

Approved

Stephen R. Cloud
Date

MINUTES OF THE HOUSE COMMITTEE ON GOVERNMENTAL ORGANIZATION

The meeting was called to order by Rep. Stephen R. Cloud at
Chairperson

9:04 a.m./p.m. on February 9, 1984 in room 522-S of the Capitol.

All members were present except:

Committee staff present:

Russ Mills - Legislative Research Department
Carolyn Rampey - Legislative Research Department
Avis Swartzman - Revisor's Office
Jackie Breymeyer - Committee Secretary

Conferees appearing before the committee:

Rep. Jane Aylward - Bill Sponsor
Senator Vidricksen
Rep. Bob Ott
Gerald Shadwick - Salina Chamber of Commerce
Ed Pogue - Salina Airport Authority
Rep. Wunsch
John Neal - Hutchinson Chamber of Commerce

The meeting of the House Governmental Organization Committee was called to order at 9:04 a.m. by Rep. Stephen R. Cloud, Chairman. The minutes of the February 2 meeting were approved. The Chairman announced that a short meeting with the Vice Chairman, Ranking Minority Member and Subchairpersons would be held upon adjournment.

HB 2721 - Public safety and law enforcement, establish department and provide for secretary thereof.

Rep. Aylward, bill sponsor, gave a brief background of the bill and stated that it is needed to provide effective, efficient and convenient law enforcement to Kansas citizens. The Interim Committee on Infrastructure recommended combining the KBI and Highway Patrol buildings. The bill presents an entirely new concept of combining several agencies as other states have done. There would be a 21 million dollar fiscal note on this bill. (Attachment I) Rep. Aylward introduced several persons from Salina who were present for today's hearing. Among those attending were: John F. Burgess, Mayor; Roy Allen and Gerald Shadwick, Salina Chamber of Commerce.

Senator Vidricksen distributed several maps to the committee showing the locations where several of the proposed facilities could be located. (Attachment II) *not available*

Rep. Bob Ott stated that this is a new concept in government and we should certainly look into the idea of combining these departments.

Gerald Shadwick stated that Salina has had a history of being very helpful in integrating new businesses and organizations into the community. Various officials, agencies and other entities have commented on the excellent health, educational and cultural advantages of the area; all the things that make life pleasant and enhance its quality. He distributed a publication entitled SALINA There's No Place Like It! (Attachment III) *not available*

Ed Pogue, Salina Airport Authority, also gave support to the bill citing good schools, conventions and recreational facilities. The city is located at the hub of many highways.

Rep. Wunsch stated that this bill would, at the least, have to be amended to insure the continuation of the law enforcement facilities in his area.

John Neal, Chairman, Greater Hutchinson Chamber of Commerce, distributed copies of his testimony (Attachment IV) and spoke of the concerns his city has about the potential loss of 15 jobs and a \$500,000 annual payroll. He stated that it makes no sense to abandon the Hutchinson facility.

As there was no one else present to speak on HB 2721, the Chairman stated that this constituted the hearing on the bill.

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON GOVERNMENTAL ORGANIZATION,
room 522-S, Statehouse, at 9:04 a.m./p.m. on February 9, 1984

The Committee was directed to turn their attention to HB 2739. The Chairman asked for comments or discussion. The need for this bill was discussed, along with questions regarding the number of hours needed to complete the curriculum, increasing hours if they are not needed if this is being done to obtain federal loans and the opposition to placing the bill on the Consent Calendar.

Rep. Walker moved to table the bill. Rep. Smith gave a second to the motion. The motion carried. Legislative Research was asked to chart the hours needed for the different areas of cosmetology.

The Chairman adjourned the meeting at 10:05 a.m.

SAC

Attachment I

TO: House Governmental Organization Committee
FROM: Rep. Jayne Aylward
RE: HB 2721

A.

BASIC PROVISIONS

- (1) Creates Department of Public Safety and Law Enforcement.
- (2) Creates Secretary of Public Safety and Law Enforcement (appointed by Governor).
- (3) Combines Kansas Highway Patrol, Kansas Bureau of Investigation, State Fire Marshal Alcohol and Beverage Control Division of Department of Revenue, Law Enforcement Training Academy and Highway Patrol Training Academy in the Department of Public Safety and Law Enforcement.
- (4) Calls for Department of Public Safety and Law Enforcement to be housed in a Public Safety Building located in Saline County.

B.

HISTORY

- (1) Interim Committee of Infrastructure recommended a Public Safety Building be built to house Kansas Bureau of Investigation and Highway Patrol.
- (2) Governor recommended 850,000 FY-86; 5.5 million FY-87; 9 million FY-88; 5,650,000 FY-89 for a total of 21 million to build such a Public Safety Building.

C.

REASONS FOR CONSOLIDATION OF AGENCIES

- (1) Due to the Interim Committee's and Governor's recommendations, the legislature will be considering construction of a Public Safety Building.
- (2) Twenty-one (21) other states are currently under a similar Secretary-Department System.
- (3) Facilitate cooperation and interaction between law enforcement agencies - one person would have final jurisdiction over all branches and they would be in same location.

Atch. I

- (4) Same location will enable various branches to share laboratories, training facilities and instructors, and communications equipment.
- (5) One location, particularly Salina, would greatly enhance accessibility and convenience for Kansas citizens.

D.

ADVANTAGES OF SALINA LOCATION

- (1) Salina is more accessible to majority of Kansas residents than is Topeka.
- (2) Salina is located at the crossroads of the state's two major interstate highways.
- (3) Salina Airport Authority passed a resolution donating all the land necessary for this facility to the state.
- (4) If located on Salina Airport Authority donated land, it would be adjacent to the landing strips at the former Schilling Air Force Base. These landing strips are currently being used very successfully by the Highway Patrol Training Academy and would be convenient for other training programs.

E.

S U M M A R Y

The bottom line is that we need to provide the most effective, efficient and convenient law enforcement to Kansas citizens. I believe that, in light of the proposed new Public Safety Building, it is a very opportune time to consider consolidation of the various law enforcement branches into one department with their central location in Salina to achieve this goal.

STATE OF KANSAS

RICHARD W. RYAN
DIRECTOR
BEN F. BARRETT
ASSOCIATE DIRECTOR
MARLIN L. REIN
CHIEF FISCAL ANALYST



STAFF--
LEGISLATIVE COORDINATING COUNCIL
INTERIM COMMITTEES
STANDING COMMITTEES
LEGISLATIVE INQUIRIES

THE LEGISLATIVE RESEARCH DEPARTMENT

ROOM 545-N, STATEHOUSE
PHONE: (913) 296-3181
TOPEKA, KANSAS 66612

October 24, 1983

Representative Jayne Aylward
R.R. 2, Box 419
Salina, Kansas 67401

Dear Representative Aylward:

Thank you for your recent inquiry concerning various state agencies and related items. I have attempted to gather the necessary information to respond to your inquiry.

I have attached the most recent population figures for cities and counties within Kansas. These numbers reflect the current certified population figures by the Secretary of State.

The following states have a department of public safety or some similar type agency. The table reflects who appoints the agency head and components that make up the various departments.

<u>State</u>	<u>Appointing Authority for Agency Head</u>	<u>Components of Agency</u>
Alabama	Governor	Highway Patrol Driver's Licensing Administrative Division Service Division
Alaska	Governor; Subject to legislative approval	State Troopers Fire Motor Vehicles Civil Defense
Arizona	Governor; Subject to Senate approval	Highway Patrol Narcotics Enforcement Criminal Investigation Scientific Criminal Analysis Training and Education Liquor Control

<u>State</u>	<u>Appointing Authority for Agency Head</u>	<u>Components of Agency</u>
Connecticut	Governor	State Police Fire Bondsmen and Private Detective's Regulation Criminal Intelligence Organized Crime Task Force
Georgia	Public Safety Board (10 members) with Governor's approval	State Patrol Security Division Bureau of Investigation Police Academy Fire Crime Commission Public Safety Training Center
Iowa	Governor; Approval of 2/3's of Senate	Highway Patrol Statistics and Records Criminal Investigation and Identification Fire Inspection
Louisiana	Governor; Approval of Senate	State Police Fire Training Organized Crime Intelligence Division
Maine	Governor; Consent of Council	State Police Fire Liquor Enforcement Training Academy
Maryland	Governor; Approval of Senate	Corrections Parole and Probation State Police Emergency Management and Civil Defense Fire
Massachusetts	Governor	Criminal Information Bureau Narcotics Unit Fire Marshal Inspections
Mississippi	Governor; Approval of Senate	Highway Patrol Narcotics Bureau Driver's Licensing

<u>State</u>	<u>Appointing Authority for Agency Head</u>	<u>Components of Agency</u>
\ Missouri	Governor; Approval of Senate	Highway Patrol Liquor Control Motor Carrier Inspection Highway Safety Fire Marshal Motor Vehicles Adjutant General
New Hampshire	Governor	State Police Motor Vehicles Fire Control
New Jersey	Attorney General is head of this agency	Division of Law State Police Alcoholic Beverage Control Motor Vehicles Weights and Measures Professional Boards
North Carolina	Governor	National Guard Civil Preparedness Civil Air Patrol Highway Patrol Alcoholic Control Crime Commission Crime Control Division Criminal Justice Informa- tion
Oklahoma	Governor; Approval of Senate	Highway Patrol Driver's Licensing Records and Research Safety Responsibility Technical Services
South Dakota	Governor; Approval of Senate	Motor Vehicles Fire Marshal Boiler Inspection Highway Patrol Ports of Entry
\ Texas	Three member Commis- sion appointed by Governor with Senate approval	Texas Rangers Highway Patrol Identification and Records Communications Intelligence Education
Utah	Governor; Approval of Senate	Highway Patrol Fire Marshal Identification and Records

<u>State</u>	<u>Appointing Authority for Agency Head</u>	<u>Components of Agency</u>
Vermont	Governor; Approval of Senate	Highway Patrol Fire Marshal Identification and Records
West Virginia	Governor; Approval of Senate	Highway Patrol Criminal Identification

In response to your questions on various state agencies I have compiled the following table:

<u>Agency</u>	<u>Employees</u>	<u>Rent of Space</u>	
		<u>Sq. Ft.</u>	<u>Cost</u>
Alcoholic Beverage Control	52.0 (28.0 Central Of.)	5,432	\$ 38,567
Kansas Bureau of Investigation	132.0 (89.0 Central Of.)	23,064	161,407
Fire Marshal	36.0 (23.0 Central Of.)	4,500 (Est.)	39,375 (Est.)
Highway Patrol	481.5 (46.0 Central Of.)	14,000	91,000
Highway Patrol Training Academy	1.0 (Division II Of. add 7.0 plus ra- dio dispatchers)	12,717	-
Law Enforcement Training Center	14.9	29,226	-

The heads of the agencies are appointed in a variety of ways. The Fire Marshal and the Superintendent of the Highway Patrol are both appointed by the Governor with the consent of the Senate. The Director of Alcoholic Beverage Control is appointed by the Secretary of Revenue, subject to Senate confirmation. The head of the Highway Patrol Training Academy is in the state classified personnel system. The Director of the Law Enforcement Training Center is also an Associate Director of the Division of Continuing Education at the University of Kansas and is an unclassified individual under the Board of Regents.

The following table reflects the mileage from Topeka to various cities within the state. In addition, the mileage from Salina to these same cities is also reflected.

Representative Aylward

- 5 -

<u>City</u>	<u>Miles to Topeka</u>	<u>Miles to Salina</u>
Atwood	323	233
Coffeyville	153	217
Concordia	137	53
Dodge City	272	160
Emporia	69	110
Garden City	312	201
Hays	205	98
Hutchinson	172	58
Kansas City	67	177
Liberal	355	243
Pittsburg	163	238
Pratt	228	114
Russell	178	71
Wichita	167	83

I have attempted to touch the major areas of your inquiry. If I may provide additional information, please contact me.

Sincerely,

Alan D. Conroy
Alan D. Conroy
Fiscal Analyst

ADC/jsf

HOUSE BILL No. 2721

By Representative Aylward

1-19

0016 AN ACT establishing a department of public safety and law
 0017 enforcement; providing for the appointment of a secretary of
 0018 public safety and law enforcement; prescribing powers, duties
 0019 and functions of the secretary and department; attaching cer-
 0020 tain state agencies to the department as divisions thereof and
 0021 providing for chief administrative officers of the divisions;
 0022 abolishing certain state offices; amending K.S.A. 41-201, 41-
 0023 202, 41-210, 41-504, 41-2701, 74-2105, 74-2112, 74-2115, 74-
 0024 2117, 74-5701, 75-1505, 75-1506, 75-1507, 75-1513 and 75-
 0025 5121 and K.S.A. 1983 Supp. 41-102, 41-203, 74-2113, 74-2114,
 0026 74-2116, 74-2124, 74-2125, 74-5601, 74-5602, 74-5603, 74-
 0027 5604a, 74-5605, 74-5606, 74-5607, 74-5607a and 75-1508 and
 0028 repealing the existing sections; also repealing K.S.A. 74-2119,
 0029 75-712, 75-1503, 75-1511, 75-5118, 75-5119 and 75-5120 and
 0030 K.S.A. 1983 Supp. 74-5605a, 75-711, 75-712a, 75-1510 and
 0031 75-5117.

0032 *Be it enacted by the Legislature of the State of Kansas:*

0033 New Section 1. (a) There is hereby established a department
 0034 of public safety and law enforcement which shall be adminis-
 0035 tered under the direction and supervision of the secretary of
 0036 public safety and law enforcement. The secretary shall be ap-
 0037 pointed by the governor, subject to confirmation by the senate as
 0038 provided in K.S.A. 1983 Supp. 75-4315b, and shall serve at the
 0039 pleasure of the governor. The secretary shall be in the unclas-
 0040 sified service under the Kansas civil service act and shall receive
 0041 an annual salary fixed by the governor.

*Dept Public
Safety &
Law Enf.
Created*

0042 (b) The provisions of the Kansas sunset law apply to the
 0043 office of the secretary of public safety and law enforcement and
 0044 the department of public safety and law enforcement established
 0045 by this section, and the office and department are subject to
 0046 abolition under that law.

*Applies
Sunset*

0047 New Sec. 2. The secretary of public safety and law enforce-
 0048 ment may appoint, with the consent of the governor, an assistant
 0049 secretary or secretaries of public safety and law enforcement,
 0050 one personal secretary and one special assistant, all of whom
 0051 shall serve at the pleasure of the secretary of public safety and
 0052 law enforcement. Any such assistant secretary, personal secre-
 0053 tary or special assistant shall be in the unclassified service under
 0054 the Kansas civil service act and shall receive an annual salary
 0055 fixed by the secretary with the approval of the governor. The
 0056 secretary of public safety and law enforcement also may appoint
 0057 such other staff assistants and employees as are necessary to
 0058 enable the secretary to carry out the duties of the office of the
 0059 secretary. Staff assistants and other employees shall be within
 0060 the classified service under the Kansas civil service act. The
 0061 assistant secretary or secretaries of public safety and law en-
 0062 forcement, the personal secretary, the special assistant and any
 0063 other staff assistants and employees shall be within the office of
 0064 the secretary of public safety and law enforcement and shall have
 0065 such powers, duties and functions as are assigned to them by the
 0066 secretary or prescribed by law. Any such assistant secretary or
 0067 secretaries, personal secretary, special assistant, staff assistants
 0068 and employees shall act for and exercise the powers of the
 0069 secretary of public safety and law enforcement to the extent
 0070 authority to do so is delegated by the secretary.

Powers of Secretary PS & LE

0071 New Sec. 3. (a) On the effective date of this act, all of the
 0072 records and property of the state agencies and offices abolished
 0073 or transferred to and made a part of the department of public
 0074 safety and law enforcement by this act shall be and are hereby
 0075 transferred to the secretary of public safety and law enforcement.
 0076 (b) On the effective date of this act, the power, duty or
 0077 function of any of the state agencies and offices abolished or
 0078 transferred to and made a part of the department of public safety
 0079 and law enforcement by this act to (administer, expend and
 0080 distribute funds) now or hereafter made available in accordance
 0081 with appropriation acts shall be and is hereby transferred to and
 0082 conferred and imposed upon the secretary of public safety and
 0083 law enforcement.

Records of abolished agencies

Give Dept authority to expend funds

0084 (c) On the effective date of this act, the secretary of public
 0085 safety and law enforcement shall succeed to whatever right, title
 0086 or interest any of the state agencies or offices abolished or
 0087 transferred to and made a part of the department of public safety
 0088 and law enforcement by this act has acquired in any land in this
 0089 state, and the secretary shall hold the same for and in the name of
 0090 the state of Kansas. On and after the effective date of this act,
 0091 whenever any statute, contract, deed or other document con-
 0092 cerns the power or authority of any of such state agencies or
 0093 offices to acquire, hold or dispose of land or any interest in land,
 0094 the secretary of public safety and law enforcement shall succeed
 0095 to such power or authority, and on and after such date, whenever
 0096 any land or interest in land is acquired, held or disposed of by
 0097 the secretary of public safety and law enforcement, such land or
 0098 interest shall be acquired, held or disposed of by the secretary
 0099 for and in the name of the state of Kansas.

Land of abolished agencies transferred

Grants Dept. authority to dispose of land

0100 (d) Except as otherwise provided in this act, all orders or
 0101 directives of any of the state agencies or offices abolished or
 0102 transferred to and made a part of the department of public safety
 0103 and law enforcement by this act which are in existence on July 1,
 0104 1984, shall continue to be effective and shall be deemed to be
 0105 the orders or directives of the secretary of public safety and law
 0106 enforcement, until the same are revised, amended, repealed or
 0107 nullified pursuant to law.

