

KANSAS GUARDIANSHIP PROGRAM

	Actual FY 2020	Agency Est. FY 2021	Gov. Rec. FY 2021	Agency Req. FY 2022	Gov. Rec. FY 2022
Operating Expenditures:					
State General Fund	\$ 1,320,953	\$ 1,344,081	\$ 1,314,717	\$ 1,375,959	\$ 1,317,100
Other Funds	0	0	0	0	0
<i>Subtotal</i>	<i>\$ 1,320,953</i>	<i>\$ 1,344,081</i>	<i>\$ 1,314,717</i>	<i>\$ 1,375,959</i>	<i>\$ 1,317,100</i>
Capital Improvements:					
State General Fund	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0
Other Funds	0	0	0	0	0
<i>Subtotal</i>	<i>\$ 0</i>	<i>\$ 0</i>	<i>\$ 0</i>	<i>\$ 0</i>	<i>\$ 0</i>
TOTAL	\$ 1,320,953	\$ 1,344,081	\$ 1,314,717	\$ 1,375,959	\$ 1,317,100
Percentage Change:					
Operating Expenditures					
State General Fund	13.5 %	1.8 %	(0.5) %	2.4 %	0.2 %
All Funds	13.5	1.8	(0.5)	2.4	0.2
FTE Positions	10.0	10.0	10.0	10.0	10.0

For purposes of this analysis, full-time equivalent (FTE) positions include non-FTE permanent unclassified positions but continue to exclude temporary employees. FTE positions reflect permanent state positions equating to a 40-hour work week.

AGENCY OVERVIEW

The Kansas Guardianship Program is a quasi-state agency that was established in 1995. Prior to that time, the program had been a part of Kansas Advocacy and Protective Services, Inc. (KAPS). A 1994 federal audit found a conflict of interest with KAPS administering the State's guardianship program. As a result, 1995 SB 342 established the Kansas Guardianship Program as a distinct legal entity whose employees are not considered to be state employees. The entire agency is financed through the State General Fund (SGF).

The Kansas Guardianship Program serves adults who are without family or financial resources and who, through either physical or mental impairment of disability, are identified by the Department for Children and Families or the Kansas Department for Aging and Disability Services as in need of a court-appointed guardian or conservator. The Kansas Guardianship Program recruits volunteers who become qualified and trained to serve in that capacity. The State serves as the surety on the bond for volunteer conservators serving in the Kansas Guardianship Program. Program volunteers receive a monthly stipend of \$40 to defray out-of-pocket expenses incurred while providing service to their wards or conservatees.

The program is governed by a seven-member board of directors, six of whom are appointed by the Governor and one by the Chief Justice of the Kansas Supreme Court.

MAJOR ISSUES FROM PRIOR YEARS

The **2010 Legislature** passed SB 372, which granted court orders establishing and governing guardianship or conservatorship in other states full faith and credit within Kansas, except when doing so would violate Kansas law.

The **2011 Legislature** added \$44,418, all SGF, for fiscal year (FY) 2012 to restore funding to FY 2011 levels.

The **2015 Legislature** added \$46,493 for both FY 2016 and FY 2017, all SGF, to restore reductions in operating expenditures.

The **2018 Legislature** added \$12,566, all SGF, for FY 2019 to fund salary adjustments for agency staff.

The **2019 Legislature** added \$143,920, all SGF, to increase volunteer stipends from \$30 to \$40 a month. The additional funds were also earmarked to upgrade desktop computers for FY 2020. An additional \$13,007, all SGF, was added by the Legislature for staff salary adjustments in FY 2020.

BUDGET SUMMARY AND KEY POINTS

FY 2021 – Current Year. The **agency** requests a revised estimate of \$1.3 million, all from the State General Fund (SGF), and 10.0 FTE positions in FY 2021. This is an increase of \$29,364, or 2.2 percent, above the amount approved by the 2020 Legislature in FY 2021. The increase is due to increased expenditures on contractual services and the agency's request to increase salary and wages.

