

Approved: April 28, 1999

Date



MINUTES OF THE KANSAS 2000 SELECT COMMITTEE.

The meeting was called to order by Chairperson Kenny Wilk at 1:30 p.m. on April 8, 1999 in Room 526-S of the Capitol.

All members were present except: Representative Larry Campbell - excused
Representative Tom Sloan - excused

Committee staff present: Reed Holwegner, Legislative Research Department
Mary Ann Torrence, Revisor of Statutes
Janet Mosser, Committee Secretary

Conferees appearing before the committee: Representative Shari Weber
Representative Tim Carmody
Paul Wilson, Executive Director, Kansas Association of Public Employees
Representative Lynn Jenkins

Others attending: See attached list

Chairperson Wilk opened the meeting to discussion of the minutes of March 18, 22, 23 and 30 which were distributed to the Representatives' offices on April 2.

Representative Osborne moved to approve the minutes. The motion was seconded by Representative Gatewood. The motion carried.

Chairperson Wilk explained that, since this is probably the last meeting, minutes of today's meeting will be sent to each Representative's office. He requested notification of any changes. If there are no changes, he will approve the minutes on behalf of the Committee.

Chairperson Wilk opened the hearing on **HB 2570 - Creating a task force on consolidation of public safety agencies.**

The Fiscal Note was distributed for **HB 2570 (Attachment 1).**

Chairperson Wilk recognized Representative Shari Weber, proponent and sponsor, who explained that while the bill is quite simple, it asks for a task force to study a controversial issue: the feasibility and efficiency that might be achieved by consolidating public safety agencies. Representative Weber provided information on court services, community corrections, and parole office locations as an example of agencies that serve the same clientele but are not located in the same place indicating it might be good to consolidate some of their public safety functions (**Attachment 2**).

Representative Tim Carmody, proponent, was recognized by Chairperson Wilk and gave background information related to the bill. He emphasized that there is no guaranteed outcome from the task force but that the time is right to look at the idea of a task force as a vehicle to address ways to better provide public safety to citizens.

Chairperson Wilk recognized Paul Wilson, Executive Director, Kansas Association of Public Employees (KAPE), neutral, who provided information related to the creation of the task force (**Attachment 3**).

Representative Lynn Jenkins, opponent, was recognized by Chairperson Wilk and provided information on previously proposed legislation and documentation from several state agencies opposing consolidation (**Attachment 4**). Also provided was a list of agencies to be involved in the effort (**Attachment 5**). She expressed her concern about the message this Committee would be sending to organize another mega-agency while there are similar efforts to break up a current State mega-agency because of inefficiency and poor response to the public's needs.

Chairperson Wilk closed the hearing on **HB 2570**.

Chairperson Wilk asked the Committee to keep their attention on **HB 2570**.

Representative Carmody moved to pass the bill favorably. The motion was seconded by Representative Gregory. The motion carried. Representative Jenkins was recorded as voting "no" on the motion.

Chairperson Wilk adjourned the meeting at 2:25 p.m.

STATE OF KANSAS



DIVISION OF THE BUDGET

Room 152-E

State Capitol Building

Topeka, Kansas 66612-1575

(785) 296-2436

FAX (785) 296-0231

Bill Graves
Governor

Duane A. Goossen
Director

April 8, 1999

The Honorable Kenny Wilk, Chairperson
House Kansas 2000 Select Committee
Statehouse, Room 180-W
Topeka, Kansas 66612

Dear Representative Wilk:

SUBJECT: Fiscal Note for HB 2570 by House Committee on Appropriations

In accordance with KSA 75-3715a, the following fiscal note concerning HB 2570 is respectfully submitted to your committee.