Orders & directives transferred

0108 (e) Except as otherwise provided in this act, all rules and
 0109 regulations of any of the state agencies or offices abolished or
 0110 transferred to and made a part of the department of public safety
 0111 and law enforcement by this act which are in existence on July 1,
 0112 1984, shall continue to be effective and shall be deemed to be
 0113 the rules and regulations of the secretary of public safety and law
 0114 enforcement, until the same are revised, amended, repealed or
 0115 nullified pursuant to law.

Rules & Regs. transferred

0116 New Sec. 4. (a) There is hereby established within and as a
 0117 part of the department of public safety and law enforcement a
 0118 division of alcoholic beverage control. The division shall be
 0119 administered, under the supervision of the secretary of public
 0120 safety and law enforcement, by the director of alcoholic beverage

Estab. ABC in Dept.

0121 control, who shall be the chief administrative officer of the
 0122 division. The director of alcoholic beverage control shall be
 0123 appointed by the secretary of public safety and law enforcement
 0124 with the approval of the governor and subject to confirmation by
 0125 the senate as provided in K.S.A. 1983 Supp. 75-4315b. The
 0126 director of alcoholic beverage control shall serve at the pleasure
 0127 of the secretary of public safety and law enforcement, shall be in
 0128 the unclassified service under the Kansas civil service act and
 0129 shall receive an annual salary fixed by the secretary and ap-
 0130 proved by the governor.

0131 New Sec. 5. The state alcoholic beverage control board of
 0132 review created by K.S.A. 41-203, and amendments thereto, is
 0133 hereby attached to the department of public safety and law
 0134 enforcement, and on and after the effective date of this act shall
 0135 be within the department of public safety and law enforcement
 0136 as a part thereof. All budgeting, purchasing and related manage-
 0137 ment functions of the state alcoholic beverage control board of
 0138 review shall be administered under the direction and supervi-
 0139 sion of the secretary of public safety and law enforcement. All
 0140 vouchers for expenditures and all payrolls of the state alcoholic
 0141 beverage control board of review shall be approved by the
 0142 chairperson of the board and by the secretary of public safety and
 0143 law enforcement. The state alcoholic beverage control board of
 0144 review is hereby specifically continued in existence, and it shall
 0145 have the same powers, functions and duties as were vested by
 0146 law in it immediately prior to the effective date of this act, except
 0147 as is otherwise specifically provided in this act.

0148 (b) All rules and regulations of the state alcoholic beverage
 0149 control board of review in existence on the effective date of this
 0150 act, shall continue to be effective and shall be deemed to be duly
 0151 adopted rules and regulations of the state alcoholic beverage
 0152 control board of review, until revised, amended, revoked or
 0153 nullified pursuant to law. Nothing in this act shall affect the
 0154 authority of the state alcoholic beverage control board of review
 0155 to adopt rules and regulations as authorized by law.

0156 New Sec. 6. (a) The alcoholic beverage control division of
 0157 the department of revenue established by K.S.A. 75-5117, and

*State
Alcoholic
Bev. Control
Bd.
attached
to Dept.*

*Continues
current
R+R*

*ABC
abolished*

0158 amendments thereto prior to repeal by this act, is hereby abol-
 0159 ished.

0160 (b) The office of the director of the alcoholic beverage control
 0161 division of the department of revenue provided for by K.S.A.
 0162 75-5117, and amendments thereto prior to repeal by this act, is
 0163 hereby abolished.

0164 (c) All of the powers, duties and functions of the abolished
 0165 division of alcoholic beverage control and the abolished office of
 0166 the director of alcoholic beverage control are hereby transferred
 0167 to and conferred and imposed upon, respectively, the division of
 0168 alcoholic beverage control and the director of alcoholic beverage
 0169 control provided for by this act, except as is otherwise provided
 0170 in this act.

0171 (d) The division of alcoholic beverage control and the direc-
 0172 tor of alcoholic beverage control established by this act shall be
 0173 the successors in every way, respectively, to the powers, duties
 0174 and functions of the abolished division of alcoholic beverage
 0175 control and the abolished office of the director of alcoholic
 0176 beverage control in which the same were vested prior to the
 0177 effective date of this act, except as otherwise provided in this act.
 0178 Every act performed under the authority of the division of
 0179 alcoholic beverage control or the director of alcoholic beverage
 0180 control provided for by this act, respectively, shall be deemed to
 0181 have the same force and effect as if performed by the abolished
 0182 division of alcoholic beverage control or the abolished office of
 0183 the director of alcoholic beverage control, respectively, in which
 0184 such functions were vested prior to the effective date of this act.

0185 (e) Whenever the division of alcoholic beverage control is
 0186 referred to or designated by a statute, contract or other docu-
 0187 ment, such reference or designation shall be deemed to apply to
 0188 the division of alcoholic beverage control established by this act.

0189 (f) Whenever the director of alcoholic beverage control is
 0190 referred to or designated by law, contract or other document,
 0191 such reference shall be deemed to apply to the director of
 0192 alcoholic beverage control provided for by this act.

0193 (g) The division of alcoholic beverage control and the office
 0194 of the director of alcoholic beverage control provided for by this

*Director of
ABC
abolished*

*Duties
of ABC &
Director
transferred*

*New
Dept.
named
successors
to powers
duties*

*Transferred
designation
in
statute
(division)*

*Transfers
designation
in statute
(director)*

*Specific
continuation
of
office of
director
in new agency*

0195 act, respectively, shall be continuations of the abolished division
0196 of alcoholic beverage control and the abolished office of the
0197 director of alcoholic beverage control.

Transfers jurisdiction of KBI from AG to Dept.

0198 New Sec. 7. (a) The Kansas bureau of investigation estab-
0199 lished as a division under the jurisdiction of the attorney general
0200 by K.S.A. 75-711, and amendments thereto prior to repeal by this
0201 act, is hereby transferred from the jurisdiction of the attorney
0202 general to the department of public safety and law enforcement.
0203 On and after the effective date of this act, the Kansas bureau of
0204 investigation shall be within and a part of the department of
0205 public safety and law enforcement as a division thereof. The
0206 Kansas bureau of investigation shall be administered, under the
0207 supervision of the secretary of public safety and law enforce-
0208 ment, by the director of the Kansas bureau of investigation, who
0209 shall be the chief administrative officer of the bureau. The
0210 director of the bureau shall be appointed by the secretary of
0211 public safety and law enforcement with the approval of the
0212 governor and subject to confirmation by the senate as provided
0213 in K.S.A. 1983 Supp. 75-4315b. The director of the Kansas bureau
0214 of investigation shall serve at the pleasure of the secretary of
0215 public safety and law enforcement, shall be in the unclassified
0216 service under the Kansas civil service act and shall receive an
0217 annual salary fixed by the secretary, with the approval of the
0218 governor. Any person appointed as the director of the Kansas
0219 bureau of investigation shall have special training and qualifica-
0220 tions for the position.

Gives new Sec. auth. to appoint Dir. of KBI

0221 (b) With the approval of the secretary of public safety and law
0222 enforcement, the director shall appoint agents who shall be
0223 trained in the detection and apprehension of criminals. The
0224 director shall appoint an assistant director who shall have the
0225 qualifications of an agent. The director may also appoint, with
0226 the approval of the secretary of public safety and law enforce-
0227 ment, such administrative employees as are necessary for the
0228 efficient operation of the bureau. In addition to such agents and
0229 administrative employees and, with the approval of the secretary
0230 of public safety and law enforcement, the director may appoint
0231 additional agents who are trained and assigned only for the

Director auth. to appoint agents

0232 investigation of organized crime and the compensation for such
0233 agents shall be paid from federal funds, if such funds are made
0234 available for that purpose. If federal funds are not available, the
0235 compensation of such agents shall be paid from any other funds
0236 made available for that purpose. No person shall be appointed to
0237 a position within the Kansas bureau of investigation if the person
0238 has been convicted of a felony.

0239 (c) The director and any attorneys assigned by the secretary
0240 of public safety and law enforcement to the bureau shall be
0241 within the unclassified service under the Kansas civil service act.
0242 The assistant director and all other agents and employees of the
0243 bureau shall be in the classified service under the Kansas civil
0244 service act and their compensation shall be determined as pro-
0245 vided in the Kansas civil service act and they shall receive actual
0246 and necessary expenses. Narcotics violation investigators shall
0247 have the classified position of special agent under the Kansas
0248 civil service act.

Status of employees

0249 (d) If a person who is appointed as director was a member of
0250 the bureau at the time of appointment as director, the person,
0251 upon termination of the position as director, shall be returned to
0252 the permanent classified position under the Kansas civil service
0253 act that the person held at the time of appointment as director. If
0254 the position is filled at that time, a temporary additional position
0255 shall be created for the person until a vacancy exists in the
0256 position. While serving in the temporary additional position, the
0257 former director shall continue to be a contributing member of the
0258 retirement system for the agents of the Kansas bureau of inves-
0259 tigation under which the former director was covered while
0260 serving as director.

Temporary position during transfer

0261 (e) Each agent of the bureau shall subscribe to an oath to
0262 faithfully discharge the duties of such agent's office, as is re-
0263 quired of other public officials.

Requires agents to take oath

0264 New Sec. 8. The Kansas bureau of investigation shall make
0265 full and complete investigations at the direction of the secretary
0266 of public safety and law enforcement. The director, assistant
0267 director, attorneys assigned to the bureau and all other agents of
0268 the bureau shall possess all powers, duties, functions and privi-

Director of KBI

0269 leges which are now or may hereafter be conferred upon law
 0270 enforcement officers of the state of Kansas. The bureau is vested
 0271 with the duty of acquiring, collecting, classifying, and preserving
 0272 criminal identification and other crime records, and the ex-
 0273 changing of such records with the duly authorized officials of
 0274 governmental agencies of states, cities and penal institutions.
 0275 Reports of all investigations made by the members of the bureau
 0276 shall be made to the secretary of public safety and law enforce-
 0277 ment and to the attorney general of the state of Kansas.

0278 New Sec. 9. The statistical analysis center transferred to the
 0279 Kansas bureau of investigation by K.S.A. 1983 Supp. 75-712a,
 0280 prior to its repeal by this act, is hereby attached to and made a
 0281 part of the department of public safety and law enforcement
 0282 within the division of the Kansas bureau of investigation.

0283 New Sec. 10. (a) The office of the director of the Kansas
 0284 bureau of investigation provided for by K.S.A. 75-711, and
 0285 amendments thereto prior to repeal by this act, is hereby abol-
 0286 ished.

0287 (b) All of the powers, duties and functions of the abolished
 0288 office of the director of the Kansas bureau of investigation are
 0289 hereby transferred to and conferred and imposed upon the di-
 0290 rector of the Kansas bureau of investigation provided for by this
 0291 act, except as is otherwise provided in this act.

0292 (c) The director of the Kansas bureau of investigation pro-
 0293 vided for by this act shall be the successor in every way to the
 0294 powers, duties and functions of the abolished office of the
 0295 director of the Kansas bureau of investigation in which the same
 0296 were vested prior to the effective date of this act, except as
 0297 otherwise provided in this act. Every act performed under the
 0298 authority of the director of the Kansas bureau of investigation
 0299 provided for by this act shall be deemed to have the same force
 0300 and effect as if performed by the abolished office of the director
 0301 of the Kansas bureau of investigation in which such functions
 0302 were vested prior to the effective date of this act.

0303 (d) Whenever the director of the Kansas bureau of investiga-
 0304 tion is referred to or designated by law, contract or other docu-
 0305 ment, such reference shall be deemed to apply to the director of

All reports
go to
Sec. of Public
Safety
AG

Statistical
Analysis
Center attached
to Dept.

Director
KBI
abolished

Director
Transferred
to Dept.

New director
Successor
of abolished
director's
duties

Amplify
designation
in statute
(director)

0306 the Kansas bureau of investigation provided for by this act.)
 0307 (e) The office of the director of the Kansas bureau of inves-
 0308 tigation provided for by this act shall be a continuation of the
 0309 abolished office of the director of the Kansas bureau of inves-
 0310 tigation.

0311 New Sec. 11. (a) There is hereby established within and as a
 0312 part of the department of public safety and law enforcement a
 0313 division of law enforcement training. The division shall be
 0314 administered, under the supervision of the secretary of public
 0315 safety and law enforcement, by the director of law enforcement
 0316 training, who shall be the chief administrative officer of the
 0317 division. The director of law enforcement training shall be ap-
 0318 pointed by the secretary of public safety and law enforcement
 0319 with the approval of the governor and subject to confirmation by
 0320 the senate as provided in K.S.A. 1983 Supp. 75-4315b. The
 0321 director of law enforcement training shall serve at the pleasure of
 0322 the secretary of public safety and law enforcement, shall be in
 0323 the unclassified service under the Kansas civil service act and
 0324 shall receive an annual salary fixed by the secretary, with the
 0325 approval of the governor.

0326 New Sec. 12. (a) The law enforcement training center
 0327 created within the division of continuing education of the uni-
 0328 versity of Kansas by K.S.A. 74-5603, and amendments thereto
 0329 prior to amendment by this act, shall be and is hereby transferred
 0330 from the division of continuing education to the department of
 0331 public safety and law enforcement and made a part thereof
 0332 within the division of law enforcement training.

0333 (b) The law enforcement training center shall be adminis-
 0334 tered, under the supervision of the secretary of public safety and
 0335 law enforcement, by the director of law enforcement training,
 0336 who shall be the chief administrative officer of the training
 0337 center.

0338 New Sec. 13. (a) The Kansas law enforcement training com-
 0339 mission created by K.S.A. 74-5606, and amendments thereto, is
 0340 hereby attached to the department of public safety and law
 0341 enforcement, and on and after the effective date of this act shall
 0342 be within the department of public safety and law enforcement

Specifies
continuation
of director
in new agency

Creates
Div. of LE
Training
in Dept.

Creates
Director of
LE Training

LE Training
Ctr. trans.
from KU

Director
LE Training

LE Training
Commission
attached
to Dept.

Association of LETC w/ Sec. of PS & LE

0343 as a part thereof. All budgeting, purchasing and related management functions of the law enforcement training commission shall be administered under the direction and supervision of the secretary of public safety and law enforcement. All vouchers for expenditures of the law enforcement training commission shall be approved by the chairperson of the law enforcement training commission and the secretary of public safety and law enforcement. The law enforcement training commission is hereby specifically continued in existence, and it shall have the same powers, functions and duties as were vested by law in it immediately prior to the effective date of this act, except as is otherwise specifically provided in this act.

Continues R & R of Commission

0355 (b) All rules and regulations of the Kansas law enforcement training commission in existence on the effective date of this act, shall continue to be effective and shall be deemed to be duly adopted rules and regulations of the Kansas law enforcement training commission, until revised, amended, revoked or nullified pursuant to law. Nothing in this act shall affect the authority of the Kansas law enforcement training commission to adopt rules and regulations as authorized by law.

Director of LETC abolished

0363 New Sec. 14. (a) The office of the director of the law enforcement training center as defined in K.S.A. 74-5602, and amendments thereto prior to amendment by this act, is hereby abolished.

Associate Dir. of LETC abolished

0367 (b) The office of the associate director of the law enforcement training center, as such position was provided for in K.S.A. 74-5603, and amendments thereto prior to amendment by this act, is hereby abolished.

Duties powers transferred

0371 (c) All of the powers, duties and functions of the abolished office of the director of the law enforcement training center and the abolished office of the associate director of the law enforcement training center are hereby transferred to and conferred and imposed upon, respectively, the director of law enforcement training and the associate director of law enforcement training provided for by this act, except as is otherwise provided in this act.

0379 (d) The director of law enforcement training and the asso-

0380 ciate director of law enforcement training provided for by this act shall be the successors in every way, respectively, to the powers, duties and functions of the abolished office of the director of the law enforcement training center and the office of the associate director of the law enforcement training center in which the same were vested prior to the effective date of this act, except as otherwise provided in this act. Every act performed under the authority of the director of the law enforcement training center or the associate director of the law enforcement training center provided for by this act, respectively, shall be deemed to have the same force and effect as if performed by the abolished office of the director of the law enforcement training center or the abolished office of the associate director of the law enforcement training center, respectively, in which such functions were vested prior to the effective date of this act.

New dept. named successors

0395 (e) Whenever the director of the law enforcement training center is referred to or designated by a statute, contract or other document, such reference or designation shall be deemed to apply to the director of law enforcement training provided for by this act.

Transfers designation in statute (director)

0400 (f) Whenever the associate director of the law enforcement training center is referred to or designated by law, contract or other document, such reference shall be deemed to apply to the associate director of law enforcement training.

Transfers designation in statute (assoc. director)

0404 (g) The office of the director of law enforcement training and the office of the associate director of the law enforcement training provided for by this act, respectively, shall be continuations of the abolished office of the director of the law enforcement training center and the abolished office of the associate director of the law enforcement training center.