The **Governor** recommends a revised estimate of \$1.3 million, all SGF, and 10.0 FTE positions in FY 2021. This is a decrease of \$29,364, or 2.2 percent, below the agency's FY 2021 revised estimate. The decrease is due to the Governor not recommending the supplemental funding request for the agency pay plan.

FY 2022 – Budget Year. The **agency** requests \$1.4 million, all SGF, and 10.0 FTE positions for FY 2022. This is an increase of \$31,878, or 2.4 percent, above the FY 2021 revised estimate. The increase is due to the agency's enhancement request to increase base salaries and wages for FY 2022, which would total \$58,859.

The **Governor** recommends \$1.3 million, all SGF, and 10.0 FTE positions for FY 2022. This is a decrease of \$58,859, or 4.3 percent, below the FY 2022 agency request. The decrease is due to the Governor not recommending the agency's request for enhanced funding for the agency pay plan.

PERFORMANCE MEASURES

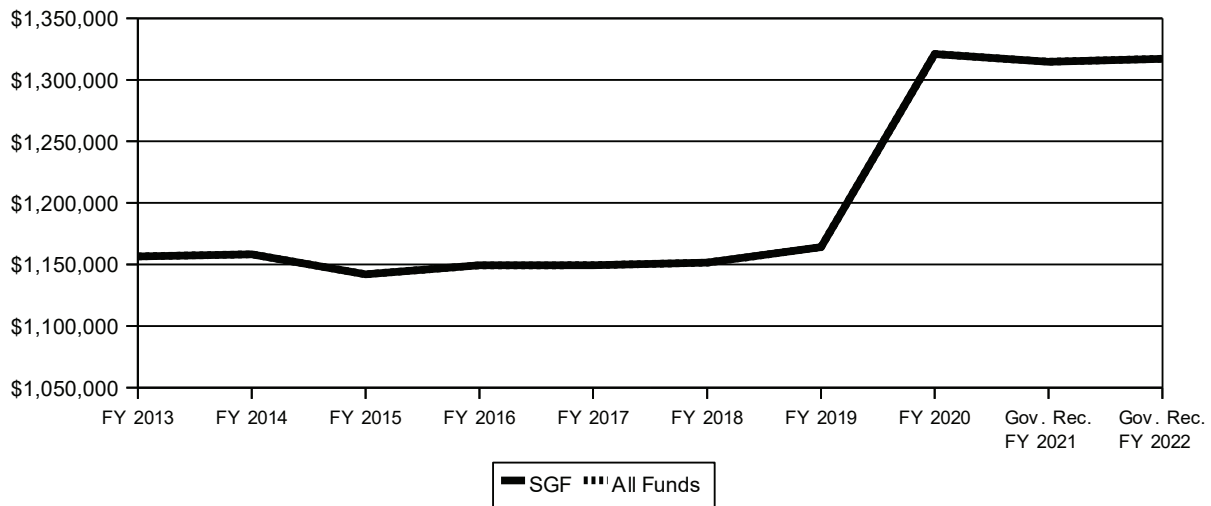
The 2016 Legislature passed HB 2739, which outlined a three-year process for state agencies to develop and implement a system of performance budgeting using outcome measures to evaluate program effectiveness. Measures to evaluate agency-wide performance are presented below. Additional measures to evaluate specific programs appear in the relevant program sections.

PERFORMANCE MEASURES						
Measure	Actual FY 2018	Actual FY 2019	Gov. Rec. FY 2020	Actual FY 2020	Gov. Rec. FY 2021	Gov. Rec. FY 2022
Number of Wards and Conservatees Served	1,409	1,384	1,398	1,398	1,387	1,387
Number of Volunteers Serving	768	764	771	771	775	775
Percentage of Volunteer Recruits who Make Application to Become a KGP Volunteer and Complete Initial Screening and Training in the FY*	N/A	89 %	89 %	88 %	89 %	89 %
Average Cost Per Day All Adults Served in the FY*	N/A	\$ 2.30	\$ 2.59	\$ 2.60	\$ 2.55	\$ 2.55
All Funds (Dollars in Thousands)	\$ 1,151.5	\$ 1,164.0	\$ 1,321.1	\$ 1,320.9	\$ 1,314.7	\$ 1,314.7
FTE Positions	10.0	10.0	10.0	10.0	10.0	10.0

* The Governor's Office does not utilize this measure for evaluation purposes.

