhattan Avenue to Corner No. 3, marked by a 1/2
31 inch bar; thence S. 05° 25' 17" W. 233.93 feet along the west line
32 of said North Manhattan Avenue to Corner No. 4, marked by a
33 1/2 inch bar; thence S. 69° 03' 14" W. 378.61 feet to Corner No. 5,
34 marked by a 1/2 inch bar; thence N. 45° 41' 46" W. 485.00 feet to
35 Corner No. 6, marked by a 1/2 inch bar; thence N. 02° 03' 14" E.
36 195.00 feet to Corner No. 7, marked by a 1/2 inch bar; thence N.
37 42° 31' 16" E. 367.56 feet to Corner No. 8, marked by a 1/2 inch
38 bar; thence N. 88° 32' 38" E. 477.38 feet along a line parallel to
39 and 3 feet south of a fence line to the point of beginning, containing
40 10.654 acres; [uv]

and

41 (2) a tract of land in Lot 4, of Section 7, Township 10, South
42 Range 8, east of the 6th Principal Meridian in Riley County, Kansas,
43 described as follows: Beginning at a point on the West line of North

Manhattan Avenue and the North line of Lot 4 of said Section 7, said point beginning S. 89° 18' 16" W. 60.00 feet from the Northeast Corner of Lot 4 of said Section 7, being marked by a one inch steel Pin at the Southeast Corner of Flint Hills Place; thence S. 00° 57' 33" E. 976.14 feet along the West line of said North Manhattan Avenue to a 1/2 inch iron bar; thence S. 88° 32' 38" W. 477.38 feet to a 1/2 inch iron bar; thence N. 51° 16' 09" W. 255.83 feet to a 1/2 inch iron bar; thence N. 00° 57' 33" W. 820.00 feet to the North line of Lot 4 of said Section 7; thence N. 89° 18' 16" E. 674.23 feet along the North line of Lot 4 of said Section 7 to the point of beginning, containing 14.805 acres.

(b) As used in this section, "foundation real property" means:

(1) TRACT No. 2 (Elliott), which is. A tract of land lying in Riley County, Kansas, parts of Lots 5, 14 and 17 all in Section 31, Township 9 South, Range 8 East of the 6th P.M. and described as follows: Beginning at the Southeast corner of Lot 17 in Section 31, Township 9 South, Range 8 East; thence west 680.0 feet along South line of Lot 17; thence 2090.0 feet North; thence Northwesterly parallel to the West right-of-way line of Kansas Highway No. K-13 to a point on the North line of Lots 4 and 5; thence East along North Line of Lot 5 to the West right-of-way line of Kansas Highway No. K-13; thence Southeasterly along said highway West right-of-way line to a point 1483.3 feet North of Southeast corner of Lot 17; thence South to the point of beginning and containing 48.56 acres, more or less, except that part of Lot 14, described as follows: Beginning at a point on the East side of Lot 14, Section 31, Township 9 South, Range 8 East of the 6th P.M., said point being 1450.0 feet North of Southeast corner of Lot 17 in said Section 31; thence West 430.4 feet; thence north 640.0 feet; thence East 177.2 feet to the West right-of-way line of Kansas Highway No. K-13; thence South 22° 41' East along said highway right-of-way line 657.3 feet to the East side of said Lot 14; thence South 33.3 feet to point of beginning and containing 4.56 acres, more or less. Tract No. 2 (Elliott) consists of approximately 44 acres; [or]

(2) Tract No. 1 (Mellinger-Wagaman) which consists of approximately 1,436.05 acres and which is more particularly described as follows: (A) (i) All of Section 29 and the North Half of the Northeast Quarter and the North Half of the Northwest Quarter of Section 32, Township 9 South, Range 7 East of the 6th P.M., in Riley County, Kansas; (ii) Five acres, more or less, in the Northeast Quarter of Section 31, Township 9 South, Range 7 East of the 6th P.M., described as follows: Beginning at the SE corner of said quarter section; thence West to center of public road known as the Winchup