Specifies continuation of director & assoc. director in new agency

0410 New Sec. 15. The Kansas highway patrol created by K.S.A. 74-2113, and amendments thereto prior to amendment by this act, is hereby made a part of the department of public safety and law enforcement as a division thereof. The Kansas highway patrol shall be administered under the supervision of the secretary of public safety and law enforcement, by the superintendent of the highway patrol, who shall be the chief administrative

Transfers HP

0417 officer of the highway patrol. The superintendent of the highway
 0418 patrol shall be appointed by the secretary of public safety and
 0419 law enforcement with the approval of the governor and subject to
 0420 confirmation by the senate as provided in K.S.A. 1983 Supp.
 0421 75-4315b. The superintendent of the Kansas highway patrol shall
 0422 serve at the pleasure of the secretary of public safety and law
 0423 enforcement, shall be in the unclassified service under the
 0424 Kansas civil service act and shall receive an annual salary fixed
 0425 by the secretary, with the approval of the governor.
 0426 New Sec. 16. (a) In addition to functions and duties other-
 0427 wise prescribed by law, the superintendent of the Kansas high-
 0428 way patrol shall supervise and manage the capitol area security
 0429 patrol. In the supervision and management of the duties of the
 0430 capitol area security patrol in and around the statehouse the
 0431 superintendent of the highway patrol shall advise with the leg-
 0432 islative coordinating council.
 0433 (b) The secretary of public safety and law enforcement shall
 0434 furnish suitable offices for the capitol area security patrol in the
 0435 office of the department of public safety and law enforcement
 0436 maintained in Topeka.
 0437 New Sec. 17. (a) The office of the superintendent of the
 0438 Kansas highway patrol provided for by K.S.A. 74-2113, and
 0439 amendments thereto prior to amendment by this act, is hereby
 0440 abolished.
 0441 (b) All of the powers, duties and functions of the abolished
 0442 office of the superintendent of the Kansas highway patrol are
 0443 hereby transferred to and conferred and imposed upon the su-
 0444 perintendent of the Kansas highway patrol provided for by this
 0445 act, except as is otherwise provided in this act.
 0446 (c) The superintendent of the Kansas highway patrol pro-
 0447 vided for by this act shall be the successor in every way to the
 0448 powers, duties and functions of the abolished office of the
 0449 superintendent of the Kansas highway patrol in which the same
 0450 were vested prior to the effective date of this act, except as
 0451 otherwise provided in this act. Every act performed under the
 0452 authority of the superintendent of the Kansas highway patrol
 0453 provided for by this act, respectively, shall be deemed to have

Superintendent
 appointed
 by Dir. P&L
 LE w/
 approval
 Gov. & Senate

Superintendent
 Supervise
 Capitol Area
 Security

Furnish
 office
 spaces
 Cap. Area
 Sec.

Superintendent
 of HP
 abolished

Duties
 Transferred

New dept
 named
 successor

0454 the same force and effect as if performed by the abolished office
 0455 of the superintendent of the Kansas highway patrol in which
 0456 such functions were vested prior to the effective date of this act.
 0457 (d) Whenever the superintendent of the Kansas highway
 0458 patrol is referred to or designated by a statute, contract or other
 0459 document, such reference or designation shall be deemed to
 0460 apply to the superintendent of the Kansas highway patrol pro-
 0461 vided for by this act.
 0462 (e) The office of the superintendent of the Kansas highway
 0463 patrol provided for by this act shall be a continuation of the
 0464 abolished office of the superintendent of the Kansas highway
 0465 patrol.
 0466 New Sec. 18. (a) There is hereby established within and as a
 0467 part of the department of public safety and law enforcement a
 0468 division of fire safety. The division shall be administered, under
 0469 the supervision of the secretary of public safety and law en-
 0470 forcement, by the state fire marshal, who shall be the chief
 0471 administrative officer of the division. The state fire marshal shall
 0472 be appointed by the secretary of public safety and law enforce-
 0473 ment with the approval of the governor and subject to confirma-
 0474 tion by the senate as provided in K.S.A. 1983 Supp. 75-4315b.
 0475 The state fire marshal shall serve at the pleasure of the secretary
 0476 of public safety and law enforcement, shall be in the unclassified
 0477 service under the Kansas civil service act and shall receive an
 0478 annual salary fixed by the secretary, with the approval of the
 0479 governor. Any person appointed as state fire marshal shall have a
 0480 knowledge of building construction and, at the time of appoint-
 0481 ment, shall have had not less than five years' experience in fire
 0482 safety inspection and investigation. The secretary of public
 0483 safety and law enforcement shall furnish suitable offices for the
 0484 state fire marshal in the general office building of the department
 0485 of public safety and law enforcement in Saline county.
 0486 (b) The state fire marshal may appoint, with the approval of
 0487 the secretary of public safety and law enforcement, a chief
 0488 deputy state fire marshal. The chief deputy state fire marshal
 0489 shall act for and exercise the powers of the state fire marshal to
 0490 the extent authority to do so is delegated by the state fire marshal

Transfers
 designation
 in Statute
 Superintendent

Specifies
 continuation
 of
 Superintendent

Estab. Div.
 of Fire Safety
 in dept.

Fire Marshal
 named head.
 Appointed
 by Gov.

FM auth.
 to appoint
 assistants

0491 and shall have such other powers, duties and functions as are
0492 assigned by the state fire marshal or are prescribed by law.

Fm
abolished
(dept.)

0493 New Sec. 19. (a) The department of the state fire marshal
0494 provided for by K.S.A. 75-1508, and amendments thereto prior to
0495 amendment by this act, is hereby abolished.

Fm
abolished
(office)

0496 (b) The office of the state fire marshal established by K.S.A.
0497 75-1510, and amendments thereto prior to repeal by this act, is
0498 hereby abolished.

Transferred
to new
dept.

0499 (c) All of the powers, duties and functions of the abolished
0500 department of the state fire marshal and the abolished office of
0501 the state fire marshal are hereby transferred to and conferred and
0502 imposed upon, respectively, the division of fire safety and the
0503 state fire marshal provided for by this act, except as is otherwise
0504 provided in this act.

New division
named
successor

0505 (d) The division of fire safety and the state fire marshal
0506 provided for by this act shall be the successors in every way,
0507 respectively, to the powers, duties and functions of the abolished
0508 department of the state fire marshal and the abolished office of
0509 the state fire marshal in which the same were vested prior to the
0510 effective date of this act, except as otherwise provided in this act.
0511 Every act performed under the authority of the division of fire
0512 safety or the state fire marshal provided for by this act, respec-
0513 tively, shall be deemed to have the same force and effect as if
0514 performed by the abolished department of the state fire marshal
0515 or the abolished office of the state fire marshal, respectively, in
0516 which such functions were vested prior to the effective date of
0517 this act.

Transfer
designation
in statute
(dept.)

0518 (e) Whenever the department of the state fire marshal is
0519 referred to or designated by a statute, contract or other docu-
0520 ment, such reference or designation shall be deemed to apply to
0521 the division of fire safety established by this act.

Transfer
designation
in statute
(office)

0522 (f) Whenever the state fire marshal is referred to or desig-
0523 nated by law, contract or other document, such reference shall be
0524 deemed to apply to the state fire marshal provided for by this act.

Specifics
continued
in new
dept.

0525 (g) The division of fire safety and the office of the state fire
0526 marshal provided for by this act, respectively, shall be continua-
0527 tions of the abolished department of the state fire marshal and

0528 the abolished office of the state fire marshal.

0529 New Sec. 20. The secretary of public safety and law en-
0530 forcement shall appoint a chief attorney for the department of
0531 public safety and law enforcement, who shall serve at the plea-
0532 sure of the secretary. The chief attorney shall be in the unclas-
0533 sified service under the Kansas civil service act and shall receive
0534 an annual salary fixed by the secretary of public safety and law
0535 enforcement, with the approval of the governor. The secretary of
0536 public safety and law enforcement also may appoint additional
0537 attorneys for the department of public safety and law enforce-
0538 ment. Such additional attorneys shall be in the unclassified
0539 service under the Kansas civil service act, shall receive an annual
0540 salary fixed by the secretary of public safety and law enforce-
0541 ment, with the approval of the governor, and shall be subject to
0542 assignment and reassignment of duties within the department of
0543 public safety and law enforcement as may be determined by the
0544 chief attorney with the approval of the secretary.

Sec. of PS &
LE and to
appoint
attorneys

0545 New Sec. 21. (a) The secretary of public safety and law
0546 enforcement may organize the department of public safety and
0547 law enforcement in the manner the secretary deems most effi-
0548 cient, so long as the same is not in conflict with the provisions of
0549 this act or with provisions of law, and the secretary may establish
0550 policies governing the transaction of all business of the depart-
0551 ment and the administration of each of the divisions within the
0552 department. The chief administrative officer of each division of
0553 the department shall perform such duties and exercise such
0554 powers as the secretary of public safety and law enforcement
0555 may prescribe and such duties and powers as are prescribed by
0556 law. The chief administrative officers shall act for and exercise
0557 the powers of the secretary of public safety and law enforcement
0558 to the extent authority to do so is delegated by the secretary.

Powers of
Sec. of PS &
LE
&
Chief admin.
officers of
agency

0559 (b) Except as otherwise provided in this act, and subject to
0560 the Kansas civil service act, the chief administrative officer of
0561 each division of the department of public safety and law en-
0562 forcement shall appoint all subordinate officers and employees
0563 of the division, subject to the approval of the secretary, and all
0564 subordinate officers and employees shall be within the classified

Classification
of employees

0565 service under the Kansas civil service act. Personnel of each
 0566 division shall perform such duties and exercise such powers as
 0567 the chief administrative officer of the division may prescribe and
 0568 such duties and powers as are designated by law. Personnel of
 0569 each division shall act for and exercise the powers of the chief
 0570 administrative officer of their division to the extent authority to
 0571 do so is delegated by such administrative officer.

0572 New Sec. 22. The secretary of public safety and law en-
 0573 forcement may establish advisory boards, commissions or com-
 0574 mittees with the approval of the governor, and members of any
 0575 such board, commission or committee shall be appointed by the
 0576 secretary. Any advisory board, commission or committee so es-
 0577 tablished shall be within the department of public safety and law
 0578 enforcement as a part thereof. Such advisory boards, commis-
 0579 sions or committees shall consult with and advise the secretary,
 0580 the assistant secretary or secretaries, or the chief administrative
 0581 officer of any division designated by the secretary, with refer-
 0582 ence to the management, control and operation of any programs
 0583 under the jurisdiction of the department or with reference to any
 0584 law administered by the department or any division thereof.
 0585 Members of any advisory board, commission or committee es-
 0586 tablished under authority of this section attending meetings
 0587 thereof, or attending a subcommittee meeting thereof authorized
 0588 by such board, commission or committee, shall be paid amounts
 0589 provided in subsection (e) of K.S.A. 75-3223 and amendments
 0590 thereto. All vouchers for expenditures and all payrolls of each of
 0591 the advisory boards, commissions or committees shall be ap-
 0592 proved by the presiding officer thereof and the secretary of
 0593 public safety and law enforcement or a person or persons desig-
 0594 nated by the secretary.

0595 New Sec. 23. Except as otherwise provided in this act, on
 0596 July 1, 1984, officers and employees who, immediately prior to
 0597 such date, were engaged in the performance of powers, duties or
 0598 functions of any state agency or office which is abolished by this
 0599 act, or which becomes a part of the department of public safety
 0600 and law enforcement, or the powers, duties and functions of
 0601 which are transferred by this act, and who, in the opinion of the

Details of Dept. personnel

A authority of Sec. of PS & LE to appoint adv. bds, commissions & committee

Reimbursement of above

Transfer employees of abolished agencies w/ approval of Sec.

0602 secretary of public safety and law enforcement, are necessary to
 0603 perform the powers, duties and functions of the department of
 0604 public safety and law enforcement, shall be transferred to, and
 0605 shall become officers and employees of the department. Any
 0606 such officer or employee shall retain all retirement benefits and
 0607 all rights of civil service which had accrued to or vested in the
 0608 officer or employee prior to July 1, 1984. The service of each
 0609 officer and employee so transferred shall be deemed to have
 0610 been continuous. All transfers and any abolition of personnel
 0611 positions in the classified service under the Kansas civil service
 0612 act shall be in accordance with civil service laws and any rules
 0613 and regulations adopted thereunder.

0614 New Sec. 24. When any conflict arises as to the disposition
 0615 of any power, function or duty or the unexpended balance of any
 0616 appropriation as a result of any abolition, transfer, attachment or
 0617 change made by or under authority of this act, the conflict shall
 0618 be resolved by the governor and the resolution of the conflict
 0619 pursuant to this section shall be final.

0620 New Sec. 25. Except as otherwise provided in this act, the
 0621 secretary of public safety and law enforcement shall have the
 0622 legal custody of all records, memoranda, writings, entries, prints,
 0623 representations or combinations thereof of any act, transaction,
 0624 occurrence or event of the department of public safety and law
 0625 enforcement and any agency or office abolished or transferred
 0626 thereto under this act.

0627 New Sec. 26. (a) No suit, action or other proceeding, judicial
 0628 or administrative, lawfully commenced, or which could have
 0629 been commenced, by or against any state agency mentioned in
 0630 this act, or by or against any officer of the state in the officer's
 0631 official capacity or in relation to the discharge of the officer's
 0632 official duties, shall abate by reason of the governmental reorga-
 0633 nization effected under the provisions of this act. The court may
 0634 allow any suit, action or other proceeding to be maintained by or
 0635 against the successor of any state agency or officer affected.

0636 (b) No criminal action commenced or which could have been
 0637 commenced by the state shall abate by the taking effect of this
 0638 act.

Transferred Employees retain retirement benefits

Subject to civil service laws

Governor has final authority

Gives new Secretary legal custody over his records & those of abolished agencies

Legal proceedings against abolished agencies & transfers

same as (a.) but criminal actions

1985 reports to legis. & Gov.

0639 New Sec. 27. Prior to the convening of the 1985 session of the legislature, the secretary of public safety and law enforcement shall submit a written report to the governor and to the legislature, containing specific recommendations for possible consolidation or transfer of powers, duties or functions within the department of public safety and law enforcement.

Secs. in Saline Co.

0645 New Sec. 28. The secretary of public safety and law enforcement and the department of public safety and law enforcement shall have offices and facilities in Saline county and such other locations throughout the state as are necessary.

Seal of Sec.

0649 New Sec. 29. The secretary of public safety and law enforcement shall keep a seal which shall be surrounded by the words "Secretary, Department of Public Safety and Law Enforcement of Kansas" which shall be of such diameter and with such device as the governor and the secretary of public safety and law enforcement may prescribe, an impression of which shall be filed in the office of secretary of state.

Funding of abolished agencies transferred

0656 New Sec. 30. (a) On July 1, 1984, the balance of all funds appropriated and reappropriated to any of the state agencies abolished or transferred to and made a part of the department of public safety and law enforcement by this act is hereby transferred to the department of public safety and law enforcement and shall be used only for the purposes for which the appropriation was originally made.

Dept. assumes payroll employ. July 1

0663 (b) On July 1, 1984, liability for all accrued compensation or salaries of officers and employees who, immediately prior to such date, were engaged in the performance of powers, duties or functions of any state agency or office abolished by this act, or which becomes a part of the department of public safety and law enforcement established by this act, shall be assumed and paid by the department of public safety and law enforcement established by this act.

Authority of Sec. to accept grants & gifts

0671 New Sec. 31. (a) Whenever any moneys are granted or given by any person, firm, corporation or association, or by the United States or any department, instrumentality or agency thereof, to the department of public safety and law enforcement or to the office of the secretary of public safety and law enforcement,

0676 which moneys are granted or given for a specific use or purpose, the secretary of public safety and law enforcement, on behalf of the office of the secretary, the department of public safety and law enforcement or the state, may accept or reject any such grant or gift and may enter into contracts or agreements necessary or expedient to the acceptance, management or accountability of such grant or gift. Any grant or gift so accepted and the program therefor shall be known as a special project.

0684 (b) The secretary of public safety and law enforcement shall remit all moneys received by or for the secretary for any special project to the state treasurer at least monthly. Upon receipt of any such remittance, the state treasurer shall deposit the entire amount thereof in the state treasury. The entire amount of the deposit shall be credited to the public safety and law enforcement special projects fund, which fund is hereby created. All expenditures from the fund shall be made in accordance with appropriation acts and any applicable contract or agreement upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the secretary, or by a person or persons designated by the secretary.

0696 (c) The secretary of public safety and law enforcement may employ personnel as may be necessary in the judgment of the secretary, to effect any special project. All persons employed for any special project, including the director of each special project, which special project shall have a noncontingent and nonrenewable duration of less than 300 consecutive calendar days, shall be in the unclassified service of the Kansas civil service act and shall receive salaries fixed by the secretary, with the approval of the governor. All persons employed for any other special project, or where conditions of the grant, contract, agreement or gift so stipulate, shall be in the classified service of the Kansas civil service act.

0708 Sec. 32. K.S.A. 1983 Supp. 41-102 is hereby amended to read as follows: 41-102. As used in this act, unless the context clearly requires otherwise:

0711 (a) "Alcohol" means the product of distillation of any fermented liquid, whether rectified or diluted, whatever its origin,

Remission of monies received by dept. to state treasurer

See such. to employ personnel for special projects

0009 and includes synthetic ethyl alcohol but does not include dena-
0010 tured alcohol or wood alcohol.

0011 (b) "Alcoholic liquor" means alcohol, spirits, wine, beer and
0012 every liquid or solid, patented or not, containing alcohol, spirits,
0013 wine or beer and capable of being consumed as a beverage by a
0014 human being, but shall not include any beer or cereal malt
0015 beverage containing not more than 3.2% alcohol by weight.

