

Approved 3/29/84
Date

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS

The meeting was called to order by Senator Edward F. Reilly, Jr. at
Chairperson

11:00 a.m./~~p.m.~~ on March 28, 19 in room 254-E of the Capitol.

All members were present. ~~except~~

Committee staff present:

- Fred Carman, Assistant Revisor of Statutes
- Russell Mills, Legislative Research
- Emalene Correll, Legislative Research
- June Windscheffel, Secretary to the Committee

Conferees appearing before the committee:

- David Barclay, Department of Corrections
- Gary Rayl, Superintendent, El Dorado Honor Camp
- Kim Dewey, Board of County Commissioners, Sedgwick County
- Don Gragg, Sedgwick County Commissioner, Wichita, Kansas

Substitute
for HB2616 - relating to substantially equal programs for female felons.

The Chairman introduced David Barclay who appeared concerning HB2616. He stated that if they were to continue to do the evaluations as they are now done there would be no additional fiscal note, and they can do it without any problem. However, he said that if the function was changed so that all offenders would go through the diagnostic center they would have to have a fiscal note and additional space, et cetera, which would amount to thousands of dollars. There were questions from the Committee. Senator Meyers moved that Substitute for HB2616 be reported favorably. 2d by Senator Parrish. Motion carried.

Senator Gaar was recognized by the Chairman. He presented to the Committee proposed legislation concerning the city of Anthony, Kansas, and its adoption of an ordinance concerning sales tax. A copy of the proposal is Attachment #1, and is a part of these Minutes. Senator Francisco moved that this proposed legislation be introduced and referred to the whole house. 2d by Senator Pomeroy. Motion carried.

HB2741 - cost of jail operations; tax levy.

Kim C. Dewey appeared next before the Committee. A copy of his testimony in support of HB2741 is a part of these Minutes as Attachment #2. Don Gragg also spoke in support of the bill.

HB3100 - relating to employment of correctional honor camp inmates.

Attach 3
Gary Rayl was introduced by the Chairman. He spoke in favor of HB3100, and told about the excellent work which is being done by inmates who have been involved in community efforts. There were questions and discussion by the Committee, and the bill will be taken under advisement.

Bingo.

The Chairman stated that the Ways and Means Committee had killed SB770 which contained proposed amendments made by this Committee. He stated that this morning

Unless specifically noted, the individual remarks recorded herein have not been transcribed verbatim. Individual remarks as reported herein have not been submitted to the individuals appearing before the committee for editing or corrections.

CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON FEDERAL AND STATE AFFAIRS,
room 254-E, Statehouse, at 11:00 a.m./p.m. on March 28, 1984.

he talked to several non-profit groups in Concordia, Kansas, and that
with the 1,000 ft. prohibition they would be unable to play bingo. The
Committee discussed the problems encountered by such groups because of the
prohibition of SB401; as well as other concerns of the Committee. Senator
Francisco moved that the Committee introduce another bill concerning bingo,
which would delete the provision concerning the 44-hour limitation and the
1,000 ft. limitation; also to reinsert the charge of one dollar per card.
2d by Senator Roitz. Motion carried.

The meeting adjourned at noon.

SENATE BILL NO. _____

By Committee on Federal and State Affairs

AN ACT concerning cities and counties; relating to the Kansas retailers' sales tax; amending K.S.A. 12-197 and repealing the existing section.

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

Section 1. K.S.A. 12-197 is hereby amended to read as follows: 12-197. (a) The governing body of any city or the board of commissioners of any county which has adopted an ordinance or resolution submitting to the electors of such city or county a proposition on the imposition of a retailers' sales tax within such city or county in accordance with the provisions of K.S.A. 12-187, and amendments thereto, and the governing body of any city located within a county the electors of which are scheduled to vote on the proposition of imposing a countywide retailers' sales tax, may adopt an ordinance or resolution pledging the general purposes proposed for the future use of all or a portion of the revenue to be received from such tax if the same is approved by the voters. Except as provided by subsection (b), such ordinance or resolution shall be adopted in accordance with the provisions and procedural requirements of K.S.A. 12-137 or K.S.A. 19-117 and shall continue in effect for the time specified therein unless the same is repealed or amended in accordance with the provisions and procedural requirements of the appropriate statute.

(b) The city of Anthony, Kansas, may adopt an ordinance pledging for a time certain all or any portion of the revenue to be received from a retailers' sales tax within the city for the purpose of operating and maintaining a hospital district of which the city is a part. Any ordinance adopted to repeal the pledge of revenue under this subsection shall not be subject to the

provisions of K.S.A. 12-137, and amendments thereto.

Sec. 2. K.S.A. 12-197 is hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its publication in the Kansas register.