and

1 Road; thence in a Northeasterly direction to where said road inter-
 2 sects the East line of said quarter section; thence South on said East
 3 line to point of beginning; (iii) Also, five acres, more or less, in the
 4 Southeast Quarter of Section 31, Township 9 South, Range 7 East,
 5 described as follows: Beginning at the NE corner of said SE $\frac{1}{4}$;
 6 thence West to center of public road known as the Winchip Road;
 7 thence Southeasterly to where said road intersects the East line of
 8 said SE $\frac{1}{4}$; thence North on said East line of said quarter section
 9 to the point of beginning; (iv) Also, the South half of the Northeast
 10 Quarter, the South Half of the Northwest Quarter, the Southeast
 11 Quarter and the Southwest Quarter of Section 32, Township 9 South,
 12 Range 7 East, excepting from said SW $\frac{1}{4}$ of said section the following
 13 described tract: Beginning at a point 24 chains East of the SW
 14 Corner of said Section 32, thence running North 7.05 chains, thence
 15 North 51 degrees 15' East 9.85 chains, thence North 26.80 chains,
 16 thence East 8.15 chains, thence South 26.80 chains, thence South
 17 27 degree 20' West 14.80 chains, thence West 9 chains to place of
 18 beginning, said excepted tract containing 33.15 acres, more or less;
 19 but including a tract within said exception more particularly de-
 20 scribed as follows: From the Southwest corner of said Section 32,
 21 proceed East 1584.0 feet along the South line of said Section 32 to
 22 a $\frac{1}{8}$ " iron bar; thence North 465.3 feet to a $\frac{1}{8}$ " iron bar; thence
 23 North 51 degrees 15' East 650.1 feet; thence North 1466.45 feet to
 24 a $\frac{1}{8}$ " iron bar and the POINT OF BEGINNING; thence North 302.35
 25 feet to a $\frac{1}{8}$ " iron bar; thence East 537.90 feet to a $\frac{1}{8}$ " iron bar;
 26 thence South 66 degrees 22'22" West 130.78 feet to a $\frac{1}{8}$ " iron bar;
 27 thence South 45 degrees 30'27" West 224.60 feet to a $\frac{1}{8}$ " iron bar;
 28 thence South 70 degrees 15'38" West 273.96 feet to the POINT OF
 29 BEGINNING, and containing 2.07 acres, more or less; and also
 30 excepting from said SW $\frac{1}{4}$ of said Section the following described
 31 tract: From the Southwest corner of said Section 32, proceed East
 32 2178.0 feet along the south line of said Section 32 to $\frac{3}{8}$ " iron bar
 33 and the POINT OF BEGINNING; thence East 466.5 feet along the
 34 South line of said Section 32 to a $\frac{1}{2}$ " iron bar; thence North 1 degree
 35 01'38" West 872.41 feet to a $\frac{1}{2}$ " iron bar; thence South 27 degrees
 36 20' West (South 27 degrees 56'15" West by previous description)
 37 981.9 feet to the POINT OF BEGINNING, and containing 4.67 acres,
 38 more or less, all in Riley County, Kansas; and
 39 (B) That part of the North Half of Section 33, Township 9 South,
 40 Range 7 East of the 6th P.M., described as follows: Beginning at
 the North quarter corner of Section 33, Township 9, Range 7 East,
 hence West 40.10 chains, thence South 19.93 chains, thence East
 45 chains, thence North 47 degrees 30' East 8.14 chains, thence

North 14.5 chains, thence West 11 chains to the place of beginning, in Riley County, Kansas, containing approximately 101.80 acres; and

(C) The South half of the Southwest Quarter of Section 28, Township 9 South, Range 7 East of the 6th P.M., in Riley County, Kansas.

(c) The state board of regents, for and on behalf of Kansas state university of agriculture and applied science, is hereby authorized:

(1) To exchange and convey the university real property as defined in subsection (a) (a)(1) to the Kansas state university foundation in consideration for the conveyance of the foundation real property as defined in subsection (b) (b)(1) to Kansas state university of agriculture and applied science and to accept such real property; and

(2) to exchange and convey the university real property as defined in subsection (a)(2) to the Kansas state university foundation in consideration for the conveyance of the foundation real property as defined in subsection (b)(2) to Kansas state university of agriculture and applied science and to accept such real property. The Each exchange and conveyance of real property by the state board of regents under this section shall be executed in the name of the state board of regents by the chairperson and executive officer, and shall be delivered upon receipt of a good and sufficient warranty deed from the Kansas state university foundation conveying the foundation real property ~~as defined in subsection (b) (b)(1) or (b)(2)~~.