0016 (c) "Beer," when its meaning is not enlarged, modified, or
0017 limited by other words, means a beverage, containing more than
0018 3.2% alcohol by weight, obtained by alcoholic fermentation of an
0019 infusion or concoction of barley, or other grain, malt and hops in
0020 water and includes beer, ale, stout, lager beer, porter and similar
0021 beverages having such alcoholic content.

0022 (d) "Board" means the state alcoholic beverage control board
0023 of review created by this act.

0024 (e) "Director" means the director of alcoholic beverage con-
0025 trol of the department of ~~revenue~~ *public safety and law en-*
0026 *forcement.*

0027 (f) "Distributor" means the person importing or causing to be
0028 imported into the state, or purchasing or causing to be purchased
0029 within the state, alcoholic liquor for sale or resale to retailers
0030 licensed under this act.

0031 (g) "Domestic table wine" means wine which contains not
0032 more than 14% alcohol by volume and which is manufactured
0033 without rectification or fortification from agricultural products
0034 grown in this state.

0035 (h) "Farm winery" means a winery licensed by the director
0036 to manufacture, store and sell domestic table wine.

0037 (i) "Manufacture" means to distill, rectify, ferment, brew,
0038 make, mix, concoct, process, blend, bottle or fill an original
0039 package with any alcoholic liquor, or with beer regardless of its
0040 alcoholic content, and includes blending.

0041 (j) (1) "Manufacturer" means every brewer, fermenter, dis-
0042 tiller, rectifier, wine maker, blender, processor, bottler or person
0043 who fills or refills an original package and others engaged in
0044 brewing, fermenting, distilling, rectifying or bottling alcoholic
0045 liquors or beer regardless of its alcoholic content.

*Transfer
Dir. of P.S.
to Dept. of
PS & LE*

0046 (2) "Manufacturer" does not include a farm winery.

0047 (k) "Minor" means any person under 21 years of age.

0048 (l) "Nonbeverage user" means any manufacturer of any of the
0049 products set forth and described in K.S.A. 41-501 and amend-
0050 ments thereto, when the products contain alcohol or wine, and
0051 all laboratories using alcohol for nonbeverage purposes.

0052 (m) "Original package" means any bottle, flask, jug, can,
0053 cask, barrel, keg, hogshead or other receptacle or container
0054 whatsoever, used, corked or capped, sealed and labeled by the
0055 manufacturer of alcoholic liquor, to contain and to convey any
0056 alcoholic liquor.

0057 (n) "Person" means any natural person, corporation, partner-
0058 ship or association.

0059 (o) "Primary American source of supply" means the manu-
0060 facturer, the owner of alcoholic liquor at the time it becomes a
0061 marketable product or the manufacturer's or owner's exclusive
0062 agent who, if the alcoholic liquor cannot be secured directly from
0063 such manufacturer or owner by American wholesalers, is the
0064 source closest to such manufacturer or owner in the channel of
0065 commerce from which the product can be secured by American
0066 wholesalers.

0067 (p) (1) "Retailer" means a person who sells at retail, or offers
0068 for sale at retail, alcoholic liquors.

0069 (2) "Retailer" does not include a farm winery.

0070 (q) "Sale" means any transfer, exchange or barter in any
0071 manner or by any means whatsoever for a consideration and
0072 includes all sales made by any person, whether principal, pro-
0073 prietor, agent, servant or employee.

0074 (r) (1) "Sell at retail" and "sale at retail" refer to and mean
0075 sales for use or consumption and not for resale in any form and
0076 sales to clubs licensed pursuant to article 26 of chapter 41 of the
0077 Kansas Statutes Annotated.

0078 (2) "Sell at retail" and "sale at retail" do not refer to or mean
0079 sales by a farm winery or by a club licensed pursuant to article 26
0080 of chapter 41 of the Kansas Statutes Annotated.

0081 (s) "To sell" includes to solicit or receive an order for, to
0082 keep or expose for sale and to keep with intent to sell.

*Current
Law*

current law

0083 (t) "Spirits" means any beverage which contains alcohol ob-
 0084 tained by distillation, mixed with water or other substance in
 0085 solution, and includes brandy, rum, whiskey, gin or other spiri-
 0086 tuous liquors, and such liquors when rectified, blended or oth-
 0087 erwise mixed with alcohol or other substances.
 0088 (u) "Wine" means any alcoholic beverage obtained by the
 0089 normal alcoholic fermentation of the juice of sound, ripe grapes,
 0090 fruits, berries or other agricultural products, including such
 0091 beverages containing added alcohol or spirits or containing sugar
 0092 added for the purpose of correcting natural deficiencies.

Transfer appointment of Dir. of ABC to Sec. PS&LE

0093 Sec. 33. K.S.A. 41-201 is hereby amended to read as follows:
 0094 41-201. The director of alcoholic beverage control and such
 0095 agents and employees of the director as shall be designated by
 0096 the director, with the approval of the secretary of ~~revenue public~~
 0097 ~~safety and law enforcement~~, are hereby vested with the power
 0098 and authority of ~~peace law enforcement~~ and police officers, in
 0099 the execution of the duties imposed upon the director of alco-
 0100 holic beverage control by this act and in enforcing the provisions
 0101 of this act.

Abolishes asst. AG for ABC (New Sec. now has auth. to appoint attorneys)

0102 The attorney general shall appoint, with the approval of the
 0103 secretary of revenue, an assistant attorney general who shall be
 0104 the attorney for the director of alcoholic beverage control and the
 0105 division of alcoholic beverage control, and who shall receive an
 0106 annual salary fixed by the attorney general with the approval of
 0107 the director of alcoholic beverage control and the state finance
 0108 council.

located Dir. of ABC in Saline Co. require act. to estab. branch offices

0109 Sec. 34. K.S.A. 41-202 is hereby amended to read as follows:
 0110 41-202. The office of the director of alcoholic beverage control
 0111 shall be in ~~Topeka~~ Saline county, but the director may, with the
 0112 approval of the secretary of ~~revenue public safety and law~~
 0113 ~~enforcement~~, establish and maintain branch offices at other
 0114 places other than the seat of government in the state.

clear up

0115 Sec. 35. K.S.A. 1983 Supp. 41-203 is hereby amended to read
 0116 as follows: 41-203. (a) There is hereby created a state alcoholic
 0117 beverage control board of review which shall consist of three
 0118 members who shall be appointed by the governor. Persons
 0119 appointed to the board on or after July 1, 1982, shall be ap-

0120 pointed, subject to confirmation by the senate as provided in
 0121 K.S.A. ~~1982~~ 1983 Supp. 75-4315b. The governor shall designate
 0122 the chairperson of the board. The members of the board shall
 0123 hold their respective offices for terms of four years. Any vacancy
 0124 on the board shall be filled by appointment by the governor for
 0125 the unexpired term.

current law

0126 (b) All members of the board shall be selected from among
 0127 the members of the two political parties casting the highest and
 0128 second highest number of votes respectively for secretary of state
 0129 at the general election in 1948, but not more than two members
 0130 of the board shall be members of either one of such political
 0131 parties. No two members of the board shall be residents of the
 0132 same congressional district. No person shall be appointed to the
 0133 board, or continue to hold that office after appointment, while
 0134 holding any other office or position under any laws of this state,
 0135 any other state or the United States. Any member of the board
 0136 may be removed by the governor, after an opportunity to be
 0137 heard, for malfeasance, misfeasance or neglect in office.

Moves meetings of Bd. to Saline Co.

0138 (c) Members of the state alcoholic beverage control board of
 0139 review attending meetings of the board, or attending a subcom-
 0140 mittee meeting thereof authorized by the board, shall be paid
 0141 compensation, subsistence allowances, mileage and other ex-
 0142 penses as provided in K.S.A. 75-3223 and amendments thereto.

0143 (d) The board shall hold regular monthly meetings and such
 0144 other meetings as the chairperson determines advisable. The
 0145 director of alcoholic beverage control may call the board into
 0146 special session whenever the director determines it necessary.
 0147 All regular monthly meetings shall be held in the regular office
 0148 of the director of alcoholic beverage control established and
 0149 maintained at ~~Topeka, Kansas~~ in Saline county.

Places approval of Bel's staff w/ Sec. of PS&LE

0150 (e) The board shall have such powers and duties as pre-
 0151 scribed in this act. The board shall appoint and fix the compen-
 0152 sation of a secretary, subject to the approval of the secretary of
 0153 ~~revenue public safety and law enforcement~~. The secretary shall
 0154 keep a record of all proceedings, transactions, communications
 0155 and official acts of the board, shall be custodian of all records of
 0156 the board and shall perform such other duties as the board

0157 prescribes.

Transfers for Dept. of Rev.

0158 (f) The compensation and expenses of the members of the
0159 board and of the secretary shall be paid in the same manner as
0160 other employees of the department of ~~revenue public safety and~~
0161 ~~law enforcement.~~

Current Law

0162 (g) The director of alcoholic beverage control may assign any
0163 agent or employees of the division of alcoholic beverage control
0164 to assist the board in any of its work.

Transfers R+R adoption to Sec of PS&LE

0165 Sec. 36. K.S.A. 41-210 is hereby amended to read as follows:
0166 41-210. The secretary of ~~revenue public safety and law enforce-~~
0167 ~~ment~~ shall adopt rules and regulations as shall be necessary to
0168 carry out the intent and purposes of this act. All such rules and
0169 regulations shall have the prior approval of the state alcoholic
0170 beverage control board of review, which approval shall be given
0171 only after the public hearing ~~thereon~~, required by law has been
0172 held. ~~Provided, That every such rule or regulation which applies~~
0173 ~~to or affects. All such rules and regulations which apply to or~~
0174 ~~affect a retail licensee shall be mailed to each and every holder~~
0175 ~~of a retailer's license.~~

Clean-up

0176 The failure to mail any such ~~rule or regulation~~ rules and
0177 ~~regulations~~ to any retailer or the failure of any retailer to receive
0178 any such ~~rule or regulation~~ rules and regulations so mailed shall
0179 not invalidate any such ~~rule or regulation~~ rules and regulations.
0180 It is intended by this act, that the director of alcoholic beverage
0181 control shall be clothed with broad discretionary powers to
0182 govern the traffic in alcoholic liquors, and to enforce strictly all
0183 the provisions of this act in the interest of sanitation, purity of
0184 products, truthful representation and honest dealings in such
0185 manner as generally will promote the public health and welfare.
0186 All valid rules and regulations adopted under the provisions of
0187 this act shall be absolutely binding upon all licensees and
0188 enforceable by the director of alcoholic beverage control through
0189 the power of suspension or cancellation of licenses.

Changes Director of ABC's Office Saline Co.

0190 Sec. 37. K.S.A. 41-504 is hereby amended to read as follows:
0191 41-504. The director may keep at ~~his office at Topeka, Kan., the~~
0192 ~~office of the director in Saline county~~ and at any other place he
0193 the director may designate, a supply of stamps to be sold to any

0194 manufacturer or distributor or to a sheriff to be placed on the
0195 original packages of confiscated alcoholic liquor which ~~he the~~
0196 ~~sheriff~~ has been authorized by a court to sell. The stamps shall
0197 be sold for the face amount thereof. All stamps sold by the
0198 director may, ~~if so determined by the director,~~ be canceled by
0199 ~~him~~ at the time of delivery to the purchaser. The cancellation
0200 may be effected by a stamp or other device, adopted by the
0201 director for that purpose, which shall show thereon that it is a
0202 cancellation stamp.

0203 Sec. 38. K.S.A. 41-2701 is hereby amended to read as fol-
0204 lows: 41-2701. As used in this act ~~unless the context otherwise~~
0205 ~~requires:~~

Clean-up

0206 (a) "Cereal malt beverage" means any fermented but undis-
0207 tilled liquor brewed or made from malt or from a mixture of malt
0208 or malt substitute, but does not include any such liquor which is
0209 more than ~~three and two-tenths percent (3.2%)~~ 3.2% alcohol by
0210 weight.

Transfers directory ABC to Dept. PS&LE

0211 (b) "Director" means the director of alcoholic beverage con-
0212 trol of the department of ~~revenue public safety and law en-~~
0213 ~~forcement.~~

0214 (c) "Person" means any individual, firm, partnership, corpo-
0215 ration or association.

Clean-up

0216 (d) "Retailer" means any person who sells or offers for sale
0217 any cereal malt beverage for use or consumption and not for
0218 resale in any form.

0219 (e) "Place of business" ~~shall mean means~~ any place at which
0220 cereal malt beverages are sold.

0221 (f) "Wholesaler or distributor" ~~shall mean means~~ individuals,
0222 firms, copartnerships, corporations and associations which sell or
0223 offer for sale any beverage referred to in this act, to persons,
0224 copartnerships, corporations and associations authorized by this
0225 act to sell cereal malt beverages at retail.

Removes appointment of atty from Dept. of Rev

0226 Sec. 39. K.S.A. 75-5121 is hereby amended to read as fol-
0227 lows: 75-5121. The secretary of revenue may appoint attorneys
0228 for the department of revenue and its divisions and officers;
0229 ~~except attorneys for the state board of tax appeals and the~~
0230 ~~division and director of alcoholic beverage control.~~ All attorneys

0231 appointed under this section shall be subject to assignment and
0232 reassignment of duty within the department of revenue as may
0233 be determined by the attorney designated by the secretary of
0234 revenue as chief attorney of the department of revenue. All
0235 attorneys appointed hereunder shall be in the unclassified ser-
0236 vice and shall receive annual salaries fixed by the secretary of
0237 revenue and approved by the state finance council governor.

0238 Sec. 40. K.S.A. 74-2105 is hereby amended to read as fol-
0239 lows: 74-2105. (a) The principal function of the Kansas highway
0240 patrol shall be enforcement of the traffic and other laws of this
0241 state relating to highways, vehicles and drivers of vehicles. The
0242 superintendent and members of the highway patrol in perform-
0243 ing their duties under this act shall wear badges and uniforms of
0244 office. The superintendent may designate not to exceed ten (10)
0245 10 members to perform security duties for public officials, and
0246 such members may serve without uniform and without open
0247 display of badges.

0248 (b) In addition to the duties otherwise prescribed by law, the
0249 superintendent of the highway patrol shall supervise and man-
0250 age the capitol area security patrol. In the supervision and
0251 management of the duties of the capitol area security patrol in
0252 and around the state capitol building the superintendent of the
0253 highway patrol shall advise with the legislative coordinating
0254 council.

0255 Sec. 41. K.S.A. 74-2112 is hereby amended to read as fol-
0256 lows: 74-2112. The secretary of transportation public safety and
0257 law enforcement shall furnish suitable offices for the highway
0258 patrol in its the general office building at Topeka of the depart-
0259 ment of public safety and law enforcement in Saline county.
0260 The superintendent, with the approval of the secretary of public
0261 safety and law enforcement, shall create districts as needed for
0262 highway patrol purposes. The headquarters in each district shall
0263 be located at some place in the district where office facilities can
0264 be furnished said district highway patrol members, and wher-
0265 ever possible, in the facilities of the department of transportation
0266 public safety and law enforcement.

0267 Sec. 42. K.S.A. 1983 Supp. 74-2113 is hereby amended to

0268 read as follows: 74-2113. (a) There is hereby created a Kansas
0269 highway patrol. The Kansas highway patrol shall consist of: (1) A
0270 superintendent, who shall have the rank of colonel and who shall
0271 have special training and qualifications for such position; (2) an
0272 assistant superintendent, who shall have the rank of lieutenant
0273 colonel; and (3) officers and troopers who are appointed in
0274 accordance with appropriation acts and as provided in this sec-
0275 tion. The superintendent shall be within the unclassified service
0276 under the Kansas civil service act. If a person appointed as
0277 superintendent is a member of the highway patrol when ap-
0278 pointed, such person, upon termination of the term position as
0279 superintendent, shall be returned to a rank not lower than the
0280 rank such person held when appointed as superintendent. If
0281 such rank is filled at that time, a temporary additional position
0282 shall be created in such rank until a vacancy occurs in such rank.
0283 The assistant superintendent and all other officers, troopers and
0284 employees of the highway patrol shall be appointed by the
0285 superintendent with the approval of the secretary of public
0286 safety and law enforcement and shall be within the classified
0287 service under the Kansas state civil service act.

0288 (b) The superintendent of the patrol shall be appointed by
0289 the governor, subject to confirmation by the senate as provided
0290 in K.S.A. 1982 Supp. 75-4315b, and shall receive an annual salary
0291 fixed by the governor.

0292 (c) All other members of the patrol shall be appointed by the
0293 superintendent in accordance with appropriation acts and with
0294 the Kansas civil service act. No person shall be appointed as an
0295 officer of the highway patrol, other than the superintendent,
0296 unless the person has had at least five years of service in the
0297 patrol as an officer or trooper. No person shall be appointed as a
0298 trooper unless the person is a citizen of the United States, is at
0299 least 22 years of age and not over 35 years of age at the time of
0300 such person's appointment, is of good physical health as certified
0301 by an examining physician appointed by the superintendent, is
0302 of good moral character and has no criminal record.

0303 (d) (c) No member of the highway patrol shall hold any other
0304 elective or appointive commission or office, except in the Kansas

This will be done in Dept. office of Dir. PS & LE

Moves HP offices to Saline

Give Sec. PS & LE auth. to appoint HPTroopers, etc.