HB 2570 would establish a task force of nine members to study the consolidation of public safety agencies into a cabinet level department. The task force would be entitled to compensation, travel expenses, and subsistence expenses and could meet at any time and place within the state at the call of the chairperson. The bill would require the task force to look at the feasibility of combining the Kansas Highway Patrol, the Office of the State Fire Marshal, the Ombudsman for Corrections, the Juvenile Justice Authority, the Parole Board, the Kansas Bureau of Investigation, the Board of Emergency Medical Services, the Division of Emergency Management of the Office of the Adjutant General, the Department of Corrections, the Kansas Sentencing Commission, and the Alcohol Beverage Control Program of the Department of Revenue. The task force would report its findings to the Joint Committee on Corrections and Juvenile Justice and to the Governor on or before November 1, 2000.

Estimated State Fiscal Impact				
	FY 1999 SGF	FY 1999 All Funds	FY 2000 SGF	FY 2000 All Funds
Revenue	--	--	--	--
Expenditure	--	--	\$9,916	\$9,916
FTE Pos.	--	--	--	--

Kansas 2000 Select Committee

Meeting Date 4-8-99

Attachment 1

The Honorable Kenny Wil Chairperson

April 8, 1999

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Legislative Administrative Services estimates that the cost of travel, subsistence, and compensation for this task force would be \$9,916 from the State General Fund in FY 2000. All of the agencies included in the task force's study group indicate that any costs incurred in attending task force meetings to give information could be absorbed without any additional funding.

Sincerely,



Duane A. Goossen
Director of the Budget

cc: Scott Alisoglu, JJA
Marsha Pappen, KBI
Steve Brunkan, Revenue
Jan Johnson, Corrections
Terri Saiya, Parole Board
Beth Fenske, Fire Marshal
Barbara Walder-Hittle, EMS
Walt Darling, Highway Patrol
Janice Harper, Adjutant General
Sharon Schwartz, Legislative Services
Barbara Tombs, Sentencing Commission
Gwen Sims, Ombudsman for Corrections

Combined Table Containing Community Corrections, Court Services, and Parole office locations.
 Note: Not all agencies responded to the request for information.

KANSAS 2000
 4-8-99
 ATTACHMENT 2

COURT SERVICE

COMMUNITY CORRECTIONS

PAROLE OFFICES

Judicial District	Court Service Location(s)	Rent	Expiration Date	Additional Comments	Community Corrections Location(s)	Rent	Expiration Date	Additional Comments	Parole Office Location(s)	Rent	Expiration Date	Additional Comments
1st	Leavenworth C. Courthouse 624 Olive St. Leavenworth KS 66048 5 th and Parallel Atchison KS 66002	None	None	Share with CC, Courts	Same 111 N. 8 th St. Atchison KS	\$563 mon. \$400 mon.	None 9/01	Share with CS, Courts				
2nd	Jackson Co. Courthouse Holton KS 66436 Jefferson Co. Courthouse Oskaloosa KS 66066 Pottawatomie Co. Courthouse Westmoreland KS 66549	None	None	Share with courts								
3rd	Shawnee Co. Courthouse 200 SE 7 th Topeka KS 66603	None	None	County offices	712 SW Kansas Ave Topeka KS 66603	\$9,228 month	6/30/99		3400 SW Van Buren Topeka KS 66611	\$5,958 mon.	9/00	
4th	Franklin Co. County 301 S. Main Ottawa KS 66067 Anderson Co. Courthouse PO Box 305 Garnett KS 66032 Coffey Co. Courthouse PO Box 330 Burlington KS 66839 Osage Co. Courthouse PO Box 549 Lyndon KS 66451	None	None	Share with courts	1418 S. Main, Su. 3 Ottawa KS 66067	\$1,240 mon.	None					
5th	618 Commercial Emporia, KS 66801	None	None	Share with CC and Parole	618 Commercial Emporia, KS 66801	None	None	Share with CS and Parole	618 Commercial Emporia, KS 66801	\$83 mon.	12/98	Share with CS and CC