BUDGET TRENDS

OPERATING EXPENDITURES FY 2013 – FY 2022



OPERATING EXPENDITURES FY 2013 – FY 2022

Fiscal Year	SGF	% Change	All Funds	% Change	FTE
2013	\$ 1,156,598	0.7 %	\$ 1,156,598	0.7 %	10.0
2014	1,158,250	0.1	1,158,250	0.1	10.0
2015	1,142,052	(1.4)	1,142,052	(1.4)	10.0
2016	1,149,265	0.6	1,149,265	0.6	10.0
2017	1,149,415	0.0	1,149,415	0.0	10.0
2018	1,151,460	0.2	1,151,460	0.2	10.0
2019	1,164,026	1.1	1,164,026	1.1	10.0
2020	1,320,953	13.5	1,320,953	13.5	10.0
2021 Gov. Rec.	1,314,717	(0.5)	1,314,717	(0.5)	10.0
2022 Gov. Rec.	1,317,100	0.2	1,317,100	0.2	10.0
Ten-Year Change Dollars/Percent	\$ 160,502	13.9 %	\$ 160,502	13.9 %	0.0

Summary of Operating Budget FY 2020 - FY 2022

	Actual FY 2020	Agency Estimate			Governor's Recommendation				
		Estimate FY 2021	Request FY 2022	Dollar Change from FY 21	Percent Change from FY 21	Rec. FY 2021	Rec. FY 2022	Dollar Change from FY 21	Percent Change from FY 21
By Program:									
Administration	\$ 1,320,953	\$ 1,344,081	\$ 1,375,959	\$ 31,878	2.4 %	\$ 1,314,717	\$ 1,317,100	\$ 2,383	0.2 %
By Major Object of Expenditure:									
Salaries and Wages	\$ 606,055	\$ 645,275	\$ 688,125	\$ 42,850	6.6 %	\$ 615,911	\$ 629,266	\$ 13,355	2.2 %
Contractual Services	696,117	687,806	679,334	(8,472)	(1.2)	687,806	679,334	(8,472)	(1.2)
Commodities	8,331	11,000	8,500	(2,500)	(22.7)	11,000	8,500	(2,500)	(22.7)
Capital Outlay	10,450	0	0	0	--	0	0	0	--
Debt Service	0	0	0	0	--	0	0	0	--
<i>Subtotal - Operations</i>	\$ 1,320,953	\$ 1,344,081	\$ 1,375,959	\$ 31,878	2.4 %	\$ 1,314,717	\$ 1,317,100	\$ 2,383	0.2 %
Aid to Local Units	0	0	0	0	--	0	0	0	--
Other Assistance	0	0	0	0	--	0	0	0	--
TOTAL	\$ 1,320,953	\$ 1,344,081	\$ 1,375,959	\$ 31,878	2.4 %	\$ 1,314,717	\$ 1,317,100	\$ 2,383	0.2 %
Financing:									
State General Fund	\$ 1,320,953	\$ 1,344,081	\$ 1,375,959	\$ 31,878	2.4 %	\$ 1,314,717	\$ 1,317,100	\$ 2,383	0.2 %
All Other Funds	0	0	0	0	--	0	0	0	--
TOTAL	\$ 1,320,953	\$ 1,344,081	\$ 1,375,959	\$ 31,878	2.4 %	\$ 1,314,717	\$ 1,317,100	\$ 2,383	0.2 %

BUDGET OVERVIEW

A. FY 2021 – Current Year

Adjustments to Approved State General Fund Budget

The 2020 Legislature approved a State General Fund (SGF) budget of \$1,314,717 for the Kansas Guardianship Program in FY 2021. Several adjustments have been made subsequently to that amount. These adjustments change the current year approved amount without any legislative action required. For this agency, the following adjustments have been made:

- A increase of \$2,847, based on the reappropriation of FY 2020 funding that was not spent in FY 2020 and has shifted to 2021; and
- A decrease of \$2,847 as the result of the Governor's July 1, 2020, SGF allotment.