Will be appointed by Sec. PS & LE

Sec. PS & LE now has auth. to appoint

Clean-up

0305 national guard or in the organized reserve of the United States
0306 army, air force or navy, or accept any other employment while a
0307 member of the highway patrol. No member of the highway patrol
0308 shall accept any compensation, reward or gift other than the
0309 member's regular salary and expenses as provided by this act
0310 except with the written permission of the superintendent.

Clean-up

0311 (e) (d) No member of the highway patrol, including the su-
0312 perintendent, shall in any way be active or participate in any
0313 political contest in any primary, general or special election or
0314 participate in politics, except to cast such member's ballot. For
0315 any violation of this provision, the offender shall be summarily
0316 removed by the superintendent from the highway patrol.

Sec. of PS & LE has this covered.

0317 Sec. 43. K.S.A. 1983 Supp. 74-2114 is hereby amended to
0318 read as follows: 74-2114. (a) ~~The personnel of the Kansas high-~~
0319 ~~way patrol shall be paid compensation for their services as~~
0320 ~~determined by the superintendent in accordance with provisions~~
0321 ~~of applicable laws, rules, and regulations.~~ Military service of any
0322 member of the Kansas highway patrol who leaves or has left the
0323 patrol for the purpose of serving in any branch of the armed
0324 forces of the United States, during any war or national emer-
0325 gency and who returns to the highway patrol within 60 days after
0326 release therefrom, shall be considered as service with the high-
0327 way patrol for the purpose of calculating any longevity pay
0328 increase. The governor shall determine when a national emer-
0329 gency exists or has existed.

Gives Sec of PS & LE and our superintendent of HP

0330 (b) The salary of each member of the Kansas highway patrol
0331 shall be fixed by the superintendent in accordance with the
0332 Kansas civil service act. All members of the highway patrol shall
0333 receive their actual and necessary traveling expenses and all
0334 salaries shall be paid monthly. The Kansas highway patrol su-
0335 perintendent shall hold office at the pleasure of the governor
0336 secretary of public safety and law enforcement. The personnel
0337 of the Kansas highway patrol other than the superintendent shall
0338 serve upon first appointment for a probationary period of one
0339 year. The superintendent, with the approval of the secretary of
0340 public safety and law enforcement, is authorized to assign any
0341 major, captain, lieutenant, sergeant or trooper for duty other than

0342 the place to which presently assigned and shall pay necessary
0343 moving expense from moneys appropriated for the Kansas high-
0344 way patrol from the state general fund and available therefor.

0345 Sec. 44. K.S.A. 74-2115 is hereby amended to read as fol-
0346 lows: 74-2115. The superintendent shall employ, ~~in accordance~~
0347 ~~with appropriation acts and the provisions of the civil service law~~
0348 ~~with the approval of the secretary of public safety and law~~
0349 ~~enforcement,~~ such employees as may be required to administer
0350 properly the provisions of this act.

Same as (b)

0351 Sec. 45. K.S.A. 1983 Supp. 74-2116 is hereby amended to
0352 read as follows: 74-2116. All salaries and expenses of members of
0353 the Kansas highway patrol and all expenditure for vehicles,
0354 equipment, uniforms, arms, ammunition supplies and clerical
0355 personnel and all other expenses for the operation and mainte-
0356 nance of the highway patrol shall be paid monthly and shall be
0357 paid from moneys appropriated to the department of public
0358 safety and law enforcement for the Kansas highway patrol, and
0359 available therefor, upon vouchers approved by the superintend-
0360 ent of the Kansas highway patrol or a person designated by the
0361 superintendent.

Places funding for HP in new Dept.

0362 Sec. 46. K.S.A. 74-2117 is hereby amended to read as fol-
0363 lows: 74-2117. The superintendent of the state highway patrol
0364 for and on behalf of ~~said the~~ highway patrol is authorized and
0365 empowered, with the approval of the secretary of public safety
0366 and law enforcement, to enter into any and all necessary agree-
0367 ments with any federal department or federal agency and to do
0368 and perform all acts required of ~~said the~~ highway patrol to obtain
0369 all benefits under the terms and provisions of any federal legis-
0370 lation. All moneys received by the state highway patrol pursuant
0371 to any agreement entered into in accordance with the provisions
0372 of this act shall be paid into the state treasury and the state
0373 treasurer shall credit the same to the state highway patrol federal
0374 fund, which fund is hereby created, and ~~said the~~ fund shall be
0375 used for the purposes for which the moneys were granted.

Places Superintendent of HP federal agreements under Sec. PS & LE

0376 Sec. 47. K.S.A. 1983 Supp. 74-2124 is hereby amended to
0377 read as follows: 74-2124. (a) Notwithstanding the provisions of
0378 K.S.A. 1982 Supp. 75-3739 and amendments thereto, the super-

Places sale of HP vehicles under Sec. PS & LE

0379 intendent of the Kansas highway patrol may negotiate the sale of
0380 retired highway patrol vehicles to political subdivisions of this
0381 state under such terms and conditions as may be approved by the
0382 superintendent secretary of public safety and law enforcement.
0383 (b) All other sales of highway patrol vehicles shall be in
0384 accordance with the provisions of K.S.A. 1982 Supp. 75-3739 and
0385 amendments thereto.

Transfers HP Sale proceeds to GF

0386 (c) The proceeds from all sales of highway patrol vehicles
0387 shall be deposited in the state treasury and credited to the state
0388 highway patrol general fund.

Places HP funding in Dept. PS & LE

0389 Sec. 48. K.S.A. 1983 Supp. 74-2125 is hereby amended to
0390 read as follows: 74-2125. On July 1, 1984, the director of accounts
0391 and reports shall transfer all moneys in the Kansas highway
0392 patrol fund to the state general fund. After such transfer, the
0393 Kansas highway patrol fund is hereby abolished. After June 30,
0394 1984, all liabilities of the Kansas highway patrol fund are hereby
0395 imposed on the Kansas highway patrol and may be paid in the
0396 manner provided by law from moneys appropriated to the de-
0397 partment of public safety and law enforcement for the Kansas
0398 highway patrol from the state general fund and available there-
0399 for, subject to the provisions of appropriations acts.

Clean-up

0400 Sec. 49. K.S.A. 1983 Supp. 74-5601 is hereby amended to
0401 read as follows: 74-5601. The provisions of ~~K.S.A. 74-5601 to~~
0402 ~~74-5611, inclusive, and amendments thereto, K.S.A. 1983 Supp.~~
0403 ~~74-5604a, 74-5607a, 74-5609a, 74-5611a, 74-5616 and 74-5617 the~~
0404 ~~statutory sections which constitute article 56 of chapter 74 of~~
0405 ~~Kansas Statutes Annotated shall be known and may be cited as~~
0406 ~~the Kansas law enforcement training act.~~

Transfers Law enf. training from KU

0407 Sec. 50. K.S.A. 1983 Supp. 74-5602 is hereby amended to
0408 read as follows: 74-5602. As used in the Kansas law enforcement
0409 training act, unless the context otherwise requires:
0410 (a) "Training center" means the law enforcement training
0411 center within the division of continuing education of the uni-
0412 versity of Kansas, created by K.S.A. 74-5603 and amendments
0413 thereto law enforcement training of the department of public
0414 safety and law enforcement.

0415 (b) "Secretary" means the secretary of public safety and law

0416 enforcement.

0417 (b) (c) "Commission" means the Kansas law enforcement
0418 training commission, created by K.S.A. 74-5606 and amendments
0419 thereto.

0420 (e) (d) "Director" means the dean of the division of continu-
0421 ing education of the university of Kansas director of law en-
0422 forcement training.

0423 (d) (e) "Associate director," as such position is created in
0424 K.S.A. 74-5603, and amendments thereto, "director" means the
0425 associate director of the division of continuing education of the
0426 university of Kansas law enforcement training who shall serve as
0427 the director of police training at the law enforcement training
0428 center.

0429 (e) (f) "Police officer" or "law enforcement officer" means a
0430 full-time or part-time salaried officer or employee of the state, a
0431 county or a city, whose duties include the prevention or detec-
0432 tion of crime and the enforcement of the criminal or traffic laws
0433 of this state or of any municipality thereof. Such terms shall
0434 include, but not be limited to, the sheriff, undersheriff and
0435 full-time or part-time salaried deputies in the sheriff's office in
0436 each county; game protectors in the employ of the fish and game
0437 commission; park rangers under the jurisdiction of the park and
0438 resources authority; campus policemen at all state colleges and
0439 universities; law enforcement agents of the director of alcoholic
0440 beverage control; deputies and assistants of the state fire marshal
0441 having law enforcement authority; capitol area security guards;
0442 existing under the authority of K.S.A. 75-4503 and amendments
0443 thereto; and railroad policemen appointed pursuant to K.S.A.
0444 66-524, and amendments thereto. Such term shall not include
0445 any elected official, other than a sheriff, serving in the capacity of
0446 a law enforcement or police officer solely by virtue of such
0447 official's elected position; any attorney-at-law having responsi-
0448 bility for law enforcement and discharging such responsibility
0449 solely in the capacity of an attorney; any employee of the secre-
0450 tary of corrections or the secretary of social and rehabilitation
0451 services; or any deputy game protector provided for in K.S.A.
0452 74-3302 and amendments thereto. Such term shall include any

Creates Director of LETraining

Creates Assoc. Dir. of LETraining

Clean-up

0453 officer appointed or elected on a provisional basis.
 0454 (f) (g) "Full time" means employment requiring at least
 0455 1,000 hours of work per year.
 0456 (g) (h) "Part time" means employment on a regular schedule
 0457 or employment which requires a minimum number of hours each
 0458 payroll period, but in any case requiring less than 1,000 hours of
 0459 work per year.

Current law

0460 Sec. 51. K.S.A. 1983 Supp. 74-5603 is hereby amended to
 0461 read as follows: 74-5603. (a) ~~There is hereby created within the~~
 0462 ~~division of continuing education of the university of Kansas a~~
 0463 ~~The law enforcement training center, to shall be located at the~~
 0464 ~~former site of the U. S. naval air station in Reno force base in~~
 0465 ~~Saline county. The purpose and function of such the training~~
 0466 ~~center shall be the promotion and development of improved law~~
 0467 ~~enforcement personnel and procedures throughout the state, and~~
 0468 ~~the training center shall offer to qualified applicants, as defined~~
 0469 ~~in K.S.A. 74-5605 and amendments thereto, such programs and~~
 0470 ~~courses of instruction designed to fulfill this end.~~

Located at LETA in Saline Co. at Schilling

0471 (b) The director shall be responsible for the administration of
 0472 the training center and for the operation of the programs there-
 0473 under. The director shall be responsible for determining the
 0474 curriculum of the program, subject to such changes and modifi-
 0475 cation as are directed by the *secretary upon recommendation of*
 0476 *the law enforcement training commission. In consultation with*
 0477 *the director, the law enforcement training commission may pre-*
 0478 *scribe a code of conduct applicable to all trainees. Upon consul-*
 0479 *tation with and approval of the law enforcement training com-*
 0480 *mission and upon approval of the secretary, the director is*
 0481 *authorized to adopt such rules and regulations as are necessary*
 0482 *for the effective operation of the law enforcement training pro-*
 0483 *gram.*

Give Sec. LEPS with over program

0484 (c) The director, upon consultation with ~~and the approval of~~
 0485 ~~the commission and upon approval of the secretary, shall ap-~~
 0486 ~~point an associate director of the division of continuing educa-~~
 0487 ~~tion law enforcement training who shall exclusively serve the~~
 0488 ~~training center in the capacity of director of police training. With~~
 0489 ~~the approval of the secretary, the director shall also appoint such~~

Give Sec. LEPS with over director LETA

0490 additional personnel as is deemed necessary to carry out the law
 0491 enforcement training programs of the training center, and such
 0492 personnel, whether administrative, instructional or research,
 0493 shall be in the unclassified service under the Kansas civil service
 0494 act.

0495 Sec. 52. K.S.A. 1983 Supp. 74-5604a is hereby amended to
 0496 read as follows: 74-5604a. (a) The associate director shall es-
 0497 tablish a program for periodically extending the law enforcement
 0498 training and instruction of the training center throughout the
 0499 state on a regional basis. The associate director also shall certify
 0500 annually the training schools of state and local law enforcement
 0501 agencies providing a course of law enforcement training for
 0502 full-time police officers or law enforcement officers of not less
 0503 than 320 hours of instruction, and whose training programs also
 0504 satisfy the qualifications and standards promulgated by the as-
 0505 sociate director after approval of *the secretary upon recommen-*
 0506 *dation of the commission. The associate director shall establish a*
 0507 *course in basic law enforcement training of 80 hours for part-time*
 0508 *police officers or law enforcement officers, recommended by the*
 0509 *commission and approved by the commission secretary, to be*
 0510 *provided at the training center and certified state and local law*
 0511 *enforcement training schools. In addition, on or after November*
 0512 *20 of each election year and prior to January 1 of the next*
 0513 *succeeding year, and at such other times as the associate director*
 0514 *deems necessary, the associate director shall commence a train-*
 0515 *ing course for persons elected to the office of sheriff at the*
 0516 *preceding general election and for undersheriffs and deputy*
 0517 *sheriffs.*

Give Sec. LE & PS final with. by assoc. dir. of LE training + Commission

0518 (b) The associate director shall conduct a pretraining evalua-
 0519 tion of applicants for admission to the course for law enforcement
 0520 officers conducted by the training center or to any certified state
 0521 or local law enforcement training school to assure that each
 0522 applicant is qualified to serve as a law enforcement officer. The
 0523 associate director shall adopt minimum standards, which shall
 0524 receive prior approval by *the secretary upon recommendation of*
 0525 *the commission, to be considered in the pretraining evaluation.*
 0526 The associate director shall advise the city, county or state

same as (a)

0527 agency authorizing the applicant to attend the training center or
0528 certified state or local law enforcement training school of the
0529 results of the pretraining evaluation. The associate director, with
0530 approval of *the secretary after consultation with the commis-*
0531 *sion*, may reject an applicant to the training center who does not
0532 meet the minimum pretraining standards.

0533 Sec. 53. K.S.A. 1983 Supp. 74-5605 is hereby amended to
0534 read as follows: 74-5605. Every applicant for admission to a
0535 course for police officers or law enforcement officers conducted
0536 by the training center shall be ~~an employee of a state, county or~~
0537 ~~city law enforcement agency or a railroad policeman appointed~~
0538 ~~pursuant to K.S.A. 66-524 and amendments thereto a police~~
0539 ~~officer or law enforcement officer.~~ Prior to admission to a course
0540 conducted at the training center or at a certified state or local law
0541 enforcement agency, the applicant shall furnish to the associate
0542 director a statement from the applicant's department head cer-
0543 tifying that the applicant's fulfillment of the following require-
0544 ments. The applicant:

- 0545 (a) Is a United States citizen;
- 0546 (b) has been fingerprinted and a search of local, state and
0547 national fingerprint files has been made to determine whether
0548 the applicant has a criminal record;
- 0549 (c) has not been convicted, ~~and does not have an expunged~~
0550 ~~conviction~~, by any state or the federal government of a crime
0551 which is a felony or its equivalent under the uniform code of
0552 military justice *and has not had any such conviction expunged*;
- 0553 (d) is the holder of a high school diploma or ~~furnishes has~~
0554 *furnished* evidence of successful completion of an examination
0555 indicating an equivalent achievement;
- 0556 (e) is of good moral character; and
- 0557 (f) is free of any physical or mental condition which might
0558 adversely affect the applicant's performance of a police officer's
0559 or law enforcement officer's duties.

0560 Sec. 54. K.S.A. 1983 Supp. 74-5606 is hereby amended to
0561 read as follows: 74-5606. (a) There is hereby created the Kansas
0562 law enforcement training commission on ~~peace officers'~~ stan-
0563 dards and training ~~which~~ of police officers and law enforcement

clean-up

clean-up

12
L
C

clean-up

0564 officers. *The commission* shall consist of 12 members which
0565 shall include:

- 0566 (1) The superintendent of the Kansas highway patrol, or the
0567 superintendent's designee;
- 0568 (2) the director of the Kansas bureau of investigation, or the
0569 director's designee;
- 0570 (3) a sheriff of a county having a population of 50,000 or more,
0571 to be selected by the ~~governor~~ *secretary* who shall consider, but
0572 not be limited to, a list of three nominees submitted therefor by
0573 the Kansas sheriffs' association;
- 0574 (4) a sheriff of a county having a population of less than
0575 50,000 and more than 10,000, to be selected by the ~~governor~~
0576 *secretary* who shall consider, but not be limited to, a list of three
0577 nominees submitted therefor by the Kansas sheriffs' association;
- 0578 (5) a sheriff of a county having a population of 10,000 or less,
0579 to be selected by the ~~governor~~ *secretary* who shall consider, but
0580 not be limited to, a list of three nominees submitted therefor by
0581 the Kansas sheriffs' association;
- 0582 (6) a chief of police of a city of the first class, to be selected by
0583 the ~~governor~~ *secretary* who shall consider, but not be limited to,
0584 a list of three nominees submitted therefor by the Kansas asso-
0585 ciation of chiefs of police;
- 0586 (7) a chief of police of a city of the second class, to be selected
0587 by the ~~governor~~ *secretary* who shall consider, but not be limited
0588 to, a list of three nominees submitted therefor by the Kansas
0589 association of chiefs of police;
- 0590 (8) a chief of police of a city of the third class, to be selected
0591 by the ~~governor~~ *secretary* who shall consider, but not be limited
0592 to, a list of three nominees submitted therefor by the Kansas
0593 association of chiefs of police;
- 0594 (9) a training officer from a certified state or local law en-
0595 forcement training school, to be selected by the ~~governor~~ *secre-*
0596 *tary* who shall consider, but not be limited to, a list of three
0597 nominees submitted therefor by the Kansas peace officers asso-
0598 ciation;
- 0599 (10) a full-time, commissioned law enforcement officer em-
0600 ployed by either a state, county or city agency, to be selected by

*gives Dir.
of PS&LE
authority
over commis-
sion*

same as pg 35

0601 the ~~governor~~ secretary who shall consider, but not be limited to,
 0602 a list of three nominees submitted therefor by the fraternal order
 0603 of police;
 0604 (11) a county or district attorney, to be selected by the gov-
 0605 ~~ernor~~ secretary who shall consider, but not be limited to, a list of
 0606 three nominees submitted therefor by the county and district
 0607 attorneys' association; and
 0608 (12) a member representing the public at large who is not
 0609 associated with law enforcement, selected by the ~~governor~~ sec-
 0610 retary to serve as chairperson.

current law

0611 (b) Each person initially appointed to a position described in
 0612 subsection (a)(6), (a)(7), (a)(8), (a)(9) or (a)(12) shall serve for a
 0613 two-year term and thereafter the term of members appointed to
 0614 such positions shall be four years. Each person appointed to a
 0615 position described in subsection (a)(3), (a)(4), (a)(5), (a)(10) or
 0616 (a)(11) shall serve for a four-year term. A person appointed to a
 0617 position on the commission shall resign such position upon
 0618 vacating the office or position which qualified such person to be
 0619 appointed as a member of the commission in that position.
 0620 Vacancies in any position shall be filled in the same manner as
 0621 original appointments.