COURT SERVICE

COMMUNITY CORRECTIONS

PAROLE OFFICES

h	Bourbon Co. Courthouse PO Box 868 Fort Scott KS 66701	None	None	Share with court system	1120 S. National Fort Scott KS 66701	\$550 month	7/31/01					
	Linn Co. Judicial Bldg 318 Chestnut Mound City KS 66756				Linn Co. Judicial Bldg Mound City KS	\$150 month utilities	None	County court				
	Miami Co. Courthouse 120 S Pearl Paola KS 66071				211 N. Silver Paola KS 6607	\$750 month	6/30/99	Share with Parole	211 N. Silver Paola KS 66071	\$100 mon.	6/99	
7th					Douglas Co. Courthouse 1100 Mass. Lawrence KS 66044	None		Court offices	901 Kentucky Su. 106 Lawrence KS 66044	\$825 mon.	7/98	
8th	Geary Co. 801 N. Washington Junction City KS 66441	\$3,200 bond payment	20 year bond	Share with Co. offices All offices share space with regional parole officers and CC	Junction City (Same)	\$3,400 month	None provided	Parole office	801 N. Washington Junction City KS 66441	\$400 mon.	5/00	Share with CC and CS
	Dickinson Co. Courthouse PO Box 127 Abilene KS 67410	None	None		1503 N. Washington Junction City KS	\$761 month	None provided	Juvenile I&A				
	Marion Co. Courthouse PO Box 298 Marion KS 66861	None	None									
	Morris Co. Courthouse 501 W. Main St. Council Grove KS 66846	None	None									
9th	Harvey County Courthouse 8 th and Main Newton, KS 67114	None	None		500 Main Pl, Su.204 Newton KS 67114	\$1,250 month	1/99					
	McPherson County Courthouse Kansas and Maple McPherson, KS 67146				115 E. Marlin #108 McPherson KS 67146	\$872 month	5/00					
.0th	1255 E. 119 th St. Olathe KS 66061	\$24,779 mon.	5/05		135 S. Kansas Ave Olathe KS 66061	\$6,942 mon.	8/99		121 A. E. Park Olathe KS 66061	\$1,942 mon.	3/01	
					9307 W. 74 th St Merriam KS 66204	\$1,282 mon.	1/99					
					6301 Rockhill Rd, Su 421 Kansas City MO 64131	\$1,413 mon.	12/01					

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COURT SERVICE

COMMUNITY CORRECTIONS

PAROLE OFFICES

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11th	Judicial Center Annex 408 N Walnut Pittsburg KS 66762 Cherokee Co. Courthouse 110 W. Maple Columbus KS 66725 Labette Co. Judicial Center 201 S Central Parsons KS 67357	\$1,000 month in Pittsburg	5/00	Pittsburg and Columbus share with CC	613 N. Broadway Pittsburg KS 66762 Same 107 S. 27 th St. Parsons KS 67357	\$1,1125 mon \$100 mon. \$500 mon.	11/99 None	Share with CS Share with CS	708 N. Locust Pittsburg KS 66762	\$730 mon.	6/01	
12th	Cloud Co. Courthouse 811 Washington Concordia KS 66901 Mitchell Co. Courthouse 114 S Campbell Beloit KS 66901 Republic Co. Courthouse 815 M. St Belleville KS 66935 Jewell Co. Courthouse 307 N. Commercial Mankato KS 66956 Lincoln Co. Courthouse 216 E. Lincoln Lincoln KS 67455 Washington Co. Courthouse 214 C Washington KS 66968	None	None	Collocated with CC is Concordia Share with courts	Cloud Co. Courthouse 811 Washington Concordia KS 66901	\$2,100 mon	None	Share with CS				
13th	Butler Co. Courthouse 121 S Gordy El Dorado KS 67042 Greenwood Co Courthouse 311 N Main Eureka KS 67045 Elk Co. Courthouse PO Box 306 Howard KS 67349	None	None	County offices	226 W. Central #310 El Dorado KS 67042	\$1,900 mon.	6/99					