This adjustment changes the FY 2021 approved SGF amount to \$1,314,717. That amount is reflected in the table below as the currently approved FY 2021 SGF amount.

	CHANGE FROM APPROVED BUDGET				
	Legislative Approved FY 2021	Agency Estimate FY 2021	Agency Change from Approved	Governor Rec. FY 2021	Governor Change from Approved
State General Fund	\$ 1,314,717	\$ 1,344,081	\$ 29,364	\$ 1,314,717	\$ 0
All Other Funds	0	0	0	0	0
TOTAL	\$ 1,314,717	\$ 1,344,081	\$ 29,364	\$ 1,314,717	\$ 0
FTE Positions	10.0	10.0	0.0	10.0	0.0

The **agency** requests a revised estimate for \$1.3 million, all SGF, and 10.0 FTE positions in FY 2021. This is an increase of \$29,364, or 2.2 percent, above the amount approved by the 2020 Legislature for FY 2021. Categories of expenditure are detailed below:

- **Salaries and Wages.** The agency requests \$645,275, all SGF, for salaries and wages in FY 2021. This is an increase of \$19,391, or 3.1 percent, above the amount approved by the 2020 Legislature. The increase is primarily due to the agency's supplemental request to increase all base staff salary for six months;
- **Contractual Services.** The agency requests \$687,806, all SGF, for contractual services in FY 2021. This is a increase of \$7,973, or 1.2 percent, above the amount approved by the 2020 Legislature. The increase is due to increased volunteer stipends to serve wards and conservatees;

- **Commodities.** The agency requests \$11,000, all SGF, for commodities in FY 2021. This is an increase of \$2,000, or 1.2 percent, above the amount approved by the 2020 Legislature. The increase is due to an increase in purchases for data processing supplies, stationery, and office supplies; and
- **Capital Outlay.** The agency requests no capital outlay funds for FY 2021. For FY 2020, the agency requested and was approved for \$10,450 for capital outlay. This increase was due to the purchase of new desktop computers for the agency as approved by the 2019 Legislature when it provided additional funding for FY 2020.

The **Governor** recommends a revised estimate of \$1.3 million, all SGF, and 10.0 FTE positions in FY 2021. This is a decrease of \$29,364, or 2.2 percent, below the agency's FY 2021 revised estimate. The decrease is due to the Governor not recommending the supplemental funding for the agency pay plan.

Supplemental Detail

FY 2021 SUPPLEMENTALS						
Supplementals	Agency Estimate			Governor's Recommendation		
	SGF	All Funds	FTE	SGF	All Funds	FTE
Staff Base Salary Adjustment	\$ 29,364	\$ 29,364	0.0	\$ 0	\$ 0	0.0

The **agency** requests \$29,364, all SGF, for one supplemental request in FY 2021. The agency states the FY 2021 supplemental request is to maintain an experienced and stable workforce, minimize staff turnover, and to maintain a competitive peer-level compensatory baseline salary. The supplemental request does not include any FTE positions.

The **Governor** does not recommend the agency's request for base salary increases in FY 2021.

Governor's Allotments

On June 29, 2020, the Governor announced SGF allotments or reductions for FY 2021 of \$374.5 million. Included in the Governor's allotted budget were \$146.7 million in human services caseload adjustments, \$79.3 million to delay the FY 2021 State Foundation Aid payment for K-12 Education, \$46.7 million in reductions due to a suspension of the Kansas Public Employees Retirement System (KPERs) Death and Disability contributions, and \$101.8 million in other adjustments.

