

HOUSE BILL No. 2991

AN ACT relating to fire service training; concerning the university of Kansas; establishing the Kansas fire service training commission; authorizing certain transfers to such fund; amending K.S.A. 76-327 and repealing the existing section.

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

Section 1. K.S.A. 76-327 is hereby amended to read as follows: 76-327. The university of Kansas shall, through its ~~extension division~~ *fire service training program*, provide for a traveling instruction service to train ~~firemen firefighters~~ in the ~~municipalities~~ *jurisdictions* of this state ~~requiring~~ *requesting* such instruction. This ~~extension service fire service training program~~ shall include training in ~~firemanship, fire inspection, fire protection, fire prevention~~ *appropriate subject matter related to fire service professional responsibilities* and such other instruction as will provide the municipalities with better trained ~~firemen firefighters~~. Traveling instructors shall be employed who shall visit and instruct in such places as the ~~head of the extension division~~ *director of fire service training* of the Kansas university shall determine. The instructors shall be allowed actual and necessary traveling and hotel expenses incurred in the performance of their duties and shall receive such salary as the university may deem appropriate. The university shall conduct an annual fire school. *The university of Kansas shall have the authority to contract with existing training entities to deliver regional fire training.* The university of Kansas is hereby authorized and empowered to accept any grants in aid that may be available from any federal agency. *The university of Kansas shall have the authority to award certifications for fire and related emergency response personnel in fire service profession areas as prescribed by the national fire protection association and other applicable professional standards.*

New Sec. 2. (a) There is hereby created within the university of Kansas a Kansas fire service training commission which shall consist of 12 members which shall include:

(1) A member representing the Kansas state firefighters association, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state firefighters association;

(2) a member representing the Kansas state association of fire chiefs, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state association of fire chiefs;

(3) a member representing the Kansas state association of professional fire chiefs, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state association of professional fire chiefs;

(4) a member representing the international association of arson investigators, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the international association of arson investigators;

(5) a member representing the Kansas fire marshal's association, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas fire marshal's association;

(6) a member representing the Kansas fire educators association, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas fire educators association;

(7) a member representing the Kansas state council of firefighters, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state council of firefighters;

(8) a member representing the Kansas community college fire training, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas community college fire training;

(9) a member representing the Kansas state fire marshal, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state fire marshal;

(10) a member representing the Kansas forest service, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas forest service;

(11) a member representing the Kansas university fire service training, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas university fire service training; and

(12) a member representing the emergency medical services board, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the emergency medical services board.

(b) Six members initially appointed to a position described in subsection (a) shall serve for a two-year term and thereafter the term of members appointed to such positions shall be four years. The members who shall serve two-year terms shall be chosen by lottery at the first commission meeting. The initial two-year terms shall expire on July 1, 2004 and four-year terms shall expire on July 1, 2006. Vacancies in any position shall be filled in the same manner as original appointments.

(c) The chairperson and vice-chairperson shall be selected by the members of the commission at the first meeting of the commission and shall serve for a term of two years. No chairperson shall serve more than two consecutive terms. In the absence or disability of the chairperson, the vice-chairperson shall exercise all the powers of the chairperson.

(d) The Kansas fire service training commission shall meet at least quarterly in each year on dates fixed by the commission. Special meetings may be held upon call of the chairperson of the commission or upon petition to the chairperson by not less than seven commission members. The date and place of all special meetings shall be designated in the call.

(e) Members of the commission shall receive mileage, tolls and parking as provided in K.S.A. 75-3223, and amendments thereto, for attendance at any meeting of the commission or any subcommittee meeting authorized by the commission.

New Sec. 3. The Kansas fire service training program is authorized to receive any grants, gifts, contributions or bequests made for the purpose of supporting the fire service training and to expend the same.

New Sec. 4. (a) There is hereby created in the state treasury the fire service training program fund. All moneys credited to such fund under the provisions of this act or any other law shall be expended only for the purpose and in the manner prescribed by law, including the expenditures for the operation of the Kansas fire service training program to carry out duties as mandated by law.

(b) All moneys received shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the fire service training program fund.

New Sec. 5. The Kansas fire service training commission shall:

(a) Consult with the director of University of Kansas fire service training program and adopt rules of procedure for commission meetings;

(b) consult with the director of University of Kansas fire service training program and adopt rules and regulations necessary for the fire service training operations;

(c) approve and monitor a means to assure fire service training provided pursuant to the fire service training program is of high quality and delivered in a consistent manner;

(d) recommend and approve fire service training program curriculum;

(e) approve selection of the director of fire service training, who shall be appointed by the dean of the division of continuing education of the university of Kansas;

(f) participate and consult with the director of fire services training of the university of Kansas in the preparation and approval of the Kansas fire service training program budget; and

(g) publish an annual report in conjunction with the university of Kansas fire service training program concerning the activities and duties of the Kansas fire service training program and commission.

New Sec. 6. (a) The university of Kansas shall have the following duties regarding the Kansas fire service training commission:

(1) Report semi-annually on the financial status of the program;

(2) consult with such commission on long range planning issues;

(3) prepare appropriate activity and financial reports as to keep such commission advised of program activity and to provide adequate information from which the commission's annual report concerning fire service can be created;

(4) provide administrative support for official commission activities;

(5) pay reasonable travel and expenses to commission members for expenses related to attending scheduled commission meetings; and

(6) shall maintain an appropriate system of training records related to individual participation in this training system.

New Sec. 7. On July 1, 2002, and July 1, 2003, or as soon after each such date as moneys are available, notwithstanding any other provision of law to the contrary, the director of accounts and reports shall transfer \$750,000 from the fire marshal fee fund of the state fire marshal to the fire service training program fund.

Sec. 8. K.S.A. 76-327 is hereby repealed.

Sec. 9. This act shall take effect and be in force from and after its publication in the statute book.

I hereby certify that the above BILL originated in the HOUSE, and passed that body

HOUSE concurred in
SENATE amendments _____

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE
as amended _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.