COURT SERVICE

COMMUNITY CORRECTIONS

PAROLE OFFICES

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14th	<p>Montgomery Co. Courthouse PO Box 768 Independence KS 67301</p> <p>City Hall Bldg PO Box 409 Coffeyville KS 67337</p> <p>Chatauqua Co. Courthouse PO Box 306 Sedan KS 67361</p>	None	None	Share with court system	<p>Independence Corp. Offices 200 Arco Pl. Box 846 Independence KS 67301</p> <p>Same</p>	\$360	May 99	None	<p>200 Arco Place Suite 108 Independence KS 67301</p>	\$526 mon.	7/99	
15th	<p>Sherman Co. Courthouse 813 Broadway Goodland KS 67735</p> <p>Thomas Co. Courthouse 300 N Court PO Box 805 Colby KS 67701</p>	None	None		<p>Law Enforcement Center 813 1/2 Broadway Goodland KS 67735</p> <p>Thomas Co. Courthouse Colby KS 67701</p>	None		County offices				
16th	<p>Ford Co. Government Center 100 Gunsmoke Dodge City KS 67801</p> <p>Gray Co. Courthouse 300 S Main Cimarron KS 67835</p> <p>Meade Co. Courthouse Meade KS 67864</p> <p>Kiowa Co. Courthouse Greensburg KS 67054</p> <p>Comanche Co Courthouse Coldwater KS 67029</p> <p>Clark Co. Courthouse Ashland KS 67831</p>	None	None	Share with court system	<p>208 W. Spruce Dodge City KS 67801</p>	None			<p>PO Box 1088 Dodge City KS 67801</p>	\$535 mon.	3/01	
17th	<p>Norton Co. Courthouse PO Box 70 Norton KS 67654</p>	None	None	Share with court system	<p>Same</p> <p>Osborne Co. Courthouse PO Box 160 Osborne KS 67473</p>	None		Courts				

COURT SERVICE

COMMUNITY CORRECTIONS

PAROLE OFFICES

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18th	Sedgwick Co. Courthouse 525 N Main Wichita KS 67203 510 N Main Wichita KS 67203 1015 S Minnesota	None	None	Share with court system	905 N. Main Wichita KS 67203 207 N. Emporia Wichita KS 67202 961 S. Glendale Wichita KS 67218 1015 S. Minnesota Wichita KS 67211	None \$6,333 \$3,209 None	 None 3/03	 County courts	210 N. St. Francis Wichita KS 67202 963 S. Glendale Wichita KS 67218	\$4,823 mon. \$1,903 mon.	6/98 6/98	
19th	Cowley Co Courthouse 311 E. 9 th PO Box 472 Winfield KS 67156 320 E. 9 th Suite C Winfield KS 67516 City Hall 1 st & Central PO Box 1152 Arkansas City KS 67005	None None \$175 mon.	None None Did not provide info	County offices CC City offices	 City Hall 1 st and Central Arkansas City KS 67005	 \$1,650 mon.	 12/98	 Share with CS				
20th	1806 12 th Street Great Bend, KS Unspecified office located in: Rice, Stafford, Ellsworth, Russell counties	None	None	All offices are located in courthouses and none pay rent	1806 12 th Street Great Bend, KS	None	None	Collocated with CS, Parole	1806 12 th Street Great Bend, KS	None	None	Collocated with CS and CC
21st	100 Courthouse Plaza POBox 158 Manhattan, KS Clay County Courthouse POBox 203 Clay Center, KS	None	None		115 N. 7 th Hiawatha KS Manhattan (No Info) Clay Center Sheriff's Dept. Marysville Co. Bldg Seneca (No Info)	\$375 month None None None None	Monthly	None County offices County offices County offices County offices				

