

Approved 2-2-87 Ivan Sand
Date

MINUTES OF THE House COMMITTEE ON Local Government

The meeting was called to order by Representative Ivan Sand at
Chairperson

1:30 ~~AM~~ p.m. on February 25, 1987 in room 521-S of the Capitol.

All members were present except:

Representative Miller, Excused
Representative Baker, Excused
Representative Douville, Excused
Committee staff present:

Mike Heim, Legislative Research Dept.
Bill Edds, Revisor of Statutes' Office
Sharon Green, Committee Secretary

Conferees appearing before the committee:

Ray Bloxsom, Legal Advisor, City of Topeka Police Department
Representative Clifford Campbell
Nancy Welch, Douglas County Treasurer
Representative Bill Wisdom
Dr. Robert Hale, Superintendent, Turner School District #202
Janet Sharp, Member, Turner Board of Education
Richard Funk, Kansas Association of School Boards

Chairman Sand called the meeting to order.

Mike Heim gave the committee members an overview of HB 2400, stating that the bill amends the criminal code to authorize the trial court to forfeit to the law enforcement agency weapons seized in regard to the crimes of unlawful use of weapons, an aggravated weapons violation or the unlawful possession of a firearm. He stated that the agency may use the weapons or dispose of them.

Ray Bloxsom testified in support of HB 2400, stating that this bill would allow all law enforcement agencies across the state to convert certain weapons to their use, or the property may be traded for other needed equipment. (Attachment 1) He also stated that the weapons referred to would be disposed of after they are no longer needed for evidence.

Motion was made by Representative Bowden and seconded by Representative Acheson to favorably pass HB 2400. The motion carried.

Chairman Sand turned the committee's attention to HB 2227, previously heard in the committee.

Motion was made by Representative Francisco and seconded by Representative Johnson to favorably pass HB 2227. The motion carried.

Representative Campbell testified in support of HB 2402, stating that this bill clarifies that whenever any date prescribed in the statutes for the payment of real estate and personal property taxes occurs on a weekend, the date for payment shall be extended to the next following regular business day.

Nancy Welch testified in support of HB 2402, stating that she was representing the Kansas County Treasurer's Association, and that extending the payment date of personal property and real estate taxes to the next following business day is a significant step in keeping positive relationships with the public. (Attachment 2)

Motion was made by Representative Beauchamp and seconded by Representative Holmes to favorably pass HB 2402. The motion carried.

Representative Wisdom testified in support of HB 2051, stating that this bill was requested by an individual in his district, and that the intent of the bill was to address that no non-profit organization could have use of recreation facilities without an annual audit of the financial records of such organization. He stated that the bill was intended to only include those non-profit organizations dealing with baseball, softball, basketball,

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 House COMMITTEE ON Local Government,
room 521-S, Statehouse, at 1:30 ~~am~~ p.m. on February 25, 1987

soccer, and the like. He stated that the bill did not clarify those non-profit organizations.

Robert Hale testified in support of HB 2051, stating that this bill would be a good business practice and that he was concerned that the funds for the non-profit organization be used only for the purpose the organization was drafted.

Janet Sharp testified in support of HB 2051, stating that she was concerned that if tax dollars were used by supplying the facilities, that the dollars be used for the purpose intended. She also stated that an annual audit would insure this. She cited an example of a local problem where the facilities provided by the recreation commission were misused.

Richard Funk testified in opposition to HB 2051, stating that he was concerned about legislating how non-profit organizations may use their money, and that present statutes give recreation commissions the right to set policy.

A discussion was held among the committee members and the conferees.

Chairman Sand suggested that Representative Wisdom look at HB 2424, to see if this bill dealing with recreation commissions would address this problem. He also recommended that the bill, HB 2051, needed some clarification or if perhaps it could be a localized bill. Representative Wisdom agreed to the Chairman's recommendations.

Chairman Sand turned the committee's attention to HB 2152, previously heard in the committee.

Chairman Sand appointed a sub-committee to study and amend HB 2152, with Representative Patrick as chairman, and Representatives Dean and Holmes as members. The sub-committee is to report to the committee on Monday, March 2.