Allotments included in this document reduce the FY 2021 approved budget without any required Legislative approval and are included in the approved amounts in the table above. As it relates to this agency, the allotment adjustments totaled \$2,847. The allotments applied to this agency are detailed below:

GOVERNOR'S ALLOTMENTS			
Allotment	SGF	All Funds	FTE
July Allotment			
KPERS Death & Disability	\$ (2,847)	\$ (2,847)	0.0

The \$2,847 decrease is due to the 1.0 percent Death and Disability moratorium for KPERS in FY 2021. The KPERS employer rate for the Kansas Guardianship Program is classified under local government rather than State and School, and the KPERS fiscal office verified that the local government entities were not included in the moratorium. The Kansas Guardianship Program is required to submit the 1.0 percent Death and Disability rate from the payroll total. This reduction was inadvertently applied to the Kansas Guardianship Program.

B. FY 2022 – Budget Year

FY 2022 OPERATING BUDGET SUMMARY			
	Agency Request	Governor's Recommendation	Difference
Total Request/Recommendation	\$ 1,375,959	\$ 1,317,100	\$ (58,859)
FTE Positions	10.0	10.0	0.0
Change from FY 2021:			
<i>Dollar Change:</i>			
State General Fund	\$ 31,878	\$ 2,383	
All Other Funds	0	0	
TOTAL	\$ 31,878	\$ 2,383	
<i>Percent Change:</i>			
State General Fund	2.4 %	0.2 %	
All Other Funds	--	--	
TOTAL	2.4 %	0.2 %	
Change in FTE Positions	0.0	0.0	

The **agency** requests operating expenditures totaling \$1.4 million, all SGF, for FY 2022. This is an increase of \$31,878, or 2.4 percent, above the FY 2021 revised estimate. The agency's request includes 10.0 FTE positions, which is the same number as the FY 2021 revised estimate.

- **Salaries and Wages.** The agency requests \$688,125, all SGF, for salaries and wages for FY 2022. This is an increase of \$42,850, or 6.6 percent, above the agency's FY 2021 revised estimate. The increase is primarily due to the agency's enhancement request for base salary increases for FY 2022, which would total \$58,859;

- **Contractual Services.** The agency requests \$679,334, all SGF, for contractual services for FY 2022. This is a decrease of \$8,472, or 1.2 percent, below the agency's FY 2021 revised estimate. The decrease is due to rental reductions experienced in FY 2021 that will not carry over to FY 2022;
- **Commodities.** The agency requests \$8,500, all SGF, for commodities for FY 2022. This is a decrease of \$2,500, or 22.7 percent, below the agency's FY 2021 revised estimate. The decrease is due to a decrease in data processing supplies and stationery office supplies; and
- **Capital Outlay.** The agency is not requesting any expenditures for capital outlay for FY 2022.

The **Governor** recommends \$1.3 million, all SGF, and 10.0 FTE positions for FY 2022. This is an decrease of \$58,859, or 4.3 percent, below the FY 2022 agency request. The decrease is due to the Governor not recommending the agency's enhancement request for the agency pay plan for FY 2022.

Enhancement Detail

FY 2022 ENHANCEMENTS						
Enhancements	Agency Estimate			Governor's Recommendation		
	SGF	All Funds	FTE	SGF	All Funds	FTE
Base Salaries	\$ 58,859	\$ 58,859	0.0	\$ 0	\$ 0	0.0

The **agency** requests an enhancement of \$58,859, all SGF, to increase the base salaries of employees, including KPERS and fringe benefits for FY 2022. The agency states the last adjustment for base salaries and wages for staff became effective July 1, 2008. The agency states that during a periodic review, the agency found base adjustments have not occurred in the last 14 years within the civil service system. The agency believes the increase is necessary to maintain a stable and experienced workforce, reduce staff turnover, attract qualified personnel, and maintain a more-competitive peer-level baseline.

The **Governor** does not recommend the enhancement request for \$58,859 SGF for the agency pay plan for FY 2022.

