

Approved Thomas F. Walker 1-88
Date

MINUTES OF THE HOUSE COMMITTEE ON GOVERNMENTAL ORGANIZATION

The meeting was called to order by Representative Thomas F. Walker at
Chairperson

9:00 a.m./p.m. on Tuesday, February 9, 1988 in room 522-S of the Capitol.

All members were present except:

Representative Brown - Excused

Representative Peterson

Committee staff present:

Avis Swartzman - Revisor

Carolyn Rampey - Legislative Research Department

Mary Galligan - Legislative Research Department

Jackie Breymeyer - Committee Secretary

Conferees appearing before the committee:

Representative Denise Apt

Patricia Lane, Lieutenant Colonel, Civil Air Patrol

George Boyd, Director, Division of Aviation, Kansas Department of Transportation

Betty Dicken, Aero Space and Senior Training Officer, Civil Air Patrol

Tom Handley, CAP National Headquarters, Legal Counsel, Montgomery, Alabama

Chester Peterson, Salina CAP Squadron, Journalist, Director of Operations & Mission Co-ordinator

Dale Dickson, CAP, Reading, Kansas Pilot

The meeting was called to order by Representative Thomas F. Walker, Chairman. He stated the minutes would stand approved at the end of the meeting if there were no corrections or additions. The first order of business was final action on HB 2705, dealing with the joint committee on administrative rules and regulations.

Representative Bowden moved HB 2705 be reported favorably for passage. Representative Weimer gave a second to the motion. The motion carried.

The committee turned to HB 2700 - creating the Department of Civil Air Patrol

Representative Denise Apt, bill sponsor, spoke to the bill. (Attachment 1)

She told how the CAP volunteers have helped the State of Kansas on many occasions. The CAP volunteers aid in search and rescue, disaster relief and civil defense. She stated the fiscal note provided by the Kansas Wing is \$19,620. This money would come from the state general fund and pay a part-time clerical person plus some operating expenses. She directed attention to Sec. 2 of the bill where it said the CAP may cooperate with any department or agency in Kansas or with the United States government. Sec. 3 says the commanding officer of the Kansas wing, CAP, may issue vouchers covering all expenditures of moneys of the department. Sec. 4 covers the statute which is amended to cover workers compensation. She then went on to page 6, lines 0198 through 0200 which defines "Civil Air Patrol member" She ended her presentation by reading from her testimony wherein HB 2700 clearly states "No funds shall be expended for uniforms or personal equipment of any member of the Civil Air Patrol or for the purchase of aircraft or motor vehicles, nor shall any money be paid out of appropriated funds for any salaries, except for secretarial or administrative support personnel. The commanding officer is authorized to apply for and accept federal funds for use in funding secretarial or administrative support personnel."

Representative Apt was asked about liability. She replied that it would be a concern but she is not knowledgeable enough in that area to answer questions about it. It would be addressed by one of the other conferees.

Chairman Walker thanked Representative Apt and introduced Patricia Lane, Lieutenant Colonel and Deputy Commander, CAP. Ms. Lane told how the CAP is a good thing for the state and its citizens and the variety of ways the patrol helps and functions. She introduced the next conferee, George Boyd.

Mr. Boyd, Division of Aviation, KDOT, said the CAP is an organization structured like the Air Force, but is non-combatant. He spoke of search and rescue; the CAP cadet program, and the senior program. He stated that if they could be reimbursed for some of the fuel and travel expense that many members have it would be a great help. Mr. Boyd said a part-time position would aid greatly in the continuity of administration. He will be glad to send members of the committee his comments in written form and will see that they are provided. (Attachment 2) Colonel Ralph Rissmiller, absent but sending in testimony, (Attachment 3)

CONTINUATION SHEET

MINUTES OF THE HOUSE COMMITTEE ON GOVERNMENTAL ORGANIZATION

room 522-S, Statehouse, at 9:00 a.m. on Tuesday, February 9, 1988

Betty Dicken, Aero Space and Senior Training Officer, CAP, spoke of the part she plays in the organization. She meets with colleges and universities across the state. Over 50% of the people employed in the state are connected with the aero space industry. She conducted six workshops this summer. She contacts over three hundred teachers and they, in turn, contact approximately thirty students each. This is how the information on CAP is gotten out to the students and how the organization is promoted. Ms. Dicken said supplies are paid for out of dues; the mailings are also.

Tom Hanley, Montgomery, Alabama spoke to the bill next. He is legal counsel for CAP. He strongly urged passage of the bill. He stated it would greatly enhance the organization and its services to the state. The Kansas Wing led the nation in blood saves last year. There are six hundred people on call twenty-four hours a day ready to serve Kansans. It is the "best buy in government".