COURT SERVICE

COMMUNITY CORRECTIONS

PAROLE OFFICES

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22nd	Brown Co. PO Box 417 Hiawatha KS 66434 Doniphan Co. PO Box 295 Troy KS 66087 Marshall Co. PO Box 86 Marysville KS 66508 Nemaha Co. PO Box 213 Seneca KS 66538	None	None	County Offices									
23rd	1205 Fort Hays, KS 67601	None	5/00	Share with juvenile I&A who pay \$1,100 mon.	1011 Fort Hays KS 67601	\$1,950 mo.	8/98	None					
24th	Ness Co. 105 S. Penn Ness City KS 67560	\$441 mon.	July 2002	Share with CC	Same	\$225 mon.	July 2002	Share with CS					
	Barton Co. 606 Topeka Larned KS 67550	\$388 mon.	Annual, July	Share with CC	Same	\$388 mon.	Annual, July	Share with CS					
25th	504 St. John Garden City KS 67846	None	None	Do not share	601 N. Main, SuA Garden City KS 67846	\$2,212 mon.	11/99	Parole	Same	\$650 mon.	9/00	Share with CC	
26th	Seward Co. Courthouse 415 N. Washington Liberal KS 67901	None	None	County Offices	504 N. Kansas	\$900 mon.	Monthly	Juvenile I&A; Parole	504 N. Kansas Liberal KS 67901				
	Grant Co. Courthouse 108 S. Glenn Ulysses KS 67880												
	Stevens Co. Courthouse 200 E 6 th St. Hugoton KS 67951												
27th	Reno Co. 400 W 2 nd Suite A Hutchinson KS 67501	\$1,657	8/01	CS, CC, Parole	Same	\$2,554 mon.	June 99	CS, CC, Parole	Same, Suite D	\$1,073 mon.	7/00	Share with CC, CS	
28th	Saline Co. Building 300 W. Ash Salina KS 67401	None	None	Share with courts	227 N. Santa Fe, 202 Salina KS 67401	\$3,100 mon.	1/01						
	Ottawa Co. Courthouse 307 N. Concord Minneapolis KS 67467				307 N. Concord Minneapolis KS 67467	none	none						

COURT SERVICE

COMMUNITY CORRECTIONS

PAROLE OFFICES

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th	812 N. 7 th Kansas City KS 66101 9400 State Kansas City KS 66101 710 Nth 7 th Kansas City KS 66101	None	None	Share main office with CC, courts	Same	\$6,000	None	Share with CS	1123 N. 5 th St. Kansas City KS 66101	\$4,880	6/02	
30th	Sumner Co. Courthouse 500 N Washington PO Box 399 Wellington KS 67152 Kingman Co. Courthouse 130 N. Spruce PO Box 495 Kingman KS 67068 Barber Co. Courthouse 118 E. Washington Medicine Lodge KS 67104 Pratt Co. Courthouse 300 S. Nineteenth PO Box 984 Pratt KS 67124 Harper Co. Courthouse 201 N. Jennings PO Box 467 Anthony KS 67003	None	None	County offices	Sumner Co. 120 East 9 th Wellington KS 67152 Kingman Co. Courthouse Kingman KS 67068 111 East 4 th #101 Pratt KS 67124 123 N, Jennings Anthony KS 67003	\$300 \$225 mon. \$765 mon. \$100 mon	Monthly Monthly 6/99 6/99	Juvenile I&A; Parole; CASA Court offices County offices	Sumner Co. 120 East 9 th Wellington KS 67152			Share with CS
31st					9 E. Main Fredonia KS 66736	\$650 mon.	6/99	Juvenile I&A				
32nd												

CC=Community Corrections
CS=Court Services

- otherwise noted, when multiple addresses listed, first address is the main office.
- * Identified addresses do not assume that no other city or state agency (in addition to Court Services, Community Corrections, or Parole) may also share the office space.
- ** No record of number of employees or partial-week use of an office located at any identified location.
- *** Each of the state's correctional facilities contains a parole office.