The minutes of February 24 were approved as presented.

Meeting adjourned.



CITY OF TOPEKA

Department of Police
204 W. 5th Street
Topeka, Kansas 66603
Phone 913-354-9551

February 24, 1987

Local Government Committee

SUBJECT: House Bill 2400

The Topeka Police Department extends its appreciation to the House Local Government Committee for the opportunity of our representative to speak to you in support of House Bill 2400.

Mr. Ray Bloxsom, the Department's Legal Advisor, has been instrumental in a process used by this Department wherein we have been able to provide for and issue firearms to most officers of our Agency. I'm sure Mr. Bloxsom will be able to respond to most questions you may have.

Again, our appreciation for the opportunity to appear before your committee.

Sincerely,

Robert L. Weinkauff

ROBERT L. WEINKAUF
Chief of Police

RLW/kd

*Attachment 1
2-25-87*

GENTLEMEN AND LADIES, THANK YOU FOR THE OPPORTUNITY TO APPEAR BEFORE YOU TODAY ON BEHALF OF THE TOPEKA POLICE DEPARTMENT, TO SPEAK IN FAVOR OF HOUSE BILL 2400, NOW BEFORE THIS COMMITTEE.

IN THESE FINANCIALLY TIGHT TIMES, EVERY LAW ENFORCEMENT AGENCY IS FACED WITH THE NEED TO AUGMENT THEIR BUDGETS TO OBTAIN NEEDED EQUIPMENT. UNDER THE PRESENT STATE LAW, COUNTIES MAY HAVE THE ADVANTAGE OF CONVERTING CERTAIN WEAPONS TO THEIR USE, OR THE PROPERTY MAY BE SOLD AND THE PROCEEDS SENT TO THE STATE TREASURER. THE PROPOSED LEGISLATION IN HOUSE BILL 2400 WOULD PERMIT ALL LAW ENFORCEMENT AGENCIES ACROSS THE STATE TO BENEFIT FROM SUCH WEAPONS, AND EITHER USE THEM OR TRADE THEM FOR OTHER NEEDED EQUIPMENT, TO THE ADVANTAGE OF THE TAX PAYERS, IN THEIR COMMUNITY. INDIVIDUAL QUANTITIES ARE SMALL, PERHAPS, BUT OVER TIME, ENOUGH COULD BE ACQUIRED TO TRADE FOR USEFUL ITEMS. SOME INDIVIDUAL WEAPONS ARE BETTER THAN THOSE NOW IN USE BY SOME DEPARTMENTS, AND COULD BE IMMEDIATELY USEFUL. IN EITHER EVENT, THE BENEFIT TO THE COMMUNITY IN IMPROVED CAPABILITY AT NO ADDITIONAL COST, WILL BE IMMEDIATE.



Douglas County Treasurer

DOUGLAS COUNTY COURTHOUSE

Eleventh & Massachusetts

Lawrence, Kansas 66044

February 25, 1987


TO: Committee on Local Government
FROM: Nancy Welsh, Douglas County Treasurer
RE: House Bill 2402

Mr. Chairman and members of the committee. I am representing the Kansas County Treasurer's Association on House Bill 2402. We as an Association are in complete support of House Bill 2402.

Following the laws for payment of personal property and real estate taxes becomes difficult when the due date happens to be Saturday or Sunday and the Treasurer's office is closed. On the county level, most of our day is spent dealing with the public and listening to their concerns. Extending the payment date of personal property and real estate taxes to the next following business day is a significant step in keeping positive relationships with the public.

It not only benefits the taxpayer but saves time on Treasurer's employees when having to explain the reason interest is due even though individuals try to pay on time.

We understand the necessity for your time being spent on larger issues but do appreciate your concerns for the taxpayer. This bill will definitely be a positive measure towards service to the taxpayer. We ask your continued support in having this bill enacted.


Nancy Welsh
Douglas County Treasurer

Nancy L. Welsh, County Treasurer
Courthouse

Eleventh & Massachusetts / Lawrence, Kansas 66044 / (913) 841-7700

Attachment 2

2-25-87