Mr. Handley said the workers compensation provision is important because the CAP people would have coverage from both sides. They are covered by federal, and the senior CAP members would be covered by state. The cadets below age eighteen would not be covered. As regards liability, common law tort actions would be eliminated.

Chester Peterson, CAP, Salina, gave a more personalized view of the Civil Air Patrol. He told the story of a small town where the civil air patrol had flown in blood for a man. They don't know how many lives CAP saves, but they are ready to respond to any emergency, and emergencies of this type happen quite often.

Dale Dickson, CAP, Reading, Kansas, stated the emphasis the patrol puts on education. The education that takes place around the state offers the youth a character building experience and a chance to belong to a worthwhile organization.

The Chairman thanked all the conferees. The question was asked if anyone had heard of any opposition to this bill. It was the general consensus that no one had heard of any opposition at this time.

The Chairman asked the committee to meet Wednesday at the rotunda on the first floor for the field trip to the Department of Commerce at 9:00 a.m.

The meeting was adjourned.

DENISE C. APT

GOVERNMENTAL ORGANIZATION COMMITTEE: Testimony for February 9, 1988
9:00 A.M. Room 522-S

PROPONENT FOR HB-2700

THANK YOU, MR. CHAIRMAN, MEMBERS OF THE COMMITTEE.

I INTRODUCED H.B. 2700 WHICH IS A COMPANION BILL TO S.B. 233 AND PROVIDES FOR THE ESTABLISHMENT OF A DEPARTMENT OF CIVIL AIR PATROL WITHIN STATE GOVERNMENT.

I SUPPORT THIS FOR GOOD REASONS. THE CAP IS COMPOSED OF VOLUNTEERS AND HAS BEEN MOST HELPFUL TO THE STATE ON MANY OCCASIONS. I'M SURE YOU'RE ALL FAMILIAR WITH THE EMERGENCY SERVICES IT PERFORMS IN THE AREA OF SEARCH AND RESCUE, DISASTER RELIEF AND CIVIL DEFENSE.

BY BRINGING THE CAP INTO THE STATE ITS ACTIVITIES CAN BE COORDINATED WITH OTHER STATE AGENCIES. ALSO, EXPERIENCE IN OTHER STATES HAS SHOWN THAT WHEN CAP IS BROUGHT UNDER THE STATE MANTLE ITS OPERATION INCREASES IN EFFICIENCY AND BENEFIT TO THE STATE.

THE FISCAL NOTE PROVIDED BY THE KANSAS WING IS \$19,620 FROM THE STATE GENERAL FUND WHICH CALLS FOR HALF-TIME CLERICAL POSITION AND OTHER OPERATING EXPENSES. H.B. 2700 CLEARLY STATES:

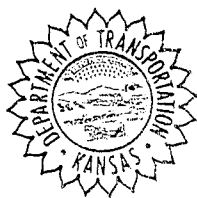
"NO FUNDS SHALL BE EXPENDED FOR UNIFORMS OR PERSONAL EQUIPMENT OF ANY MEMBER OF THE CIVIL AIR PATROL OR FOR THE PURCHASE OF AIRCRAFT OR MOTOR VEHICLES, NOR SHALL ANY MONEY BE PAID OUT OF APPROPRIATED FUNDS FOR ANY SALARIES, EXCEPT FOR SECRETARIAL OR ADMINISTRATIVE SUPPORT PERSONNEL. THE COMMANDING OFFICER IS AUTHORIZED TO APPLY FOR AND ACCEPT FEDERAL FUNDS FOR USE IN FUNDING SECRETARIAL OR ADMINISTRATIVE SUPPORT PERSONNEL."

FOR THE BENEFIT OF KANSAS I ASK FOR YOUR FAVORABLE CONSIDERATION OF H.B. 2700. THANK YOU FOR YOUR TIME AND INTEREST. I WILL BE HAPPY TO STAND FOR QUESTIONS.

ATTACHMENT 1
G.O. COMMITTEE

2/9/88

STATE OF KANSAS



KANSAS DEPARTMENT OF TRANSPORTATION

Docking State Office Building
Topeka 66612-1568
(913) 296-3566

Horace B. Edwards
Secretary of Transportation

February 9, 1988

Mike Hayden
Governor of Kansas

Memorandum to: Representative Thomas E. Walker, Chairman
House Committee on Governmental Organization

From: George M. Boyd, Director
KDOT Division of Aviation

Subject: House Bill No. 2700

Mr. Chairman, Members of the Committee, thank you for the opportunity to appear before you today to comment on House Bill Number 2700.