The Kansas Association of Public Employees
1300 SW Topeka Blvd., Topeka, KS 66612
(785) 235-0262 or (800) 232-KAPE / Fax (785) 2353920
FPE / AFT / AFL-CIO

Testimony of Paul K. Wilson,
Executive Assistant to the President
Kansas Association of Public Employees, KAPE/AFT, AFL-CIO
Before the House Select Committee on KP-2000

Delivered April 8, 1999

Good afternoon Chairman Wilk and members of the committee. My name is Paul Wilson and I am the Executive Assistant to the President of KAPE. I'm here today to talk to you about House Bill 2570.

KAPE is neutral on this bill to create a task force. If and when the task force is formed, KAPE will have a position to provide to them. For now, KAPE wishes to provide information to the committee in their consideration only of the creation of the task force.

Subsection (e) of the bill contains a non-exhaustive list of "public safety functions" which would come under review for consolidation by the task force. And while the bill acknowledges that the list is not all inclusive, there are many other public safety positions in state government which may or may not be intended for coverage. This lack of specificity may result in problems for the task force in determining if the exclusion of some groups was intentional or an oversight. This is especially true when considering significant unique groups such as the sworn university police stationed at all regent's institutions, and all the sworn law enforcement officers of the Department of Wildlife and Parks. There are other smaller unique groups that might also be included such as the Resource Protection Officers stationed at Forbes Field here in Topeka, the Capitol Area Police, and the agents of the lottery, securities, racing and gaming commissions.

In addition, many groups of "public safety" positions mentioned in the bill and above are represented by various unions in separate bargaining units, and are covered by different employment contracts covering their conditions of employment. This fact will almost certainly lead to difficulties in the consolidation effort to be considered by the task force. Some of that difficulty may be reduced if representatives of each of the various unions that represent these employees are included on the task force.

In summary, KAPE is not opposed to the formation of a task force to consider consolidation of public safety agencies. If such a task force is created, it should have a clear understanding of the agencies it is, and is not, being asked to review for possible consolidation. And finally, if such a task force is created, it should include representatives of the organizations that have been legally certified under K. S. A. 75-4321 et. seq. to speak for the employees affected.

Thank you for your consideration of my comments and I will try to answer any questions you may have.

Kansas 2000 Select Committee

Meeting Date 4-8-99

Attachment 3

HOUSE BILL No. 2570

By Committee on Appropriations

3-25

9 AN ACT concerning organization of public safety agencies; establishing
10 the task force on consolidation of public safety agencies.
11

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

13 Section 1. (a) There is hereby established a task force on consolida-
14 tion of public safety agencies. The task force shall be composed of the
15 following members:

16 (1) One member of the house of representatives committee on ap-
17 propriations appointed by the speaker of the house of representatives;

18 (2) one member of the house of representatives committee on judi-
19 ciary appointed by the speaker of the house of representatives;

20 (3) one member of the house of representatives appointed by the
21 minority leader of the house of representatives;

22 (4) one member of the senate committee on ways and means ap-
23 pointed by the president of the senate;

24 (5) one member of the senate committee on judiciary appointed by
25 the president of the senate;

26 (6) one member of the senate appointed by the minority leader of
27 the senate; and

28 (7) three persons appointed by the governor.

29 (b) The member of the task force appointed by the speaker of the
30 house of representatives from the house committee on appropriations
31 shall call and preside at the first meeting of the task force. At such meeting
32 the members of the task force shall elect a chairperson and vice-chair-
33 person. The task force shall meet on the call of the chairperson. The task
34 force shall meet at least quarterly and at other times necessary to perform
35 its functions. If a vacancy occurs on the task force, the vacancy shall be
36 filled in the same manner as the original appointment.

37 (c) Members of the task force on consolidation of public safety agen-
38 cies shall receive compensation and travel expenses and subsistence ex-
39 penses or allowances as provided in subsection (e) of K.S.A. 75-3223 and
40 amendments thereto, when attending meetings of such task force.

41 (d) The task force on consolidation of public safety agencies may
42 meet at any time and at any place within the state on the call of the
43 chairperson.