FY 2022 Reduced Resources

FY 2022 REDUCED RESOURCES						
Item	Agency Recommendation			Governor's Recommendation		
	SGF	All Funds	FTE	SGF	All Funds	FTE
Contractual Services	\$ (131,710)	\$ (131,710)	0.0	\$ 0	\$ 0	0.0

The **agency** submits a reduced resources budget totaling a decrease of \$131,710, all SGF, for FY 2022. The reduced resources budget would reduce expenditures for the volunteer

stipend for court-appointed guardians or conservators from \$40 per month to \$30 per month. The agency states volunteers do not receive a fee for guardianship services and rely on stipends to cover out-of-pocket expenses such as travel, support, and office-related expenditures. The agency further states reduced resources will impact volunteer longevity, as the agency will no longer be able to provide training, support, and assistance for volunteers.

The **Governor** does not recommend the reduced resources budget for FY 2022.

Governor's Recommended Salary and Wage Adjustments

For FY 2022, the Governor recommends adding \$31.5 million, including \$11.3 million SGF, for a 2.5 percent state employee base pay adjustment. The plan would increase salaries for classified and unclassified employees in the Executive Branch, Legislative Branch, and Judicial Branch. Legislative and elected officials would be excluded from this salary adjustment. The funds would be appropriated to and certified for distribution by the State Finance Council if approved. Employees of state universities are also not included in the proposed pay plan; however, the Governor recommends adding \$10.4 million, all SGF, to the university operating grants. This amount is equivalent to what the pay plan would have provided for university employees, but the funds are included in the Kansas Board of Regents budget for use at their discretion.

Longevity Bonus Payments. In FY 2021 and for FY 2022, the Governor recommends funding longevity bonus payments for eligible state employees at the statutory rate of \$40 per year of service, with a 10-year minimum (\$400) and a 25-year maximum (\$1,000). Classified employees hired after June 15, 2008, are not eligible for longevity bonus payments. The estimated cost for the recommended FY 2021 payment is \$3.0 million, including \$1.1 million SGF. For FY 2022, the estimated cost is \$3.1 million, including \$1.1 million SGF. **This agency has no longevity payments for FY 2021 or FY 2022.**

Kansas Public Employees Retirement System (KPERs). The employer retirement contribution rate, including Death and Disability contributions, for the KPERs State and School Group is scheduled to be 14.23 percent in FY 2021 and 15.09 percent for FY 2022. The FY 2021 rate excludes the 1.0 percent KPERs Death and Disability contribution that is currently subject to a moratorium described below.

The Governor recommends the KPERs State and School Group be reamortized. The current amortization period was set by the Legislature in 1993 for 40 years. The Governor proposes the new amortization be set for 25 years beginning in FY 2022, an extension of 10 years to the current plan. Reamortization would reduce employer contributions for the KPERs State and School Group in the short term. It is estimated that resetting the amortization period to 25 years could produce budget savings of \$177.3 million, including \$158.7 million SGF, for FY 2022. The Governor's recommendation would also incorporate \$25.8 million in KPERs layering payments into the amortization schedules. **No savings from this policy are currently included in this agency's budget.**