As Director of Aviation, Kansas Department of Transportation, I would like to present the following remarks and recommendations concerning the referenced bill.

There are many volunteer tasks and functions which the Kansas Wing, Civil Air Patrol (CAP), the Official Auxiliary of the United States Air Force, performs for our state of which you may not be aware. I will highlight those which directly support aviation and the Aviation Division of the Kansas Department of Transportation (KDOT).

SARDA: The Commander of the Kansas Wing, Civil Air Patrol, is the Deputy Director of the Kansas State and Regional Disaster Airlift (SARDA) Program and as such has direct input to the air operations annex of the State Disaster Emergency Plan. Members of the CAP are also mission coordinators for state and national disaster operations with participating State and CAP personnel and civil aircraft under the guidance of the Disaster Preparedness Division (Adjutant General) and the Division of Aviation (KDOT).

PROMOTION OF STATE: The Kansas Wing, CAP, with approval of the National CAP Headquarters and the State Aviation Advisory Committee (KDOT), has implemented a program, with the sale of wings, license plates and patches, which promotes aviation in Kansas. The CAP is a member of the State Aviation Advisory Committee (KDOT). (See attached.)

ATTACHMENT 2
G.O. COMMITTEE

2/9/88

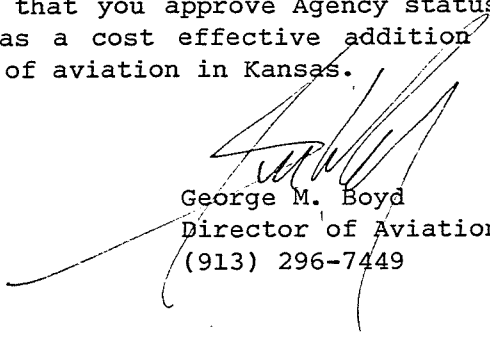
Memorandum to Representative Walker
February 9, 1988
Page Two

LOW LEVEL TRAINING ROUTES: The USAF has numerous low level air training routes throughout Kansas. The CAP flies these routes to insure that the routes are safe. This is in direct support of the KDOT Division of Aviation, since the KDOT Aviation staff is too small to fly all of these missions. The CAP also flies State airport inspectors to inspection duties at several Kansas airports.

EDUCATION: Members of the Kansas Wing, CAP, participate in several workshops each summer during which they teach aerospace education to school teachers. The teachers receive credit hours for these courses. The Civil Air Patrol is represented on the Kansas Commission on Aerospace Education.

AVIATION SAFETY: The CAP conducts aviation safety programs in conjunction with the Federal Aviation Administration (FAA) and the KDOT Aviation Division to promote safety of flight in Kansas.

The Aviation Division of the Kansas Department of Transportation appreciates and values the continuing CAP voluntary contributions to state government. We recommend that you approve Agency status for the Kansas Wing of the Civil Air Patrol as a cost effective addition to state government. Thank you for your support of aviation in Kansas.



George M. Boyd
Director of Aviation
(913) 296-7449

GMB:lls

cc: Horace B. Edwards
Secretary of Transportation

KANSAS AVIATION PROMOTION PACKAGE

Official Package

Four Items \$15.00



Cloth Wings

Silver/Brown/Yellow
(4½" long x 2" wide)



Cloth Patch

Grey/Brown/Yellow
(4½" long x 2½" wide)



Metal License Plate
Grey/Brown/Yellow
(12" long x 6" wide)



Metal Wings
Silver/Brown/Yellow
(2" long x 5/8" Wide)

Approved by: HQ CAP Maxwell AFB, AL and the
Aviation Advisory Committee of the
Kansas Department of Transportation

CIVIL AIR PATROL STATEMENT
TO THE
HOUSE, COMMITTEE ON GOVERNMENTAL ORGANIZATION
STATE OF KANSAS

I am Ralph W. Rissmiller, Jr. of Wichita Kansas, a Colonel in the Kansas Wing Civil Air Patrol. I am the Commander of the Kansas Wing CAP, having been duly appointed to that position pursuant to Civil Air Patrol's Bylaws on October 20th, 1984.

The purpose of this statement is to provide this Committee and the House with Civil Air Patrol's views and recommendations with respect to House Bill 2700, providing for the establishment of a Department of Civil Air Patrol within the state government.

A few preliminary comments are necessary to provide the background for our recommendations.

Civil Air Patrol (CAP) was given a federal corporation charter in 1946 under 36 USC Section 201-206. In 1947, the Congress designated CAP as the official auxiliary of the United States Air Force under 10 USC 9441 and by that law authorized limited Air Force support in logistics and advisory personnel. The logistics assistance consists of aircraft, vehicles and some communications equipment. CAP wings receive no direct federal appropriations and rely on member dues, donations, and state appropriations for their operational funding.