1 (e) It shall be the duty of the task force to review the feasibility and
2 efficiencies that would be achieved by consolidating all public safety func-
3 tions of agencies including, but not limited to, the highway patrol, the
4 office of state fire marshal, the ombudsman of corrections, the juvenile
5 justice authority, the parole board, the Kansas bureau of investigation,
6 the board of emergency medical services, the division of emergency man-
7 agement of the office of adjutant general, the department of corrections,
8 the Kansas sentencing commission, and the alcohol beverage control pro-
9 gram of the department of revenue into a cabinet level department.

10 (f) If the task force recommends consolidation of some or all of the
11 state agencies, or functions of state agencies specified in subsection (e),
12 is feasible and would create efficiencies, the task force shall present rec-
13 ommendations on the proposed organization and budgetary ramifications
14 of consolidating such agencies or functions of agencies into a cabinet level
15 department.

16 (g) The staff of the office of revisor of statutes, the legislative research
17 department and the division of legislative administrative services shall
18 provide such assistance as may be requested by the task force.

19 (h) The task force shall submit a final report of its findings and rec-
20 ommendations to the legislative budget committee, the joint committee
21 on corrections and juvenile justice and to the governor on or before No-
22 vember 1, 2000.

23 Sec. 2. This act shall take effect and be in force from and after its
24 publication in the Kansas register.
25

Previous Proposed Legislation

During the 1984 Legislative Session, a bill was introduced which would have created a Department of Public Safety and Law Enforcement. 1984 H.B. 2721 was introduced by Representative Jayne Aylward; the bill was referred to the House Governmental Organization Committee. It was not reported out of that Committee.

The Department would have been supervised by the Secretary of Public Safety and Law Enforcement, who would have been appointed by the Governor, subject to Senate confirmation. The following state agencies would have been consolidated into the new department: the Division of Alcoholic Beverage Control; the Alcoholic Beverage Control Board of Review (no longer in existence); the KBI; the Law Enforcement Training Center (part of the University of Kansas); the Kansas Highway Patrol; and the State Fire Marshal. The bill would have transferred employees of the abolished agencies to the new department, along with all records and property. The bill provided that the new department would be housed in Saline County and such other locations as needed.

Similar bills were introduced in 1985, 1992, and 1995. 1985 H.B. 2231 (Representative Aylward) was identical to her 1984 bill. 1992 H.B. 3138 (House Governmental Organization Committee) and 1995 H.B. 2587 (Representative McKechnie) were essentially similar to Representative Aylward's bills, except that these two bills would have also made the Adjutant General's Department a part of the new Department of Public Safety. None of these bills received favorable legislative consideration.

Options for Committee Activity

In its study of this topic, the Committee may want to:

- receive testimony from officials from the various agencies involved in public safety;
- review any Legislative Post Audit Performance Audit Reports concerning law enforcement and public safety agencies; and
- review the Legislative Post Audit report on the Highway Patrol's staffing, salaries, and scheduling when it is released in September.

LEGISLATIVE UPDATE

January 12, 1996

H 2088 Political Activity of Classified Employees Allows classified employees to run for political office without resigning their position when they file *In Senate Elections Committee*

H 2144 Fire District Consolidation Allows fire districts to request county commissions to consolidate *Hearing promised by chair; not scheduled*

H 2213 Administrative Law Judges Creates a division within Dept. of Administration to provide independent hearing officers for various state agency hearings such as those we have for prevention matters *Senate Judiciary Committee*

H 2240 Designation of Emergency Vehicles Adds persons who can get their private vehicles designated as emergency vehicles *No action scheduled*

H 2272 Smoke Detector Requires smoke detectors in 1 & 2 family dwellings *No action scheduled*

2356 Township Fire Departments Amends 80-1501 through 80-1503 allows the township fire departments created under that statute to levy 5 to 7 mills to run the department *Hearing 2-21-95 1:30 Rm 521-S*