0622 (c) Membership on the commission shall not constitute
 0623 holding a public office, and members of the commission shall not
 0624 be required to take and file oaths of office before serving on the
 0625 commission and shall not be required to be bonded. No member
 0626 of the commission shall be disqualified from holding any public
 0627 office or employment by reason of the member's appointment to
 0628 or membership on the commission and no such member shall
 0629 forfeit any such office or employment by reason of the member's
 0630 appointment under this section, notwithstanding the provision of
 0631 any law or ordinance.

current law

0632 Sec. 55. K.S.A. 1983 Supp. 74-5607 is hereby amended to
 0633 read as follows: 74-5607. (a) In addition to other powers and
 0634 duties prescribed by law, the commission shall adopt, in accord-
 0635 ance with the provisions of K.S.A. 77-415 *et seq.* and amend-
 0636 ments thereto, rules and regulations necessary to carry out the
 0637 provisions of subsection (c) of K.S.A. 1983 Supp. 74-5616. The

0638 commission may also adopt such rules of procedure as are nec-
 0639 essary for conducting the business of the commission.

clean-up

0640 (b) Members of the law enforcement training commission
 0641 attending meetings of such commission, or attending a subcom-
 0642 mittee meeting thereof authorized by ~~such~~ the commission, shall
 0643 be paid amounts provided in subsection (e) of K.S.A. 75-3223 and
 0644 amendments thereto. The ~~director~~ secretary and the chairperson
 0645 of the commission shall be responsible for approving all expense
 0646 vouchers of members.

current law

0647 (c) The commission shall meet at least once each year at the
 0648 training center and may hold special meetings whenever such
 0649 are called by the chairperson.

0650 Sec. 56. K.S.A. 1983 Supp. 74-5607a is hereby amended to
 0651 read as follows: 74-5607a. (a) No person shall receive a perma-
 0652 nent appointment as a full-time police officer or law enforcement
 0653 officer, unless such officer has been awarded a certificate attest-
 0654 ing to satisfactory completion of a course of not less than 320
 0655 hours of accredited instruction at the training center or at a
 0656 certified state or local law enforcement training school or has
 0657 been awarded such a certificate for not less than the number of
 0658 hours of instruction required by the Kansas law enforcement
 0659 training act at the time such certificate was issued or received a
 0660 permanent appointment as a full-time police officer or law en-
 0661 forcement officer prior to July 1, 1969, or was appointed a
 0662 railroad policeman pursuant to K.S.A. 66-524, *and amendments*
 0663 *thereto*, on or before January 1, 1982. No person shall receive a
 0664 permanent appointment as a part-time police officer or law
 0665 enforcement officer, unless such officer has been awarded a
 0666 certificate attesting to the satisfactory completion of the basic
 0667 course of 80 hours of accredited instruction in law enforcement
 0668 at the training center or at a certified state or local law enforce-
 0669 ment training school.

clean-up

0670 (b) Beginning the second year after certification, every full-
 0671 time police officer or law enforcement officer shall complete
 0672 annually 40 hours of law enforcement education or training in
 0673 subjects relating directly to law enforcement. Failure to com-
 0674 plete such training shall be grounds for suspension from work

Give Sec. LE & PS final auth. R & R promulgated by assoc. dir.

0675 without pay until such training is completed. The associate
0676 director with the approval of the *secretary after consultation*
0677 *with the* commission shall adopt rules and regulations regarding
0678 such education or training. Every city, county and state agency
0679 shall annually send to the associate director certified reports of
0680 the completion of such education or training. The associate
0681 director shall maintain a record of the reports in the central
0682 registry.

0683 (c) Any person who is appointed or elected as a police officer
0684 or law enforcement officer who does not hold a certificate as
0685 required by subsection (a) may be elected or appointed as an
0686 officer on a provisional basis for a period of not more than one
0687 year. Any person appointed as a police officer or law enforce-
0688 ment officer on a provisional basis who does not receive the
0689 certificate required under subsection (a) within one year follow-
0690 ing the date of ~~their~~ the original election or appointment shall
0691 forfeit such office or position at the end of ~~such~~ the one-year
0692 period. Any person appointed as a police officer or law enforce-
0693 ment officer on a provisional basis who does not receive the
0694 certificate required under subsection (a) within one year follow-
0695 ing ~~such~~ the original appointment shall not be reappointed as a
0696 police officer or law enforcement officer on a provisional basis
0697 within one year following the date on which ~~such~~ the person last
0698 served as a police officer or law enforcement officer. The asso-
0699 ciate director may extend the one-year time period when it is
0700 shown that the failure to comply with the requirements of sub-
0701 section (a) was not due to the intentional avoidance of the law.

clean-up

Make Sec. of PS & LE a number of the Ks. LE bureau defense committee comm.

0702 Sec. 57. K.S.A. 74-5701 is hereby amended to read as fol-
0703 lows: 74-5701. There is hereby established the Kansas law en-
0704 forcement and civil defense communications committee, re-
0705 ferred to in this act as the committee, to be composed of the
0706 following persons or their designated representative: The secre-
0707 tary of administration, who shall serve as ~~chairman~~ *chairperson*;
0708 *the secretary of public safety and law enforcement, who shall*
0709 *serve as secretary*; the director of the Kansas bureau of inves-
0710 tigation; and the superintendent of the Kansas highway patrol.
0711 The committee shall meet, on call of the ~~chairman~~ *chairperson*,

0712 as often as is necessary to carry out the provisions of this act.
0713 Members of the law enforcement and civil defense communica-
0714 tions committee attending meetings of such committee, or at-
0715 tending a subcommittee meeting thereof authorized by such
0716 committee, shall be paid subsistence allowances, mileage and
0717 other expenses as provided in K.S.A. 75-3223 *and amendments*
0718 *thereto*.

0719 Sec. 58. K.S.A. 75-1505 is hereby amended to read as fol-
0720 lows: 75-1505. The state fire marshal shall keep ~~in his or her~~
0721 ~~office~~ a record of all fires occurring in the state, showing the
0722 name or names of the owners of personal and real property and
0723 the name or names of the occupants of buildings where fires
0724 occur, the total amount of insurance carried, the total amount of
0725 insurance collected, the total amount of loss to the property
0726 owner, together with all the facts, statistics and circumstances,
0727 including the origin of the fire, which may be determined by ~~the~~
0728 investigation ~~provided by this act~~. Such records shall at all times
0729 be open to public inspection and such portions of it as the state
0730 commissioner of insurance may deem necessary shall be tran-
0731 scribed and forwarded to ~~him or her whenever any such infor-~~
0732 ~~mation is requested by him or her~~ *the state commissioner of*
0733 *insurance upon request*.

clean-up

0734 Sec. 59. K.S.A. 75-1506 is hereby amended to read as fol-
0735 lows: 75-1506. The state fire marshal shall devote ~~his or her~~
0736 ~~entire full~~ time to the duties of ~~his or her~~ *the* office, and the state
0737 fire marshal or ~~his or her~~ *the* chief deputy, except when engaged
0738 elsewhere in the performance of their duties, shall be at all
0739 reasonable times at the office of the state fire marshal, ready for
0740 such duties.

clean-up

0741 Sec. 60. K.S.A. 75-1507 is hereby amended to read as fol-
0742 lows: 75-1507. The ~~state fire marshal~~ *secretary of public safety*
0743 *and law enforcement* shall make an annual report to the governor
0744 not later than the first day of February of each year of the official
0745 ~~actions in the transaction~~ *transactions* of ~~his or her~~ *the* department
0746 *of the state fire marshal and the division of fire safety*
0747 *of the department of public safety and law enforcement*.

Requires Sec. PS & LE to report transactions of FM & Div. of Fire Safety to Gov.

0748 Sec. 61. K.S.A. 1983 Supp. 75-1508 is hereby amended to

Clean-up
to codify
w/new
dept.

Require
approval
of Sec. Pst
LE for FM
to accept
grants, etc

0749 read as follows: 75-1508. For the purpose of maintaining the
0750 ~~department~~ *division of fire safety of the department of public*
0751 *safety and law enforcement and the office of the state fire*
0752 marshal and the payment of the expenses ~~incident~~ *incidental*
0753 thereto, each fire insurance company doing business in this state
0754 shall pay to the commissioner of insurance, on or before March
0755 15 each year, beginning with the year 1984, and each year
0756 thereafter, in addition to the taxes, fees and charges now re-
0757 quired by law to be paid by it, such levy as may be made by the
0758 state fire marshal. The levy shall not be more than 1.25% of a sum
0759 equal to the gross cash receipts as premiums of such company on
0760 all fire business transacted by it in the state of Kansas during the
0761 year next preceding, as shown by its annual statement under oath
0762 to the state insurance department.

0763 Sec. 62. K.S.A. 75-1513 is hereby amended to read as fol-
0764 lows: 75-1513. *With the approval of the secretary of public*
0765 *safety and law enforcement*, the state fire marshal may make
0766 application for and accept gifts, grants and donations of property
0767 from private persons or from any agency of the state or federal
0768 government granted or given for a purpose consistent with ~~per-~~
0769 ~~forming his or her~~ *the performance of duties as of the state fire*
0770 *marshal and the division of fire safety which are authorized or*
0771 directed by law. The state fire marshal shall remit all moneys
0772 received ~~by or for him or her~~ under this section to the state
0773 treasurer. Upon receipt of any such remittance the state treasurer
0774 shall deposit the entire amount thereof in the state treasury, and
0775 it shall be credited to the fire marshal's gratuities fund. All
0776 expenditures from such fund shall be made in accordance with
0777 appropriation acts upon warrants of the director of accounts and
0778 reports issued pursuant to vouchers approved by the state fire
0779 marshal or by a person or persons designated by ~~him or her~~ *the*
0780 *state fire marshal.*

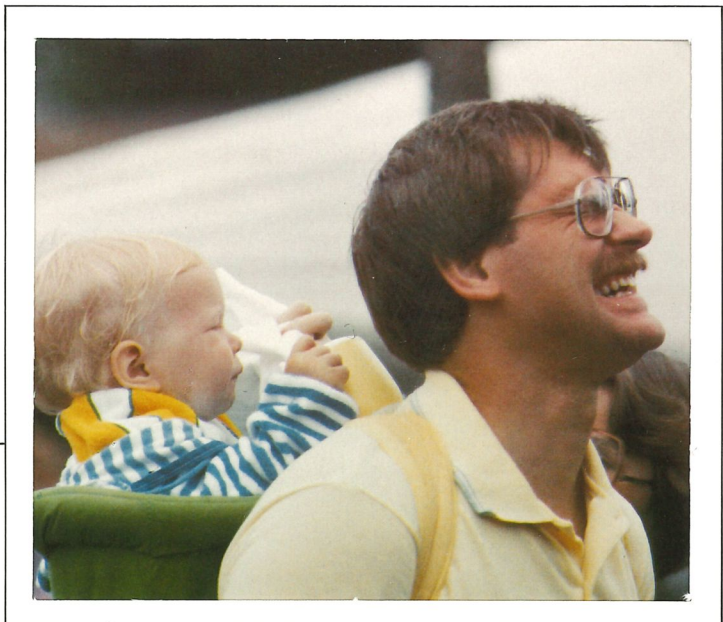
0781 Sec. 63. K.S.A. 41-201, 41-202, 41-210, 41-504, 41-2701, 74-
0782 2105, 74-2112, 74-2115, 74-2117, 74-2119, 74-5701, 75-712, 75-
0783 1503, 75-1505, 75-1506, 75-1507, 75-1513, 75-5118, 75-5119, 75-
0784 5120 and 75-5121 and K.S.A. 1983 Supp. 41-102, 41-203, 74-2113,
0785 74-2114, 74-2116, 74-2124, 74-2125, 74-5601, 74-5602, 74-5603,

0786 74-5604a, 74-5605, 74-5605a, 74-5606, 74-5607, 74-5607a, 75-711,
0787 75-712a, 75-1508, 75-1510, 75-1511 and 75-5117 are hereby re-
0788 pealed.

0789 Sec. 64. This act shall take effect and be in force from and
0790 after its publication in the statute book.

SALINA

There's no place like it!



SALINA, KANSAS

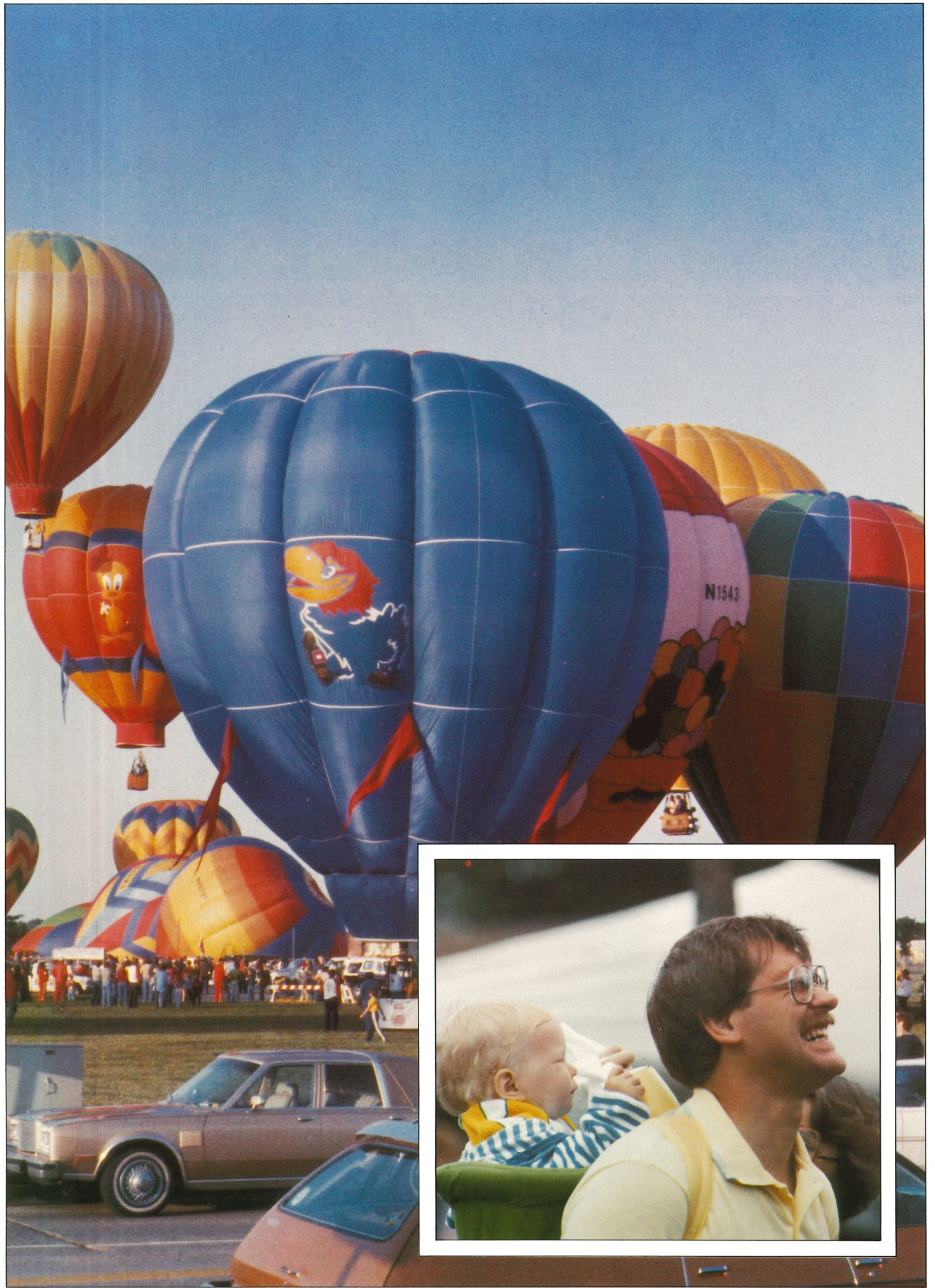
There's no place like it!