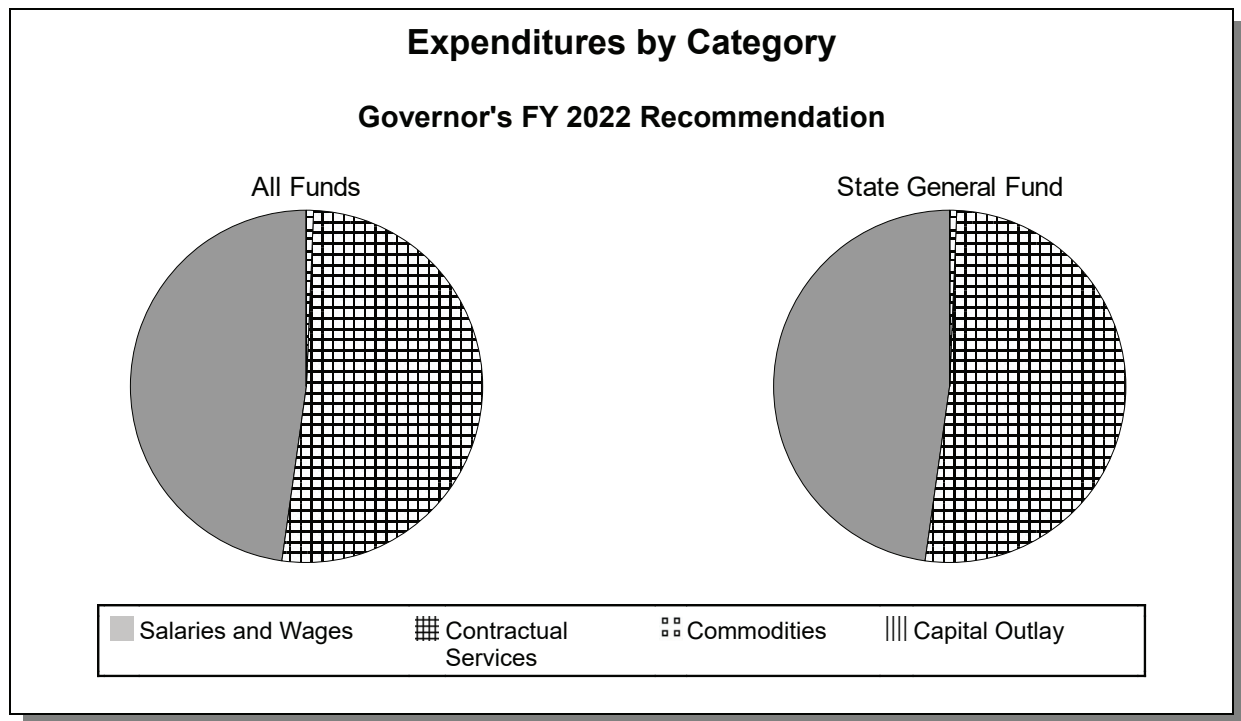
KPERs Death and Disability Group Insurance Fund. During FY 2021, a moratorium on employer contributions to the KPERs Death and Disability Group Insurance Fund was in effect. The fund had a sufficient balance to suspend payments on a temporary basis without affecting employee benefits. The moratorium was implemented *via* the Governor's allotment authority; therefore, the Legislative and Judicial branches are currently excluded from the moratorium. The total savings for the moratorium are estimated at \$46.7 million in contributions from the SGF. Included in this amount were savings of approximately \$40.3 million from KPERs School Group contributions in the Kansas State Department of Education budget. No similar moratorium is proposed for FY 2022, requiring the addition of \$46.7 million to annualize the payments for the full fiscal year.

Funding Sources

<u>Funding Source</u>	<u>Agency Req. Percent of Total FY 2022</u>	<u>Gov. Rec. Percent of Total FY 2022</u>
State General Fund	100.0 %	100.0 %
All Other Funds	0.0	0.0
TOTAL	100.0 %	100.0 %

(Note: Totals may not add due to rounding.)

CATEGORY DETAIL



Category	Gov. Rec. All Funds FY 2022	Percent of Total	Gov. Rec. SGF FY 2022	Percent of Total
Salaries and Wages	\$ 629,266	47.8 %	\$ 629,266	47.8 %
Contractual Services	679,334	51.6	679,334	51.6
Commodities	8,500	0.6	8,500	0.6
Capital Outlay	0	0.0	0	0.0
TOTAL	\$ 1,317,100	100.0 %	\$ 1,317,100	100.0 %

FTE POSITIONS BY PROGRAM FY 2020 – FY 2022

Program	Actual FY 2020	Agency Est. FY 2021	Gov. Rec. FY 2021	Agency Req. FY 2022	Gov. Rec. FY 2022
Administration	10.0	10.0	10.0	10.0	10.0

(Note: For purposes of this analysis, full-time equivalent (FTE) positions include non-FTE permanent unclassified positions but continue to exclude temporary employees. FTE positions reflect permanent state positions equating to a 40-hour work week.)