CAP today consists of some 66,000 members nationwide. It is divided into 8 regions and 52 wings, with a wing in each state, the District of Columbia and Puerto Rico. The charter received from Congress specified that CAP would perform emergency services, aerospace education and conduct a cadet program for young people.

ATTACHMENT 3
G.O. COMMITTEE

2/9/88

The emergency services mission of CAP is perhaps the best known by state officials. CAP functions in each state in the areas of search and rescue, disaster relief and civil defense. In search and rescue, CAP is credited with flying over 87% of all search missions performed in this country each year resulting in the saving of hundreds of lives. Each year CAP assists states in a number of disaster relief operations. CAP flies blood, tissue and organs for the American Red Cross. These missions are performed with approximately 500 CAP-owned aircraft, 8,000 member-owned aircraft, 2,000 vehicles and 27,000 licensed radio stations. The remarkable thing is that all of this is done by CAP unpaid volunteers at a great savings to the taxpayers. I must add that all of this is done without a great deal of public awareness.

The Kansas Wing has over 600 volunteer members, 5 CAP-owned aircraft, approximately 25 member-owned aircraft, and 9 CAP-owned vehicles including a mobile command and communications van and three 4-wheel drive ground rescue vehicles. This wing stands ready to serve the state of Kansas in a variety of emergency situations. Some of the Committee members may be familiar with the services the Wing has rendered to the state. For example, during 1987 the Kansas Wing conducted the following missions:

- 66 priority blood transportation missions (air and ground)
- 20 search and rescue missions tasked by the USAF
- 4 emergency assistance missions to support local authorities in
missing person searches
- 3 disaster relief missions to conduct aerial damage assessment and
survey activities following major storms
- 5 USAF funded training missions
- 6 local training missions

a result of these efforts, the Kansas Wing was credited with 4 lives saved and 67 life-threatening situations averted. In addition, numerous public service activities were conducted by individual local units in support of local events. These included: crowd management, medical assistance (first-aid), communications, etc. All totaled, over 19,500 man-hours of volunteer emergency service was donated by members of the wing during 1987.

In addition to emergency services activities, the Civil Air Patrol also conducts an excellent aerospace education program in conjunction with many elementary and secondary schools and various colleges and universities throughout the state. Through this program, we are able to encourage and assist many teachers in providing informative lessons on the value of aerospace knowledge in today's society. Here in Kansas, the air capitol of the world, we foster the education programs that will provide the future workers and managers of the aerospace industry.

In the third of Civil Air Patrol's three missions, we provide a cadet program for young men and women age 13 to 18. This program provides our young people with aviation and aerospace training conducted in an atmosphere that builds personal character and moral qualities. The CAP cadet program provides a variety of experiences and opportunities. Among other activities, cadets learn the history of aerospace technology, participate in orientation flights, compete for numerous scholarships, participate in moral leadership activities, and compete for selection to attend the International Air Cadet Exchange program. The CAP cadet program is a well-rounded curriculum intended to help young men and women grow into responsible adult members of the community.

The important point is that all of these services are rendered by volunteers who will leave their jobs or homes when called upon. They train on

their own time, often taking their vacations. All without pay. In addition to the dues that each member pays, it costs him or her an additional average of \$1500 each year to participate and for the privilege of sometimes risking their lives to serve their fellow man.

I believe that the honorable members of this Committee and the House have seen that the service this Wing has and will provide to the state of Kansas is a bargain unique in public service. The Kansas Wing deeply appreciates the cooperation and support it has received from this legislative body.

I submit that establishment of a state Department of CAP is the right thing to do considering the value of the services CAP provides. I submit that much of the cost incurred by CAP members for training and operating expenses are by and large paid for by the members themselves. Finally, our National Headquarters has observed that the quantity and quality of service that a CAP wing can render to the state is directly proportional to the support provided by the state.

A number of other states have adopted statutes which provide state agency status for the CAP wing. Those statutes have worked very well. Such statutes provide oversight, the basis for appropriations, and greatly improve interaction with the various other state agencies that utilize CAP's services. Additionally, all but five states now provide fiscal support to their CAP wings. The experience in each of these states is that it has greatly improved service to the state as well as the functioning of the CAP wing.

CAP strongly urges the adoption of this legislation which will establish the wing's status in Kansas and, I submit, greatly improve its ability to serve the state. The cost to Kansas would be minimal, and the benefits great.

I thank the Committee for permitting me to appear and to express the views of the Civil Air Patrol.