What makes a community like no other? It's people, places, and things that happen.

It's how the wheels of commerce keep rolling, not only around town but across the state and nation. It's what's available to feed hungry minds, to keep bodies young and old healthy, and living life to its fullest. It's opportunities to develop as individuals, families and a community. Salina is one of those places. What you find here could surprise you!

*A publication
of the Salina Area Chamber of Commerce*

115 West Iron Street Salina, Kansas

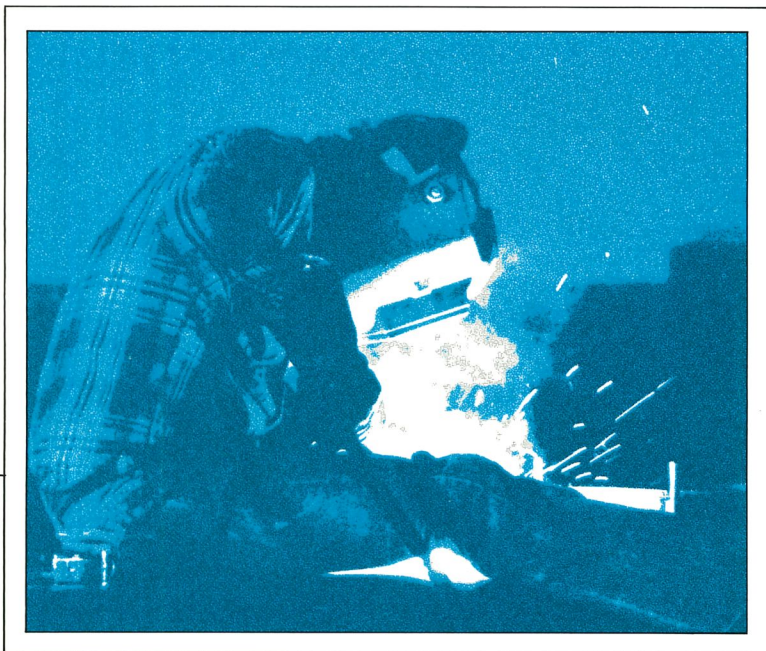


ECONOMY

Keeping the wheels turning

How do you gauge the health of our economy? Look for yourself. Drive down any of our main thoroughfares. You'll find colleges, hospitals, schools, banks, grain elevators, railroads, shopping centers and neighborhoods. On the city's south side, you'll see new residential areas, a mall, and several shopping centers. A municipal airport, recreation center, technical school and industrial district stand where Schilling Air Force Base once was. Development? We know how to work with what we've got. How to start fresh and how to start over.

The vital signs of our economic health are our location — at the junction of two interstate highways; our diversity — from national and international agribusiness to regional retail trade to manufacturing and food processing (Firms such as Tony's Pizza, North American Philips, Beech Aircraft and General Battery have located in Salina); our financial resources — a number of major banks and savings and loans; and our attitude — both business leaders who seek new commercial and industrial development, and employees who know how to give a day's work and more for a day's wage.



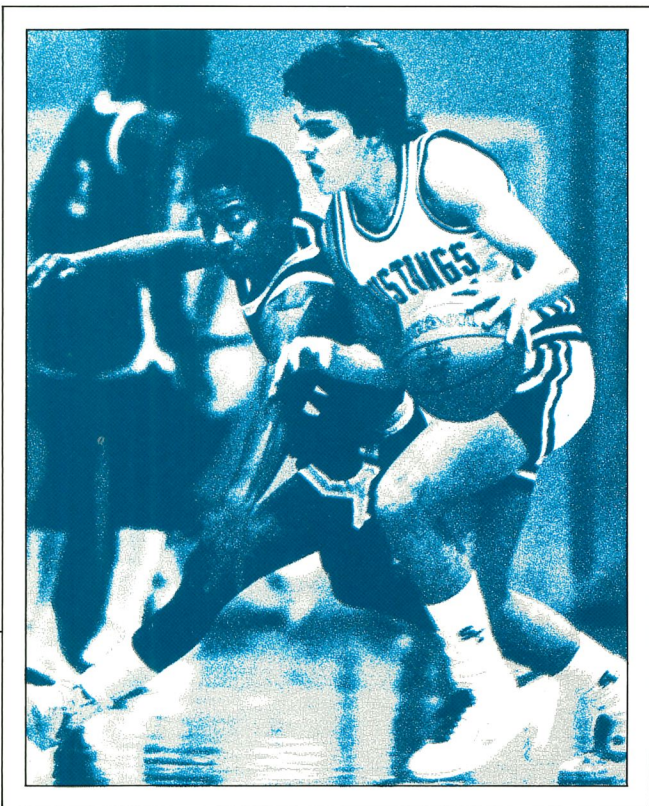


RECREATION

The ball's in your court

We play as hard as we work. Cold weather? Look inside. You'll find sports clubs for families, men and women, from organized programs to noon pick-up games. Join a choir, sing and dance in a musical, read a good book or learn how to paint. Then be ready to spring into action. Summer means softball, rodeos and Salina becomes a playground for children of all ages — 2 to 82. Lovers of culture, crowds and music go for it at the annual Smoky Hill River Festival. It's one of our specialties. Groups of all kinds — from the Beach Boys to the Kansas City Kings — know the Bicentennial Center is a good place to get together. Each year we welcome a host of regional and state conventions and a variety of entertainment events.

Salina is a port of call in the Land of Ahs. The fields, woods, rivers, and lakes in and around her are haven for sportsmen. Fish, boat, ski, swim or hunt.





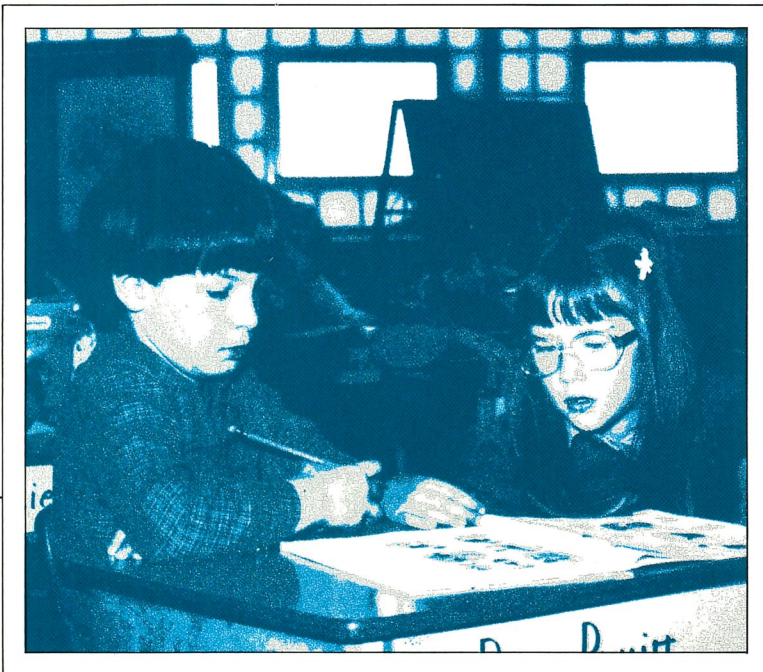
EDUCATION

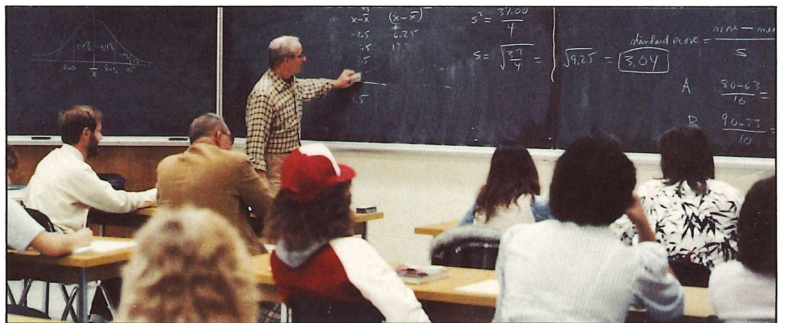
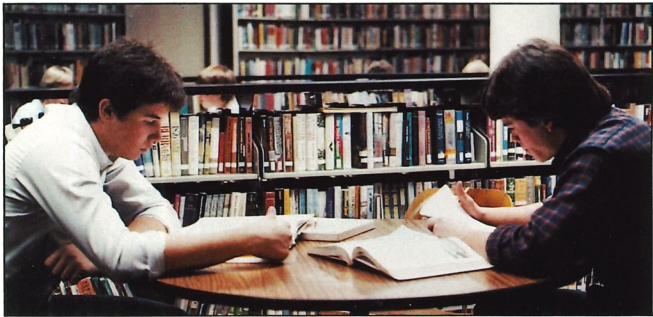
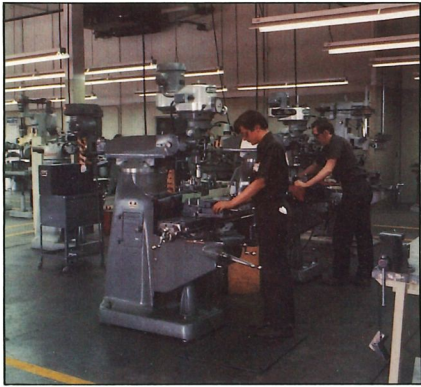
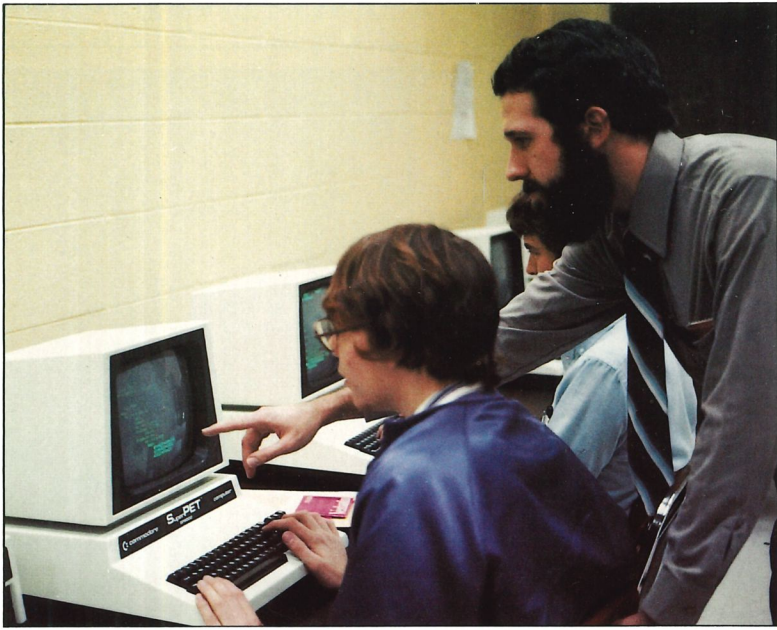
Surprising opportunities for students of all ages

People of all ages and aspirations are surprised to find so many learning opportunities here. Back-to-basics elementary and high school programs begin with solid basic courses — science, reading, mathematics, writing, history, art — in which students learn a lot about many fields. Special education and vocational-technical opportunities are available. We encourage students to do well in whatever area excites them. Their performance shows in the results of state and national achievement exams. Salina high school students consistently rank above the average.

Many options face students who plan for an occupational future. They can learn how to fine tune a carburetor, program a computer or organize a business office at Kansas Technical Institute or Brown Mackie College. They can build academic credentials at Marymount College or Kansas Wesleyan College.

Adults with busy schedules can continue their education or otherwise quench their thirst for knowledge during regular evening sessions. Campus life is rich in Salina. You can accumulate useful skills, broadening experiences and stimulating friends.



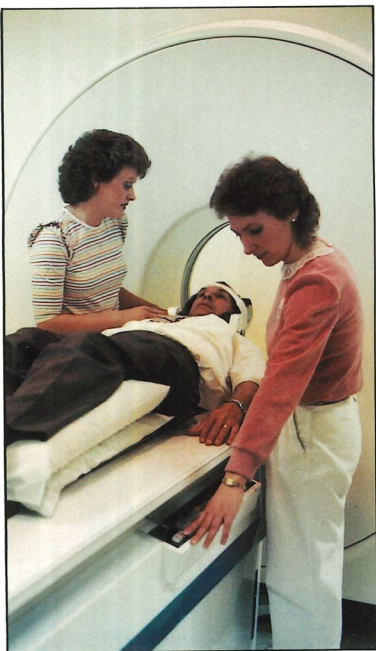


Salina ... a city of today with a vibrant, g



owing economy and a flair for the good life.





HEALTH CARE

A hometown regional medical center

From the traditional to the progressive, the health care services delivered in Salina rival many metropolitan medical centers. Asbury and St. John's Hospitals anchor a variety of health agencies that serve everyone from newborns to growing families to senior citizens.

Health care programs meet the needs of Salina and surrounding cities and states. State-of-the-art cancer detection and treatment facilities help make Salina a regional medical center.

Kidney patients who were spending four hours a day, three days a week traveling for dialysis are now within minutes of Asbury's dialysis unit. A nationally recognized alcoholism and drug dependency treatment center at St. John's serves adults and adolescents from South Dakota to Texas.

Nursing care facilities, retirement centers, mental health, and family support services are available.





LIFESTYLE

An American crossroads

Our community lives up to Kansas' reputation as a rural American crossroads. It's a great place to call home — and was even before Dorothy in "The Wizard of Oz" discovered the other side of the rainbow was no place to be.

Build a house, join a neighborhood, call your school board or city commission representative, cast a vote your way, feel proud of excellent city services.

The pace of life won't run you ragged. We don't forget to stop and smell the flowers. And there are plenty along the avenues and in our neighborhoods and parks. The city park system is our pride and joy and has been for generations. Churches? Almost every denomination can be found here. And the list of civic clubs dedicated to making Salina a better place to live gives everyone the opportunity to get involved.





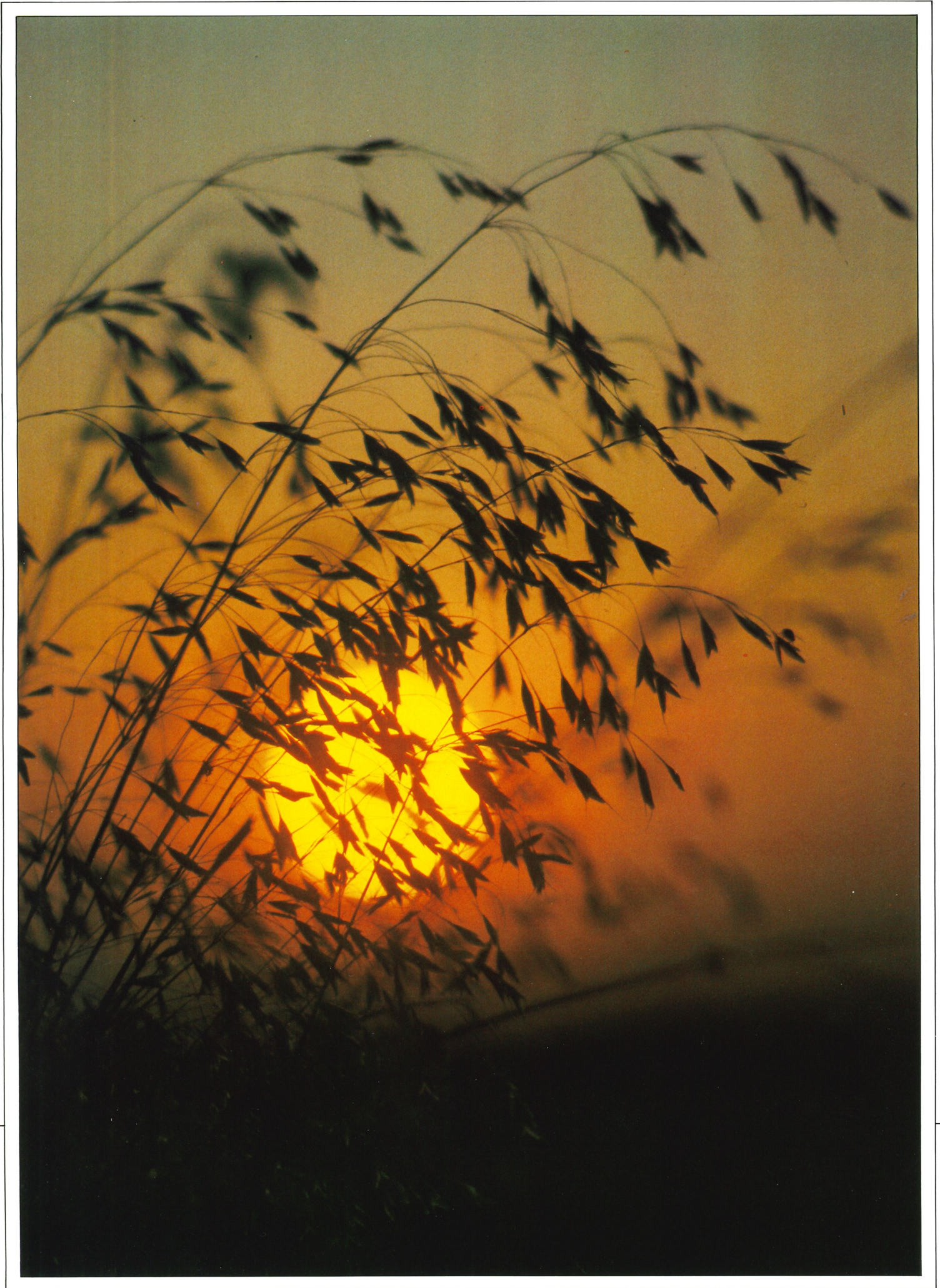
SALINA, KANSAS

There's no place like it!