Before such real property is exchanged and conveyed, the attorney general shall approve the instruments of conveyance of the state board of regents to the Kansas state university foundation and the instruments of conveyance of the Kansas state university foundation to Kansas state university of agriculture and applied science and shall approve the title to the real property exchanged and conveyed by the Kansas state university foundation.

Sec. 2. K.S.A. 1993 Supp. 76-494 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the statute book.

that portion of

, which is specified by the Kansas state university foundation for the purposes of this exchange and which has an appraised value of not less than the appraised value of the university real property as defined in subsection (a)(2),

that portion of

, or portion thereof, which is specified for the particular exchange and conveyance

any

SUBCOMMITTEE REPORT

Agency: Hutchinson Correctional Facility

Bill No. --

Bill Sec. --

Analyst: Mills

Analysis Pg. No. 252

Budget Page No. 328

Expenditure	Agency Est. FY 94	Governor's Rec. FY 94	Subcommittee Adjustments
All Funds:			
State Operations	\$ 20,705,666	\$ 20,673,295	\$ --
Capital Improvements	1,891,636	1,891,636	--
TOTAL	<u>\$ 22,597,302</u>	<u>\$ 22,564,931</u>	<u>\$ --</u>
State General Fund:			
State Operations	\$ 20,445,112	\$ 20,412,741	\$ --
Capital Improvements	--	--	--
TOTAL	<u>\$ 20,445,112</u>	<u>\$ 20,412,741</u>	<u>\$ --</u>
FTE Positions	522.0	521.0	--
Average Inmate Census	1,400	1,400	--

Agency Estimate/Governor's Recommendation

The agency's FY 1994 revised operating expenditures estimate is \$20,705,666, which is \$554 above the approved budget of \$20,705,112. The \$554 was received as a federal library grant in FY 1994. The revised FY 1994 budget is based on an average daily inmate population (ADP) of 1,400, which is 10 more than the ADP originally approved. The revised FY 1994 estimate will support 522.0 FTE positions, which is the same as the approved level for FY 1993.

The Governor's recommendation for operating expenditures in FY 1994 is \$20,673,295, a reduction of \$32,371 from the agency estimate. The reduction is found in salaries and wages (\$32,371). The salaries and wages recommendation of \$16,126,777 will support 521.0 FTE positions, 1.0 less than the number currently authorized. The Governor's recommendation supports an ADP of 1,400 inmates.

House Subcommittee Recommendation

The House Subcommittee concurs with the Governor's recommendation for FY 1994.

House Committee Recommendation

Concur.

House Recommendation

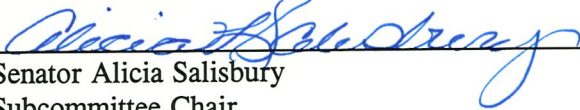
Concur.

SWAM
March 24, 1994
Attachment 4

Expenditure	House Adj. FY 94	House Rec. FY 94	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ --	\$ 20,673,295	\$ --
Capital Improvements	--	1,891,636	--
TOTAL	<u>\$ --</u>	<u>\$ 22,564,931</u>	<u>\$ --</u>
State General Fund:			
State Operations	\$ --	\$ 20,412,741	\$ --
Capital Improvements	--	--	--
TOTAL	<u>\$ --</u>	<u>\$ 20,412,741</u>	<u>\$ --</u>
FTE Positions	--	521.0	--
Average Inmate Census	--	1,400	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House recommendation for FY 1994.



