

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairperson Ralph Ostmeyer at 10:30 am on Thursday, February 05, 2015, 144-S of the Capitol.

All members were present except:

Senator Kay Wolf – Excused

Committee staff present:

Heather O'Hara, Legislative Research Department

Connie Burns, Kansas Legislative Committee Assistant

Joanna Wochner, Legislative Research Department

Matt Sterling, Office of Revisor of Statutes

Mike Heim, Office of Revisor of Statutes

Dezeree Hodish, Kansas Legislative Research Department

Conferees appearing before the Committee:

Senator Arpke

Senator Forrest Knox

Eric Smith, League of Kansas Municipalities

Ed Klumpp, KS Assoc. of Chiefs of Police, KS Sheriffs Assoc., KS Peace Officers Assoc.

Melissa Wangemann, Kansas Association of Counties

Others in attendance:

[See Attached List](#)

Introduction of bills

Senator Arpke requested a committee bill introduction enacting the rule of law restoration act.

Senator Olson moved that this request should be introduced as a committee bill. Senator Wilborn seconded the motion. The motion carried.

SB 66 Personal and family protection act; regulating concealed carry in portions of public buildings.

Chairman Ostmeyer opened the hearing on **SB 66**.

Staff provided an overview of the bill.

Senator Forest Knox, appeared before the committee as a proponent on the bill. ([Attachment 1](#)) The bill would limit access of licensed conceal carry persons into a public area of a state or municipal building. A public area is defined as any portion of a state or municipal building that is open to and accessible by the public. This would allow the state and the municipalities more flexibility in dealing with their security needs. Senator Knox also requested the committee to consider amending the bill in several areas of the bill.

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Eric Smith, Legal Counsel, League of Kansas Municipalities, (LKM) testified in favor of the bill. [\(Attachment 2\)](#) The bill addresses an unintended consequence of the personal and family protection act, current law; as confirmed by Attorney General Opinion 2013-14, requires cities to provide adequate security measures at all public entrances of a municipal building to prohibit the carrying of concealed handguns. The bill changes this requirement and allows cities to prohibit the carrying of concealed handguns in certain public areas of municipal buildings.

Ed Klumpp, Kansas Association of Chiefs of Police, Kansas Sheriffs Association, and Kansas Peace Officers Association, appeared before the committee as a proponent on the bill. [\(Attachment 3\)](#) These provisions would allow better access to portions of buildings that may currently be restricted to concealed carry.

Melissa A. Wangemann, General Counsel, Kansas Association of Counties, (KAC) testified in favor of the bill. [\(Attachment 4\)](#) The KAC supports the conceptual amendments outlined by Senator Knox's testimony.

Patricia Stoneking, President, Kansas State Rifle Association, provided written testimony in support of the bill. [\(Attachment 5\)](#)

Chairman Ostmeier closed the hearing on **SB 66**.

Final Action

SB 6 - Authorizing the division of post audit to background check contractors and other workers.

Staff provided a balloon which added Local law enforcement officers and agencies may charge a fee as reimbursement for expenses incurred in taking and processing fingerprints under this section in two parts of the bill. [\(Attachment 6\)](#)

Senator LaTurner moved to adopt the balloon amendment as presented. Senator Olson seconded the motion. The motion carried.

*Senator LaTurner moved to pass **SB 6** out favorably as amended. Senator Longbine seconded the motion. The motion carried.*

SB 24 - Technical professions act; definitions clarification

Senator Wilborn stated that he has additional information for this bill or a separate bill. Staff stated that there was still work to be done on the additional request and that a separate bill would be appropriate.

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Senator Longbine moved to pass **SB 24** out favorably. Senator Olson seconded the motion. The motion carried.

SB 62 - State fire marshal; search and rescue teams and hazardous materials response teams; tort claims immunity; emergency response fund.

Senator Longbine moved an amendment that would change the date from July 1 to upon publication in the Register.

Senator Longbine moved to adopt the amendment as presented. Senator LaTurner seconded the motion. The motion carried.

Senator LaTurner moved to pass **SB 62** out favorably as amended. Senator Longbine seconded the motion. The motion carried.

SB 61 - Kansas lottery; sale of tickets; advertising; underage purchase of ticket prohibited

Senator Longbine offered an amendment page 3 line 32 of the bill by adding the work ticket. ([Attachment 7](#))

Senator Longbine moved to adopt the amendment as presented. Senator LaTurner seconded the motion. The motion carried.

Senator Olson offered an amendment on page 73 deleting section (c) and (d) lines 7 through 14 of the bill. ([Attachment 8](#))

The Committee discussed, that the record of the youth shouldn't be blackened by this action, and whether section (c) could be left in and striking section (d). Staff suggested not to put a statement in the criminal code.

Senator Olson moved to adopt the amendment as presented. Senator Holland seconded the motion. The motion carried.

Senator LaTurner moved an amendment to make it unlawful to redeem the ticket if the ticket holder is under the age of 18. Senator Longbine seconded the motion. Motion carried.

Senator Longbine moved to pass **SB 61** out favorably as amended. Senator Olson seconded the motion. The motion carried.

The next meeting is scheduled February 10, 2015. The meeting was adjourned at 11:35 a.m.