

Approved: March 13, 1997
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 March 11, 1997 in Room 519-S of the Capitol.

All members were present except: Representative Bob Grant, Excused
Representative Steve Lloyd, Excused
Representative Doug Mays, 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: See attached list

The Chairperson stated there would be final action on two bills today.

HB 2479 - Consumer Protection, Relating to Prize Notification.

Staff gave a briefing on **HB 2479**, stating the bill amends the current consumer protection act relating to prize notifications. It clarifies that the current provisions apply to both oral and written prize notifications. That is when someone is notified they have or may have won a prize or offered an opportunity to participate in a promotion for a prize offered. There is a requirement that the "odds" of winning a prize be stated regardless of how many prizes are offered and under the current law it is if only more than one prize is offered that has to be stated. There are specifications as to how large the type has to be. The potential penalty for violation is increased from violation of the law from "\$500" to "\$1,000" on Page 4, line 11.

Representative Vickrey moved and Representative Dahl seconded to move **HB 2479** out favorably. A Division was called. Yeas - 9 and Nays - 8. The motion carried.

HB 2484 - KBI - Authorizing Acceptance of Gifts and Grants, Background Investigation.

Representative Samuelson moved and Representative Long seconded to move **HB 2484** out favorably.

After the motion there was discussion that Dale Finger, KBI, had requested an amendment on deleting lines 32, 33 and 34, and adding amendment. Dale Finger suggested changing KBI amendment to change "applicant" to "appointee" in line 1 of the amendment. The committee agreed to this change at the hearing on March 6. (Attachment 1).

Representative Findley moved and Representative Ruff seconded a substitute motion to accept KBI's balloon amendment. The motion carried.

Representative Ruff moved and Representative Gilbert seconded to change "gifts" to "donation" in lines 10 and 26. The motion carried.

Representative Ruff moved and Representative Klein seconded to add at the end of line 31 "for gubernatorial appointments with approval from applicants" The motion carried.

Representative Samuelson moved and Representative Gilbert seconded to pass **HB 2484** out favorably as amended. The motion carried.

The meeting adjourned at 2:20 p.m. The next meeting will be March 13, 1997.

HOUSE BILL No. 2484

By Committee on Appropriations

2-18

9 AN ACT concerning the Kansas bureau of investigation; relating to the
10 powers, duties and functions thereof; authorizing acceptance of gifts
11 and grants; background investigations; amending K.S.A. 75-712 and
12 repealing the existing section.

13
14 *Be it enacted by the Legislature of the State of Kansas:*

15 Section 1. K.S.A. 75-712 is hereby amended to read as follows: 75-
16 712. (a) It shall be the duty of the members of the bureau to make full
17 and complete investigations at the direction of the attorney general. Each
18 member of the bureau shall possess all powers and privileges which are
19 now or may be hereafter given to the sheriffs of the state of Kansas.

20 (b) The bureau shall be vested with the duty of acquiring, collecting,
21 classifying, and preserving acquire, collect, classify and preserve criminal
22 identification and other crime records, and the exchanging of said may
23 exchange such criminal identification records with the duly authorized
24 officials of governmental agencies, of states, cities and penal institutions.

25 (c) For purposes of carrying out the powers and duties of the bureau,
26 the director may request and accept grants or gifts from any person, firm,
27 association or corporation or from the federal government or any federal
28 agency and may enter into contracts or other transactions with any fed-
29 eral agency in connection therewith.

30 (d) Members of the bureau, at the direction of the director, may con-
31 duct background investigations at the request of the governor of Kansas.

32 ~~Reports of such background investigations including criminal history, non-
33 conviction information and intelligence information shall be made to the gov-
34 ernor.~~

35 (e) Reports of all investigations made by the members of the bureau
36 shall be made to the attorney general of the state of Kansas.

37 Sec. 2. K.S.A. 75-712 is hereby repealed.

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

← The bureau shall require the applicant to be fingerprinted and the fingerprints shall be submitted to the bureau and to the federal bureau of investigation for the identification of the applicant and to obtain criminal history record information including arrest and nonconviction data. Background reports may include criminal intelligence information and information relating to criminal and background investigations. Information received pursuant to this section shall be confidential and shall not be disclosed except to the Governor or members of the governors staff necessary to determine qualifications.

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