Senator Alicia Salisbury
Subcommittee Chair



Senator Jerry Moran



Senator Marge Petty

SUBCOMMITTEE REPORT

Agency: Hutchinson Correctional Facility

Bill No. 2689

Bill Sec. 2

Analyst: Mills

Analysis Pg. No. 252

Budget Page No. 328

Expenditure	Agency Req. FY 95	Governor's Rec. FY 95	Subcommittee Adjustments
All Funds:			
State Operations	\$ 22,633,625	\$ 21,332,349	\$ --
Capital Improvements	--	--	--
TOTAL	<u>\$ 22,633,625</u>	<u>\$ 21,332,349</u>	<u>\$ --</u>
State General Fund:			
State Operations	\$ 22,373,625	\$ 21,072,349	\$ --
Capital Improvements	--	--	--
TOTAL	<u>\$ 22,373,625</u>	<u>\$ 21,072,349</u>	<u>\$ --</u>
FTE Positions	534.5	521.0	--
Average Inmate Census	1,410	1,410	--

Agency Request/Governor's Recommendation

The agency requests \$22,633,625 for operating expenditures in FY 1995. Funding for state operations is requested almost entirely from the State General Fund (\$22,373,625). State General Fund resources are requested to increase by \$1,928,513 or 9.4 percent. The General Fees Fund of the agency is requested at \$260,000. The FY 1995 request contains funding for 534.5 FTE positions, an increase of 12.5 positions over the 522.0 approved for FY 1994. The agency projects an average daily inmate population of 1,410 in FY 1995, an increase of 10 over the revised level for FY 1994.

The Governor's recommendation for operating expenditures in FY 1995 is \$21,332,349, a reduction of \$1,301,276 from the agency request. The reductions are found in salaries and wages (\$482,610), contractual services (\$22,511), commodities (\$178,555), and capital outlay (\$617,600). The net change from the current year to the budget year is an increase of \$659,054 or 3.2 percent. The recommendation for FY 1995 supports an ADP of 1,410 and 521.0 positions. No funding for new positions is recommended.

House Subcommittee Recommendation

The House Subcommittee concurs with the Governor's recommendation, with the following comment:

1. The House Subcommittee has reviewed the performance measures presented by the agency, and appends these measures as Attachment No. 1. The Subcommittee urges the agency to continue to develop and refine the performance measures.
2. A technical correction to the capital improvements bill to allow the facility to demolish Building 515, commonly known as the Blockhouse on the inmate recreation yard, with the use of inmate labor, as recommended by the Governor.

House Committee Recommendation

Concur.

House Recommendation

Concur.

Expenditure	House Req. FY 95	House Rec. FY 95	Senate Subcommittee Adjustments
All Funds:			
State Operations	\$ --	\$ 21,332,349	\$ --
Capital Improvements	--	--	--
TOTAL	<u>\$ --</u>	<u>\$ 21,332,349</u>	<u>\$ --</u>
State General Fund:			
State Operations	\$ --	\$ 21,072,349	\$ --
Capital Improvements	--	--	--
TOTAL	<u>\$ --</u>	<u>\$ 21,072,349</u>	<u>\$ --</u>
FTE Positions	--	521.0	--
Average Inmate Census	--	1,410	--

Senate Subcommittee Recommendation

The Senate Subcommittee concurs with the House recommendation for FY 1995, with the following additional comments:

1. The Senate Subcommittee reviewed the distribution of inmates systemwide by custody level over the last three years. Between June 30, 1991 and March 15, 1994:
 - The inmate population increased from 5,619 to 5,715 (a gain of 96).

- The number of maximum custody/special management inmates increased from 1,439 to 1,700 (a gain of 261).
- The number of medium custody inmates increased from 1,966 to 2,141 (a gain of 175).
- The number of minimum custody inmates decreased from 2,214 to 1,874 (a loss of 340).

The largest shift in custody level population has been in the minimum custody inmate: on June 30, 1991, minimum custody inmates comprised 39.1 percent of the population; by March 15, 1994, the percentage of minimum inmates had decreased to 32.8 percent of the population. The Subcommittee observes there is a greater tendency to classify inmates at higher custody levels and suggests that the Sentencing Guidelines are doing what they were intended to do.

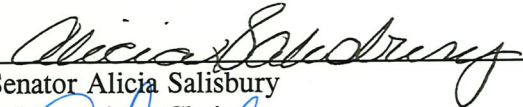
The Senate Subcommittee also notes that the number of inmates at the Hutchinson facility sentenced for sex crimes has increased rapidly in recent years and currently constitutes 25.7 percent of the population. Also, the average age of inmates at the Hutchinson facility has increased from 22 years of age, and currently stands at 29.6 years.

