

Approved 2/15/84  
DateMINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRSThe meeting was called to order by Senator Edward F. Reilly, Jr. at  
Chairperson11:00 a.m./p.m. on February 13, 1984 in room 254-E of the Capitol.All members were present except: Senator Francisco and Senator Meyers, who were excused.Committee staff present: Fred Carman, Assistant Revisor of Statutes  
Emalene Correll, Legislative Research  
June Windscheffel, Secretary to the Committee

Conferees appearing before the committee:

Charles Simmons, Legal Counsel, Department of Corrections.SCR 1640 - Concerning inmates of correctional institutions; annual report on furloughs.

The Chairman stated that SCR1640 would be the first matter to come before the Committee. He introduced Charles Simmons, whose prepared statement setting out the position of the Department of Corrections is a part of these Minutes as Attachment #1. In essence, the Department has no problem with making a report on furloughs available to the individuals set forth in the resolution. However, they do question the listing of sponsors names in the report; they feel it would be an infringement on the sponsor's privacy and perhaps would inhibit the participation of some citizens in the program.

In answer to questions, Mr. Simmons stated that they had about 380 furloughs granted last year. He said that furloughs are granted for people who are being released in the near future for employment purposes. He also said that furloughs are granted to re-establish family ties and for emergency purposes. The Department policy is 30 days furlough per year. These are awarded to minimum custody inmates and reviewed throughout the entire chain of command before being approved by the Secretary of Corrections. A pre-furlough investigation is conducted before the inmates are released on furlough, not only a review of the file but of contact with people in the community to which they will be going on furlough. Current practices restrict people unless they are within two years of parole. Mr. Simmons estimated that about 250 inmates within the correctional system are receiving furloughs. Last year they had no un-authorized absence connected with furloughs. The question was raised as to whether this legislation was actually needed.

Senator Pomeroy moved to amend SCR1640 on line 32 by deleting item (5) concerning names of sponsors of inmates, and to make the proper re-numbering in the resolution. 2d by Senator Parrish. Motion carried.

Senator Pomeroy further moved to amend the resolution so that it would provide that the list for the Legislature be sent to Mr. Bachman's office and that the Secretary of Corrections send to each district attorney a list of this information with regard to furloughs granted to those inmates who were sent to that community or who were sentenced by that county. 2d by Senator Gannon. Motion carried.

Senator Pomeroy moved that SCR1640 as amended be reported favorably. 2d by Senator Morris. Motion carried.

Senator Pomeroy moved that the Minutes of February 8, 1984, be approved. 2d by Senator Morris. Motion carried.

Senator Pomeroy made a motion concerning the Minutes of February 10, 1984, to amend the Minutes in paragraph 2 to make the statute more specific in giving blind persons the right to be accompanied by a guide dog when in a food service establishment or establishments selling food, in the public accommodation part of these statutes. 2d Senator Morris. Motion carried.

CONTINUATION SHEET

Corrected  
MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS,  
room 254-E, Statehouse, at 11:00 a.m./~~pm~~ on February 13, 1984

Senator Pomeroy moved to amend the Minutes of February 10, 1984, in line 3, page 2, by inserting, following "motion," "that the Committee introduce a bill." 2d by Senator Morris. Motion carried.

Senator Pomeroy moved that the Minutes of February 10, 1984, be approved as corrected. 2d by Senator Morris. Motion carried.

SB325 - Concerning residence requirements for private club licensees.

The Chairman announced the next item for consideration was SB325. Senator Pomeroy moved that SB325 be reported favorably. 2d by Senator Gannon. Motion failed.

Senator Parrish moved in SB325 that a conceptual motion that a 6-month state residence requirement be made for individuals seeking a private club license. 2d by Senator Winter. Motion carried. Senator Pomeroy moved that the bill be recommended favorably. 2d by Senator Gannon. Motion carried. Senator Roitz asked to be recorded as voting "no " on the motion.

SB585 - Concerning licensing and regulation of certain clubs; denial of membership based on military status prohibited.

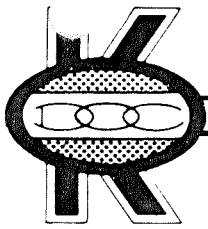
The Committee then reviewed SB585. Senator Pomeroy moved to amend the bill in line 35 by striking "illegal cohabitation" and by striking "crimes against nature" and inserting "sodomy". 2d by Senator Gannon. Motion carried. No other action was taken on SB585.

SB405 - Concerning private club membership for military personnel on temporary duty.

The Committee considered SB405. Senator Pomeroy moved to delete on line 97 "statute book" and to insert "Kansas Register." 2d by Senator Roitz. Motion carried.

Senator Gannon moved that SB405 be recommended favorably. 2d by Senator Pomeroy. Motion carried.

The meeting adjourned at noon.



# KANSAS DEPARTMENT OF CORRECTIONS

JOHN CARLIN — GOVERNOR

MICHAEL A. BARBARA — SECRETARY

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TO: SENATE FEDERAL AND STATE AFFAIRS COMMITTEE  
FROM: MICHAEL A. BARBARA, SECRETARY OF CORRECTIONS  
RE: SCR 1640  
DATE: February 10, 1984

## BILL SUMMARY:

SCR 1640 requests the Secretary of Corrections to submit an annual report to county and district attorneys and members of the legislature setting forth certain specific information about furloughs granted to inmates.

## DEPARTMENT POSITION:

The Department has recently entered information on the furlough program into its computer. The information entered includes all of that requested in this resolution except for the name of the furlough sponsor. Thus, it appears that it would be a relatively simple task to provide the report requested herein, with this exception.

The Department does have concern about listing the names of furlough sponsors in such a report. We believe this would be an infringement on the sponsor's privacy and could inhibit some citizens from participating in this capacity. Additionally, we do not believe this information is necessary in order to evaluate the effectiveness of the furlough program.

The Department has no problem with making a report on furloughs available to those individuals set forth in the resolution. However, it should be noted that this would involve 270 copies of a multi-page report. The Department suggests that it might be more economical to copy and provide the report to those who express an interest in receiving it.

MAB:CES/pa