3/28/84
Attachment #2

SEDGWICK COUNTY, KANSAS

BOARD OF COUNTY COMMISSIONERS



JACK SPRATT
CHAIRMAN
COMMISSIONER THIRD DISTRICT

DONALD E. GRAGG
CHAIRMAN PRO-TEM
COMMISSIONER FIRST DISTRICT

TOM SCOTT
COMMISSIONER
SECOND DISTRICT

COUNTY COURTHOUSE • SUITE 320 • WICHITA, KANSAS 67203-3759 • TELEPHONE (316) 268-7411

TESTIMONY OF KIM C. DEWEY
SENATE FEDERAL & STATE AFFAIRS COMMITTEE
HOUSE BILL 2741

MARCH 28, 1984

The Legislature, and in particular this Committee, has dealt extensively with the problems facing the State in regards to detentional/correctional facilities. The problems of overcrowded facilities and shortage of adequate revenues to finance solutions are just as familiar to county officials as they are to members of this Committee.

Sedgwick County operates the largest detentional facility in Kansas which is not run by the State. The overcrowded, sub-standard conditions in the Sedgwick County Jail would make conditions in the State facilities seem pale in comparison. A well-organized planning process is currently underway to identify long and short-range solutions to this problem. One important step towards solving our problems is to solidify the revenue base which supports the jail operation. Current law provides authority for the county to charge the cities within the county for housing of prisoners in the county jail. Sedgwick County began this practice a number of years ago, due primarily to aggregate levy limitations which had been imposed upon the jail operation. The charges collected from cities simply reduced the amount needed to be levied for the jail operations, and left more room to fund the many other vital services whose levies were under aggregate limitations.

This system has proven to be a very unreliable means of financing the jail operation. The cities are often unable to pay because it is difficult for them to anticipate what their jail charges will be and they often do not budget adequately to cover the cost. Our collections have varied dramatically from year to year. For example, in 1981 we collected only \$43,876 in charges compared with \$173,695 the previous year.

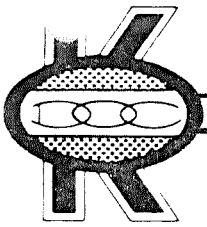
It is our desire to discontinue this practice and to cover the cost of housing city prisoners through a countywide mill levy, just as we pay for the cost of County prisoners. We cannot do this under current aggregate levy limitations. House Bill 2741, as amended by the House Committee of the Whole, would provide this option and allow up to one mill outside of aggregate limitations. We feel that this is justified since the cost of maintaining prisoners is not a controllable cost. The aggregate levy limitations were not intended to cover those costs which the Commissioners cannot control. The

Attachment # 2

Legislature has recognized this, and provided exemption in a number of areas such as Juco tuition, community mental health centers, judgements against the county, etc.

The bill originally provided an aggregate levy limitation exemption for all jail costs and we feel this was appropriate. We are facing the urgent need to either build a new facility or to expand upon and improve the operation of the existing facility. This will take place either by choice or by court order. There are currently three separate lawsuits pending against the County in regard to jail conditions. A court order could be forthcoming at any time. Finding the financing for the capital costs of a new or improved facility is a small problem compared with the problem of financing the additional operating costs under current aggregate levy limitations. The one mill limitation contained in the bill currently would alleviate this problem in the short term, but would probably not address the long-term needs. Other counties are facing or will face the need to build new detention facilities or expand existing ones. They, too, will face the problems of operating costs and levy limitations.

For these reasons, we ask your favorable consideration of House Bill 2741 and to consider returning it to its form prior to amendment by the House Committee of the Whole. Our local jail facilities are an integral part of the Statewide detention system. The same degree of concern and willingness to act exhibited by the Legislature in regard to the State facilities should be extended to our local facilities.



KANSAS DEPARTMENT OF CORRECTIONS

JOHN CARLIN — GOVERNOR

MICHAEL A. BARBARA — SECRETARY

JAYHAWK TOWERS • 700 JACKSON • TOPEKA, KANSAS • 66603
• 913-296-3317 •

TO: SENATE FEDERAL AND STATE AFFAIRS COMMITTEE
FROM: MICHAEL A. BARBARA, SECRETARY OF CORRECTIONS
RE: HOUSE BILL 3100
DATE: March 28, 1984

BILL SUMMARY

The bill would authorize the director of honor camps, with the approval of the secretary of corrections, to permit honor camp inmates to work for governmental agencies and charitable organizations. These inmates would remain in the custody of the secretary of corrections but could be released to work without being accompanied by a correctional official.

BACKGROUND

Honor camp inmates currently work at state lakes. They are assigned to park employees who supervise them during the work day. They are not accompanied by a correctional official. No statutory authority for this arrangements exists.

Other agencies have requested honor camp inmates to assist them with their activities. The honor camps do not have sufficient correctional personnel to accompany the inmates on such work assignments. This means that the honor camps are not able to make inmates available to assist the requesting agencies.