Based on self reporting by inmates, 25 percent of the inmates at Lansing come to the facility with good employment skills; 50 percent have fair skills; and 25 percent are low skilled. The warden at Hutchinson stated that, over the last 20 years, the inmate population has gone from 70 percent nonviolent to 70 percent violent.

Data were presented that, based on self-reporting by inmates, about 57 percent of inmates admitted to the system in calendar years 1992 and 1993 were employed full-time prior to admission to the system; and the inmates self-reported that nearly two-thirds of them had good to excellent job potential. Again, based on self-reporting by inmates, the jobs most commonly reported were: construction worker, food service worker, cook, janitor, and mechanic. The Subcommittee also received testimony that about 64 percent of the inmates had not graduated from high school prior to admission.

2. The Senate Subcommittee also reviewed the current procedures for dealing with the mentally ill inmate. Current practice is to transfer mentally ill inmates to either the Larned Correctional Mental Health Facility or the Larned State Security Hospital for treatment. The Subcommittee believes that the correctional facilities have improved their handling of mentally ill inmates today. The Subcommittee further believes that the Larned Correctional Mental Health Facility (LCMHF) is providing necessary services for treating mentally ill inmates and is fulfilling its mission. The Senate Subcommittee notes that 56 inmates were released from LCMHF under sentencing guidelines; of these 56 inmates, 24 were civilly committed to Larned, Osawatomie, or Topeka State Hospital.

3. The Senate Subcommittee received information regarding drug testing at the state's three maximum security facilities (Lansing, Hutchinson, and El Dorado). During the period July 1, 1992 through June 30, 1993, there were a total of 9,448 inmate drug tests requested. The tests resulted in a 3.3 percent rate of positive drug tests. The use of random drug testing, according to the agency, appears to have reduced the incidence of drug use in the maximum security facilities.



Senator Alicia Salisbury
Subcommittee Chair



Senator Jerry Moran



Senator Marge Petty

HUTCHINSON CORRECTIONAL FACILITY

Administration Performance Measures

	Agency <u>FY 93</u>	Agency <u>FY 94</u>	Agency <u>FY 95</u>
1. Position fill rate	92.1%	90.0%	90.0%
2. Nonsecurity turnover rate	7.8%	7.0%	7.0%
3. Security turnover rate	12.3%	12.0%	12.0%
4. Average daily population	1,383	1,400	1,410
5. Inmate grievance rate	41.1%	40.0%	40.0%
6. Inmate idleness rate	9.0%	9.0%	9.0%
7. Capacity utilization rate*	98.1%	100.0%	100.0%
8. Average length of inmate work day	7.0	7.0	7.0
9. Number of work details	103	103	103

* Operating capacity has been established at 1,414.

Security Performance Measures

<u>Performance Measures</u>	<u>Actual FY 93</u>	<u>FY 93 % ADP</u>	<u>Agency FY 94</u>	<u>Agency FY 95</u>
1. Escape Rate	2	.14%	.36%	.36%
2. Percent of inmates failing to return	0	.00	.00	.00
3. Assault rate, inmate/staff	5	.36	.50	.50
4. Assault rate, inmate/inmate	19	1.38	1.43	1.43
5. Property claim rate	30	2.17	2.15	2.15
6. Percent ADP in disciplinary segregation	27.54	1.99	2.15	2.15
7. Percent ADP in protective custody	1.84	.13	.14	.14

Inmate Transportation Performance Measures

	<u>Agency FY 93</u>	<u>Agency FY 94</u>	<u>Agency FY 95</u>
1. Inmates injured during transfer	0	0	0
2. Inmates escaped during transfer	0	0	0
3. Inmates assaulted during transfer	0	0	0
4. Staff assaulted during transfer	0	0	0

Recreation/Religion Performance Measures

	<u>Agency FY 93</u>	<u>Agency FY 94</u>	<u>Agency FY 95</u>
1. Substantiated grievances	1	1	0

Work Release Performance Measures

	<u>Agency FY 93</u>	<u>Agency FY 94</u>	<u>Agency FY 95</u>
1. Work Release employment rate	92%	95%	95%
2. Successful completion rate	76	80	80

Support Services Performance Measures

	<u>Agency FY 93</u>	<u>Agency FY 94</u>	<u>Agency FY 95</u>
1. Substantiated grievances	13	12	10