It's people like
you who make
Salina like no other community.

We do our best to understand
metropolitan and urban life. We
encourage our children to explore
the world beyond Salina. We know
they'll return to live, work and play.
Salina is a great place for
homecomings. There's no place
like it ... this side of the rainbow.





Salina's economy today is healthy and diversified. Over 60 manufacturing and distribution plants supplement a strong agricultural base and provide stable employment. Growing educational and training facilities attract students from a wide area. In addition, Salina is one of seven Kansas retailing centers with a general trade area of 218,000 people.

STATISTICAL COMPARISON OF COUNTY, STATE AND NATION

	Saline County	Kansas	United States
Population	50,200	2,392,100	232,684,200
Households	19,200	921,780	85,504,210
Consumer Spendable Income	\$ 444,378,000	\$ 23,628,289	\$ 2,209,942,280,000
Family Income \$8,000-\$9,999	11.9%	10.5%	8.7%
Family Income \$10,000-\$14,999	16.9%	16.8%	15.4%
Family Income \$15,000-\$24,999	29.4%	28.7%	29.0%
Family Income \$25,000 & Over	38.8%	39.9%	43.2%
Retail Sales	\$ 267,779,000	\$ 10,061,859,000	\$ 1,062,604,863,000

Source: Standard Rate & Data Service, Consumer Market Data Summary

ECONOMIC FACTS

Year	Salina Population	County Population	Salina School Enroll.	County Average Empl.	Postal Receipts	Bank Demand Deposits	Retail Sales	Building Permits
1973	36,609	45,419	9,760	20,189	\$ 1,449,610	\$ 68,715,532	\$ 165,462,010	\$ 8,228,648
1974	37,165	46,480	9,708	21,925	1,781,009	71,272,214	196,381,660	11,330,032
1975	37,377	46,463	9,736	21,604	2,226,587	67,315,623	215,650,453	16,164,387
1976	38,378	47,596	8,994	21,875	2,256,494	64,074,195	251,222,880	24,264,293
1977	39,682	49,980	8,061	22,625	2,444,581	99,185,964	257,762,369	31,018,697
1978	40,569	48,764	8,419	24,275	2,546,844	95,653,146	279,761,863	25,339,653
1979	40,512	47,318	8,296	24,925	2,682,653	102,828,128	310,715,662	17,675,328
1980	40,916	48,028	8,929	24,925	2,813,417	101,755,771	322,316,420	12,075,154
1981	41,630	48,758	8,098	25,575	3,015,454	111,742,185	344,623,344	9,856,592
1982	41,843	48,905	7,867	24,400	3,230,371	131,370,169	343,718,410	5,207,092
1983	42,920	50,200	7,541	23,950	3,267,290	148,826,820	359,603,255	17,483,469

Good availability of quality labor in Salina stems in part from the self reliance of many native Kansans.

They make their own jobs, if necessary, to remain productive and self sufficient. Employers offering opportunity will find a productive labor pool, able and willing to grow with their businesses. Workers in the Salina area are better educated, skilled and give eight more days productive labor than the national average.

Unemployment rates in Saline County for 1983 varied from a low of 4.7 percent to 7.3 percent for an average of 5.7 percent for the year. Saline County's 1983 average unemployment was 1,450 or 5.7 percent of the labor force.

Salina wage rates are similar to those in other midwestern cities of comparable size. Nominal competition for labor has minimized wage inflation.

Excellent labor-management relations in the Salina area discourage strongly regimented unionization. Kansas is one of 20 states with a "right to work" law.

ACTIVE APPLICATION FILE BY QUARTER

Source - Salina Job Service Center

1983

	1st. Qtr.	2nd Qtr.	3rd. Qtr.	4th Qtr.
Professional, Technical, Managerial	100	96	94	66
Clerical and Sales	176	190	190	130
Service Occupations	140	152	127	92
Agriculture, Forestry, and Fishery	16	20	14	10
Processing Occupations	58	84	96	55
Machine Trades Occupations	86	89	79	72
Benchwork Occupations	56	48	40	30
Structural Work Occupations	193	165	146	137
Miscellaneous Occupations	143	141	139	94
Total	968	985	925	686

SALINE COUNTY LABOR FORCE (Avg.)

	1983	1982	1981
Civilian Work Force	25,400	26,150	26,750
Unemployed	1,450	1,750	1,175
Employed	23,950	24,400	25,575
Manufacturing	4,325	4,600	5,225
Mining	25	25	25
Contract Construction	1,000	950	1,025
Transportation & Public Util.	1,100	1,175	1,300
Wholesale/Retail	6,150	6,275	6,700
Finance	875	900	925
Services	5,075	5,075	5,125
Farm	675	675	675
Government	2,750	2,800	2,775
Estimated Percent Unemp.	5.7	5.0	4.4
Labor-Management Disputes	0	0	0

Source - Salina Job Service Center

CITY OF SALINA

The city of Salina provides the water, sewerage, and refuse collection service for local residents. Private refuse collectors are also available. The water capacity of the plant is 15 million gallons a day. Average daily consumption is 6,200,000 gallons.

KANSAS POWER & LIGHT COMPANY

Kansas Power & Light Company serves the electricity needs of the Salina area. KP&L has adequate generating capacity available for the energy needs of Salina into the 1990's. KP&L has made a commitment to the use of coal - the nation's most abundant fuel - and to burn it cleanly. With its long term coal supply contract and reasonable construction costs, KP&L's most recent generating station, Jeffrey Energy Center, will provide electricity at favorable prices into the next century.

Natural gas is also supplied by Kansas Power & Light Company. Their main system which services the Salina area consistently ranks the lowest in the nation for all classes of customers. They have storage facilities and transmission storage arrangements which augment supply during peak winter-use periods. This combination of low rates and adequate supply are factors in attracting new and existing industry to Salina.

SOUTHWESTERN BELL TELEPHONE COMPANY

Southwestern Bell Telephone Company provides excellent local and long distance telephone service for the Salina area. The firm has kept pace with the constantly growing need for instant communication.

Recently, Southwestern Bell installed an electronic switching system to provide Salina area customers with the latest switching arrangements allowing for improved optional calling services.

YEAR	Telephones In Service	Electric Meters	Water Meters	Gas Customers
1973	31,536	16,309	13,785	14,641
1974	33,182	16,822	13,966	14,987
1975	35,476	17,216	14,281	15,266
1976	37,012	17,811	14,695	15,691
1977	38,603	18,292	15,023	15,858
1978	40,218	18,704	15,390	16,093
1979	41,637	19,279	15,877	16,616
1980	42,350	19,771	16,220	17,060
1981	41,997	19,870	16,385	17,163
1982	40,331	19,778	16,365	17,147
1983	32,621	20,754	16,562	17,125

CITY GOVERNMENT

Salina has a commission-manager form of government. Five commissioners are elected by the voters and these persons select one of their number annually to serve as mayor. The mayor presides at meetings of the commission and represents the city at ceremonial functions.

The commission appoints the city manager who directs the day-to-day management of the city government within the policies established by the commission. He appoints heads of city departments and receives reports of their performance. The manager prepares the annual budget and submits it to the commissioners for adoption.

COUNTY GOVERNMENT

Salina is the county seat for Saline County. Therefore, numerous state and federal offices have located here.

Saline County is governed by a three-man board of commissioners. Intergovernmental cooperation between the city of Salina and Saline County has merited wide attention. An example of this cooperation lies in the financing and construction of the City-County-Board of Education Building at 300 W. Ash Street. Joint city-county use of facilities, equipment, and personnel in a number of governmental aspects is extensive. Therefore, the cost of many of the resulting services to the taxpayers has been materially reduced.

Efficient and well-equipped police and fire departments provide Salina and Saline County with adequate protection and public safety. Salina, with four fire stations, has the newest and most modern fire equipment available. Salina is rated Class 3 by the Insurance Service Office/Kansas Rating Bureau. An electric alarm system, wired to a central office, is available to subscribers to warn against fire and burglary. Salina has an active civil defense organization and mobile radio disaster unit.

ASSESSED VALUATION Rate of Assessment				
Year	Taxable Valuation On Motor Vehicles	Valuation	Tax Mills	Budget Year
1973		\$68,526,811	30.71	1974
1974		71,696,415	31.26	1975
1975		76,913,084	30.13	1976
1976		82,561,430	30.00	1977
1977		91,122,060	35.91	1978
1978		92,689,917	37.82	1979
1979		105,233,894	38.27	1980
1980	\$13,240,585	97,437,930	39.45	1981
1981	19,271,324	99,238,898	40.84	1982
1982	24,406,686	105,334,772	36.36	1983
1983	25,447,930	104,100,881	36.36	1984

SALINA PROPERTY TAX RATES						
	LEVY PER \$1000.00 ASSESSED VALUATION					
	1978	1979	1980	1981	1982	1983
City of Salina	\$37.82	\$38.27	\$39.450	\$40.840	\$36.360	\$36,360
Salina Library	2.811	2.881	2.908	3.331	3.180	3.305
Recreation Commission	2.13	2.07	2.270	2.270	2.120	2.320
State Education & Eleemosynary	1.50	1.50	1.500	1.500	1.500	1.500
Unified School District No. 305	52.82	48.26	53.630	58.350	58.033	59.000
Saline County	19.274	18.806	19.715	21.247	18.156	18.156
Salina Airport Authority					3.000	3.000
TOTAL FOR SALINA	\$116.355	\$111.787	\$119.473	\$127.538	\$122.349	\$123.641

1983 Total County Tangible Valuation	\$156,942,339
1983 City Tangible Valuation	\$104,100,881
(Represents 66.331% of the total valuation)	
1983 Total County Population (1980 U.S. Census)	48,905
1983 City Population (1980 U.S. Census)	41,843
(Represents 85.560% of the total population)	

Kansas Tax System

The Kansas tax system was originally founded on a general property tax, which over the years has been supplemented by various other taxes, including an income tax and a 3% sales and use tax. The State Law of Kansas prescribes that all real and tangible property must be assessed uniformly and equally at 30% of its fair market value.

LOCATION

Salina is the largest city nearest the geographical center of the United States, and is the sixth largest city in the State of Kansas with a population of 42,920. The county population is 50,200.

TRANSPORTATION

- Airlines** Salina operates the former Schilling Air Force Base as a commercial airfield. It has approximately 26,000 feet of runway, making it one of the world's longest runways. Salina is served by Air Midwest Airlines and Capitol Airlines. Inbound and outbound flights are scheduled seven days a week and link Salina with major airlines at Kansas City and Wichita, as well as with key cities throughout the state.
- Auto** Two well equipped taxi companies and three rent-a-car firms supplement private automobiles for local travel.
- Bus** Continental Trailways and Greyhound provide inter-city passenger and freight service in all directions at frequent intervals.
- Highways** Interstate 135 (north-south) has an interchange with Interstate 70 (east-west). I-70 provides direct access to Denver, Kansas City, and beyond. I-135 connects Salina with Wichita, Oklahoma City and Dallas. Six exits allow rapid access to both highways from most areas of the city.
- Railroad** Three major railroads serve the Salina community. They are Union Pacific, Missouri Pacific, and Santa Fe.
- Trucking** Over 20 common carriers serve the Salina community. Distribution services range from local to transcontinental in scope.

LAKES

Bennington State Lake (25 miles north)
Kanopolis Reservoir (35 miles west)

Milford Reservoir (50 miles east)
Wilson Reservoir (60 miles west)

POINTS OF INTEREST

Coronado Heights (13 miles southwest)
Eisenhower Home, Library, Chapel (22 miles east)
Indian Burial Grounds (5 miles east)

Smoky Hill Museum (Oakdale Park, Salina)
Salina Art Center (Kansas Wesleyan Campus)

CLIMATE

Altitude-1,272 feet
Annual rainfall27 inches
Average Humidity55-60 percent
Average summer temperature77 degrees
Average winter temperature41 degrees
Prevailing windsSoutherly

Most of the developed Salina area lies in the Smoky Hill River Valley. Salina has a healthy, four season climate, a contributing factor to longer life expectancy rates than the national average. Extreme temperatures - both high and low - are of short duration.

SOIL

Soil characteristics involve 2.5 feet to three feet of top soil, up to eight feet of silty clay, and 20 to 40 feet of sand gravel. Bearing capabilities vary from good to excellent.

TOPOGRAPHY

Salina is mostly level with gentle slopes which provide an adequate surface drainage. Most of Salina is within the flood control levee system constructed by the U.S. Corps of Engineers and the city.

HOUSING

Housing is plentiful in the Salina area. Within the city limits, there are 17,890 housing units. There is a variety of price ranges for rentals and home ownership. There are many attractive subdivisions in various price ranges, and building sites are also available.

EDUCATION

Kansas ranks tenth in the nation in the percent of individuals 18 years and older who have graduated from high schools, and is above the national average in percentage of college graduates among the general population. Salinans are representative of that educational level.

Marymount College (4 year co-educational)
Kansas Wesleyan College (4 year co-educational)
Brown Mackie Business College (1 - 2 years)
Salina Area Vocational Technical School (1-2 years)

Area Universities Kansas University (120 miles east)
Kansas State University (70 miles east)
Wichita State University (90 miles south)

Asbury School of Nursing (3 Years)
Kansas Technical Institute (2 years)
Academy of Hair Design
Kansas Highway Patrol Academy
St. John's Military School
20 Elementary Schools
3 Junior High Schools
3 Senior High Schools

HOSPITALS & HEALTH CARE

Salina is a regional health care center. The growing medical facilities serve a large area of central and northwest Kansas. Asbury and St. John's Hospitals have a combined 370 beds. St. John's Alcoholism & Drug Dependency Treatment Center is nationally recognized. The Salina area is served by two modern medical clinics, and a wide variety of family support services, retirement centers and nursing care facilities.

CULTURAL

Salina Civic Orchestra
College & High School
Drama & Music Productions
Community Theatre
Lindsborg Messiah

Marymount Concert Series
Municipal Concert Productions
Salina Cultural Arts Commission
Salina Art Center

SHOPPING CENTERS

Central Business District
Mid State Mall
Sears Center
Elmore Center
Market Place

Sunset Plaza
Southgate
Kraft Manor
Oak Park Village

MOTELS, HOTELS, CONVENTION FACILITIES

Motels & Hotels (18) - 1200 sleeping rooms

Auditoriums (9)
Bicentennial Convention Center - 40,000 square feet of exhibit space; Banquet facilities for 2,000; Arena seating for 8,000; Meeting rooms.

Community Centers (2) - Meeting space for up to 500
4H Building (1,000 seats - dining and meetings)
Agriculture Hall (2,400 seats - rodeos and exhibitions)

CHURCHES

Salina has 53 churches representing 18 denominations.

NEWS MEDIA

Newspapers: Daily - Salina Journal
Weekly - Shopper's Guide

Radio Stations: KFRM (FM), KINA (AM), KSAL (AM), KY Country 94 (FM),
99/KSKG (FM)

TV Stations: Franchise TV Cable Systems (Channel 6)
Area TV Stations:
KSNW Channel 3 (NBC) Wichita; KAKE Channel 10 (ABC)
Wichita; KWCH Channel 12 (CBS)

RECREATION

Parks (17) 639.3 acres
Bowling Alleys (2)
Swimming Pools (Public - 2) (Private - 4)
Skating Rinks (1) (Ice Skating is also available in Oakdale Park
during winter months.)
Golf Courses (3)
Baseball Fields (15)
Football Fields (6)
Theaters (6)
Drive-In Theaters (1)
Tennis Courts (22) (8 locations)

*A publication of
the Salina Area Chamber of Commerce*

115 West Iron Salina, Kansas 67401

Attachment IV

M: Chairman, my name is John Neal. I'm President of Ineeda Uniform & Linen Service in Hutchinson and also serve as Chairman of the Board of the Greater Hutchinson Chamber of Commerce.

I'm here today to speak in opposition to Section 51 of HB2721 that proposes to move the Law Enforcement Training Center from Hutchinson to Salina.

Obviously, we're concerned about the potential loss of 15 jobs and a \$500,000.00 annual payroll.

It seems obvious to us that unless a new facility were to be constructed, it makes no economic sense to abandon the Hutchinson facility. Over the last 15 years, the State of Kansas has invested a great deal of money to improve the complex. With this being accomplished, surely the legislature would not want to move it somewhere else.

Since 1969, some of the physical improvements have included: the paneling of the administrative offices, new ceilings in the dormitory building, a big improvement was the carpeting of the facility, a major remodeling of the classroom, gymnasium improvements, outfitting the sleeping rooms, and a new driving strip for training purposes.

I have been impressed with the efficient management of the Hutchinson Law Enforcement Training Center. The staff has really worked close together to upgrade the facility to the best of their ability within the budget limitations.

We trust you recognize the value of the facility and will not allow it to be moved to Salina.

Respectfully submitted,

John Neal

Dated: February 9, 1984

Presented to: House Governmental Organization Committee
Kansas State Legislature

Atch. IV