

Approved: 1-30-97  
Date

MINUTES OF THE HOUSE COMMITTEE ON FEDERAL AND STATE AFFAIRS.

The meeting was called to order by Chairperson Garry Boston at 1:30 p.m. on January 16, 1997 in Room 519-S of the Capitol.

All members were present except: Representative Ruby Gilbert, Ranking Minority Member, Excused  
Representative John Ballou, Excused

Committee staff present: Mary Galligan, Legislative Research Department  
Mary Ann Torrence, Revisor of Statutes  
June Evans, Committee Secretary

Conferees appearing before the committee:

Others attending:

The Chairperson welcomed the committee members to the committee and asked the members to introduce themselves and state the District they represent. The Chairperson then introduced the staff.

The Committee Rules were distributed. (See Attachment #1)

The Chairperson announced some upcoming agenda dates had been set for briefings and tours and distributed a list of them. (See Attachment #2)

The Vice Chairperson welcomed the members to the committee.

Representative Mason moved and Representative Lloyd seconded to introduce a committee bill relating to the crime of inflicting harm, disability or death to a police dog or arson dog is knowingly and intentionally, and without lawful cause or justification poisoning, inflicting great bodily harm, permanent disability or death, upon a police or arson dog.; amending K.S.A. 21-4318. The motion carried. (See Attachment #3) The meeting adjourned at 1:40 p.m.

## HOUSE FEDERAL AND STATE AFFAIRS COMMITTEE RULES

1. A substitute motion is in order, but no additional substitute motion shall be in order until the prior substitute motion is disposed.
2. Amendments to motions are not in order.
3. A motion requires a second to be in order.
4. A motion to take from the table shall be in order only when such item is on the agenda or is taken up by the chair. The motion requires a simple majority and is non-debatable.
5. No conferee shall be interrupted during presentation of their testimony, except with the permission of the chair.
6. Questioning of a conferee shall be limited to the subject matter of the agenda for the day.
7. Granting excused absences is reserved to the chair.
8. A request from any member that their own vote be recorded shall be granted.
9. All conferees are requested to submit enough copies of written testimony for all committee members and staff.
10. Encourage use of unanimous consent motion on non-controversial items. Motion should be: "Mr/Madam Chairman, I ask unanimous consent that:" The chair's response should be to repeat the motion then say, "Without objection (slight pause) it is so ordered."
11. Adjournment is reserved to the chair.
12. In any case where committee rules do not apply, House Rules shall govern. All powers, duties and responsibilities not addressed above are reserved to the chair.

The committee meetings will start promptly at 1:30 and it will be very much appreciated for everyone to be on time.

## FEDERAL AND STATE AFFAIRS UPCOMING AGENDA SCHEDULE

Monday, February 3 -- Briefing and introduction of key personnel by Greg Ziemak, Kansas Lottery

Tuesday, February 4 -- Briefing and introduction of key personnel by Myron Scafe, Executive Director, Kansas Racing Commission

Wednesday, February 5 -- Tour of Kansas Lottery, 128 N. Kansas Avenue

Thursday, February 6 -- Tour of Racing Commission, 3400 S. W. Van Buren

Tuesday, February 11 -- Briefing and introduction of key personnel by Larry Welch, Executive Director, Kansas Bureau of Investigation (30 min)

Thursday, February 13 -- Tour of KBI, 1620 S. W. Tyler

Tuesday, February 18 -- Briefing and introduction of key personnel by Bernie Norwood, Director, ABC

Thursday, February 20 -- Tour of ABC, 4 Townsite Plaza, 200 S. E. 6th, Suite 210

MEMBERS COPY

HOUSE BILL NO. 2025

By Committee on Federal and State Affairs

AN ACT concerning crimes and punishments; relating to the crime of inflicting harm, disability or death to certain dogs; amending K.S.A. 21-4318 and repealing the existing section.

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

Section 1. K.S.A. 21-4318 is hereby amended to read as follows: 21-4318. (a) Inflicting harm, disability or death to a police or arson dog is knowingly and intentionally, and without lawful cause or justification poisoning, inflicting great bodily harm, permanent disability or death, upon a police or arson dog.

(b) As used in this section, ~~the term:~~

(1) "Arson dog" means any dog which is owned, or the service of which is employed, by the state fire marshal or a fire department for the principal purpose of aiding in the detection of liquid accelerants in the investigation of fires.

(2) "Fire department" means a public fire department under the control of the governing body of an city, township, county, fire district or benefit district or a private fire department operated by a nonprofit corporation providing fire protection services for a city, township, county, fire district or benefit district under contract with the governing body of the city, township, county or district.

(3) "Police dog" means any dog which is owned, or the service of which is employed, by a law enforcement agency for the principal purpose of aiding in the detection of criminal activity, enforcement of laws or apprehension of offenders.

(c) Inflicting harm, disability or death to a police or arson dog is a ~~class-A-nonperson-misdemeanor~~ severity level 5, nonperson felony.

(d) This section shall be part of and supplemental to the Kansas criminal code.

Fed & State  
1-16-97  
Atch #3

Sec. 2. K.S.A. 21-4318 is hereby repealed.

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