DEPARTMENT POSITION

The Department supports H.B. 3100. This bill will give the director of honor camps the authority to provide manpower to assist governmental agencies with their activities. It will also provide statutory authority for the longstanding practice of permitting inmates to work for the State Park and Resources Authority.

MAB:CES/pa

3/28/84
Attachment #4

BULLETIN FOR SUNDAY, MARCH 25, 1984

GENERAL COLLECTION:

Needed for Week for Budget	\$ 5,000.00	ST. PATRICK'S DAY	\$ 808.15
Collection for This Week	4,029.80	LENTEN NOONDAY	408.55
Under Budget This Week	970.20		
Over Budget This Year to Date	3,304.30		

MASSES FOR THE WEEK

- SUN: 7:00 Joseph Goffa by M/M Jack Caldwell
- 9:00 PEOPLE OF THE PARISH
- 10:30 Melvin Stallbaumer by M/M George Stallbaumer
- 12:00 Deceased Members of the Sweeney Family
- 5:00 Gertrude Limbach by the Estate
- MON: 7:00 Leo Scully by Neva Toelkes
- 12:05 Lucille Hackett by Kathleen Dyer
- TUES: 7:00 John Volker by M/M Lew Krause and Family
- 12:05 Deceased Members of the Sweeney Family
- WED: 7:00 Jessie Reynosa by the Family
- 12:05 Father James Moriarity by Bibi Brizer
- 7PM Bob Baum by American Legion Post #400
- THURS: 7:00 Inez Montague by Agnes Wright
- 12:05 Gertrude Limbach by Greg and Donna Mathena
- FRI: 7:00 George Cook by Mrs. Catherine Lowell
- 12:05 Nina O'Connor by Francis O'Connor
- SAT: 7:00 COMMUNION SERVICE
- 4:00 Eugene Denning by Mrs. Eugene Denning
- SUN: 7:00 Wanda Bennett & Clare & Helen Brown by Robert Bennett
- 9:00 Robert Leonard by Mrs. Robert Leonard
- 10:30 M/M Edward Kerwick - 50th Wedding Anniversary
- 12:00 John Espinosa by M/M John Cuevas
- 5:00 PEOPLE OF THE PARISH

Compliments.

Bronnora
OF
TCEKA
Greg and Donna Mathena

BINGO..March 26, 1984 will be the last time for Monday night bingo here at the Assumption for the present time. The Parish or some organization of the parish might play bingo sometimes, but the regular Monday night bingo will end on the last Monday of March. The reason - we are not making enough money to keep doing it. When we started bingo a number of years ago, we were one of the few places who had bingo. Now there are a number of places so our numbers are not large enough to make money and we have to offer high prizes to draw crowds which results in insufficient amounts of money to warrant keeping bingo open. I wish to thank very much, all of those of you who have supported bingo over the years. Those who came and played, worked, brought food and sold food. The hundreds of hours you have spent are greatly appreciated. We as a parish, have to be able to read the signs of the times, and they say for us, at present,--bingo is not for us.

Father Kearns

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- ASSUMPTION GRADE SCHOOL--will have kindergarten enrollment Monday, March 26, from 8:30-10:30a.m., 1:00-2:30p.m. and 4:00-5:30p.m. in the school, 735 Jackson. Enrollment will take place in the kindergarten room. Kansas Law states that youngsters must be five years old by September 1. Please bring birth certificate. For additional information, call 235-0953.
- DAUGHTERS OF ISABELLA..business meeting, Tues., March 27, 7:00 p.m. St. Joseph Church. Corporate Mass and breakfast, Sacred Heart Church, Sunday, April 1. Please meet in the church hall by 7:30A.M.
- BEGINNING EXPERIENCE..a weekend program designed to help widowed, separated and divorced persons. March 30-April 1, Paola, Kas. Persons wanting more information call Nancy (913) 341-6244 or Bob (913) 648-3242.
- SPRING SHAPE UP...Work Out and Aerobic Classes begin April 2, Assumption School. Contact Cathy McLaughlin, 286-1042.
- STEP INTO SPRING WITH THE EXCEPTIONS...is the theme of the Hayden Mothers' Club fund-raiser dance scheduled for April 7 at the Knights of Columbus Hall. The "Exceptions" will provide the music from 8-12p.m. The dance is open to members and guests of the Knights of Columbus with tickets on sale for \$7.50 per person. Tickets may be purchased from any Mothers' Club parish chairperson, or by calling faculty representative, Susie Bridson at Hayden High School, 272-5210 during school hours.
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COMPANION TO A 90-Year old lady. Live in the home. Duties consist of light house work and cooking. Salary and room/board. Contact Sherrie Zeller 232-3685

LOOK AHEAD: The EVENT of the year, The ASSUMPTION ANNUAL TURKEY DINNER/BAZAAR/RAFFLE, WILL BE HELD SUNDAY, OCTOBER 21, 1984.

Atch. 4