

Approved

Stephen R. Cloud
Date 2-27-85

MINUTES OF THE HOUSE COMMITTEE ON GOVERNMENTAL ORGANIZATION

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

9:09 a.m./~~p.m.~~ on February 21, 1985 in room 522-S of the Capitol.

All members were present except:

Committee staff present:

Avis Swartzman - Revisor
Carolyn Rampey - Legislative Research Dept.
Jackie Brey Meyer - Committee Secretary

Conferees appearing before the committee:

Representative Aylward - Bill Sponsor
Bill Edds - General Counsel, Department of Revenue
Keith Hall - Salina Chamber of Commerce
David Brant - Topeka Chamber of Commerce
Burt Cantwell - Superintendent, Kansas Highway Patrol
John Lamb - Director, Alcohol Beverage Control, Department of Revenue

The meeting of the Governmental Organization Committee was called to order at 9:09 a.m. by Representative Stephen R. Cloud, Chairman. The minutes of the February 14 meeting were approved. February 19 minutes were distributed.

The chairman had some announcements for the committee. He asked members to keep a close watch on the calendar as the subcommittees were in the final stages of their work. There will be hearings on Tuesday, Wednesday and Thursday of next week, leaving Monday and Friday for subcommittee work.

Another item of business was two proposed bills that have come from the Subcommittee 2 review of the treasurer's office. The first deals with the requirement of the treasurer's office to notify persons who have unclaimed property. The banks have already had these names for seven years. The reports from the banks come in at staggered intervals. The treasurer's office must publish the information received within 120 days. This particular law could be changed through a bill which would make the requirement twice a year instead of 120 days. Another concept of the bill was discussed dealing with the length of time the names must be held and if they could be disposed of eventually. Placing the names on microfilm was brought up. Joan Finney, State Treasurer, said that the custodial act states that these names must be held in perpetuity. All states are required to do this, but there would be no problem with putting these names on microfiche. The chairman stated that a motion would be in order. Representative Roper moved to have a bill drafted and introduced that would change the required time the treasurer's office has to notify persons who have unclaimed property to twice a year instead of 120 days. Representative Love gave a second to the motion. The motion carried.

The second proposed piece of legislation deals with those persons who have unclaimed property that have the social security numbers. These names could be given to the Department of Revenue. A cross check could be run to see if any of the social security numbers match. The good addresses could be turned over to the treasurer's office.

Bill Edds, General Counsel, Department of Revenue, cited K.S.A. 79 32-34 and said that there would be trouble with the IRS because they do not like sharing this information. They have a very negative attitude toward sharing information of any type. The Department does not want to jeopardize their agreement with them. He sees no problem with going ahead with a bill and see where it goes from there. Representative Roper moved to have the bill drafted and introduced. Representative Hassler gave a second to the motion. The motion carried.

The committee proceeded with HB 2231, an act establishing a department of public safety and law enforcement. The chairman introduced Representative Aylward, Bill Sponsor who provided the committee with two attachments. The first attachment was a copy of her testimony (See Attachment A) and the second attachment was from the Legislative Research Department showing states which have a department of public safety or some similar type agency (See Attachment B)

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.

SRC

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON GOVERNMENTAL ORGANIZATION,
room 522-S, Statehouse, at 9:09 a.m. ~~xxx~~ on Thursday, February 21, 1985

Representative Aylward went over the basic provisions which would create a Department of Public Safety and Law Enforcement and also a Secretary of Public Safety and Law Enforcement who would be appointed by the Governor. The Department would combine the Kansas Highway Patrol, Kansas Bureau of Investigation, State Fire Marshal, Alcohol and Beverage Control Division of Department of Revenue, and Law Enforcement Training Academy. It calls for this Department to be located in Saline County. It addresses the issues of combining the state law enforcement agencies in the Department, locating them all in one location and naming Salina as the location for the new Department. This would make for greater cooperation between law enforcement agencies. Facilities could be shared along with communications equipment. Twenty-one other states are currently under a similar Secretary-Department System. Salina's central location, at the crossroads of the state's two major interstate highways, and the fact that all the land necessary for the facility would be donated for this facility, make this very attractive. Representative Aylward said that even those who do not agree with her could see the need for an interim study of the consolidation of the law enforcement agencies. On being asked if there was a fiscal note prepared on this, Representative Aylward replied that she had not had one prepared. The chairman stated that one had been prepared by the budget department. Three new positions consisting of Secretary of the Department, special assistant and personal secretary would cost \$130,000.

Keith Hall, Salina Chamber of Commerce stated that he fully endorses HB 2231 and said Salina has much to offer. He cited the fine school system, two four-year colleges, Kansas Technical Institute, Salina Vocational Technical and Brown Mackee School of Business located there. He encouraged the committee to vote favorably on this bill.

David Brant, Topeka Chamber of Commerce spoke briefly, saying that Topeka is proud to be the seat of state government. He brought with him the Sunday Topeka Capitol newspaper which had several sections dealing with Topeka's growth.

Burt Cantwell, Superintendent, Kansas Highway Patrol, said he can see both sides of the issue. Combining into one department would be good but he can see opposition coming from several sides on the different agencies. He thinks an interim study would be a good thing.

John Lamb, Director, Alcohol Beverage Control, Department of Revenue, said he echoed what Superintendent Cantwell said and that there is fragmentation in the law enforcement area. As Director of his agency, he is not opposed to a study of the feasibility of combining the law enforcement agencies.

As there was no one else to speak on the bill, the chairman concluded the hearing on HB 2231. He told committee members who were going to Washington that no final action on bills would be taken while they were gone.

The meeting was adjourned at 9:51 a.m.

TO: House Governmental Organization Committee
FROM: Rep. Jayne Aylward
RE: HB 2231

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, and Law Enforcement 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.
- (5) HB 2231 addresses three separate issues:
 - Combining the state law enforcement agencies in the Department of Public Safety and Law Enforcement.
 - Locating all divisions of the Department of Public Safety and Law Enforcement in one location.
 - Naming Salina as central location for new department.

B.
RATIONALE

- (1) A Secretary-Department System would greatly enhance cooperation and interaction between law enforcement agencies. By their nature, these various entities must continuously work together, and they answer to a variety of "bosses." Under HB 2231 one person would have final jurisdiction over all branches of the department, ergo, more efficient and harmonious law enforcement.
- (2) Same location will enable various branches to share laboratories, training facilities and instructors, and communications equipment.
- (3) Twenty-one (21) other states are currently under a similar Secretary-Department System.

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Attachment A

- (4) One location would greatly enhance accessibility and convenience for Kansas citizens.

C.

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.

D.

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 move, or non-move to the Santa Fe 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.

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

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Attachment B

<u>State</u>	<u>Appointing Authority for Agency Head</u>	<u>Components of Agency</u>
Connecticut	Governor	State Police Fire Bondsman 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.

<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