H 2419 Compensation relating to overtime for certain state employees Makes changes regarding what constitutes hours worked for employees in essential services *In House Appropriations*

H 2463 Smoke detector- criminal Makes it a crime to not have a smoke detector in a one or two family dwelling *Hearing H. Judiciary 1-17-96 3:30 Rm 316-S*

H 2530 Arson Sentencing Adds level to all arson sentences, creates crime of battery and ag battery on emergency response official and increases statute of limitations for arson and ag arson to 5 years *In House Judiciary*

H 2587 Department of Public Safety Eliminates current SFM and other public safety agencies (KBI, Highway Patrol, and ABC) and creates new Department of Public Safety *In House Governmental Organization*

H 2646 Arson Immunity Reporting Act Adds the Commissioner of Insurance to list of authorized agencies getting arson reports *In Financial Institutions and Insurance*

S 137 Political Activity of Classified Employees Allows classified employees to run for political office without resigning their position when they file *In Elections*



OFFICE OF THE
KANSAS STATE FIRE MARSHAL

Gale Haag
Fire Marshal

700 SW JACKSON, SUITE 600, TOPEKA, 66603-3714
PHONE (785) 296-3401 / FAX (785) 296-0151

Bill Graves
Governor

December 11, 1997

The Honorable Representative Phil Kline
Chairman, House Appropriations Committee
9123 Walmer
Overland Park, KS 66212

Dear Representative Kline:

In the sub-committee report for my agency, item 4 required me to meet with the Kansas Bureau of Investigation, Kansas Highway Patrol and the Kansas Board of Emergency Medical Services regarding the feasibility of consolidating our agencies into one agency. I have completed the task and offer the following information.

After meeting with the appointing authority from each of the other agencies it is my opinion that consolidation would not be in the best interest of the people of the State of Kansas. In each meeting we agreed that the only good reasons to consolidate would be to improve services and cut costs. I was unable to see that any appreciable savings would result from consolidation, and in fact some costs may even increase. I was also unable to see that services to the public would be improved.

Currently the state office facilities cannot support housing all of the various units of the larger agencies in one location, take for example KDH&E who has offices in the LSOB, the Mills Bldg, and Forbes Field. Discussions we had on space requirements revealed that the KBI was already looking for additional space, while the Highway Patrol, Board of EMS and our agency were in situations that already economically provided for their needs. We assumed that part of the reason for considering consolidation would be convenience to our customers, a one-stop shop for public safety. However, finding a central location did not seem likely not to mention the expenses of moving each agency and the potential for rent increases as well as the fact that we did not identify any reasons why the average Kansan would have business with more than one of these agencies at a time, especially given the diversity in the services each of us provides. At this time none of our four agencies has adequate space to accommodate the other three agencies.

We also discussed whether consolidation would result in staff reductions, although we may be able to streamline some functions like accounting and personnel, the increased size and complexity of a single agency would probably not allow more than the savings of maybe one position. However, given the needs of each agency, more not less staff are needed. We agreed that workloads already required overtime or temporary staffing.

"Where fire safety is a way of life."

Page 2
Representative Kline

In my agency, as in others, staff generally wear more than one hat, my secretary also acts as our office manager, personnel officer, EEO, ADA coordinator, and more. I only have three additional clerical staff now to handle our workload, which results in most management and field staff handling many of their own support functions. Recently I had occasion to require transcription of a sensitive nature, my agency contacted the KBI to see about sharing support services, unfortunately, they were already on overtime status. Although they were not able to assist us at that time it was nice to know that we have the kind of working relationships that allow for such open communications.

There are simply many differences in our agencies, a look at our individual missions shows that the KBI provides professional investigative and laboratory services to criminal justice agencies with a great deal of emphasis on drug cases, the KHP enforces traffic and other laws of the state, the Board of EMS works to assure appropriate out-of-hospital care and transportation for sick and injured people regulating ambulance services and emergency care providers and the Fire Marshal works to insure fire and life safety in all places where people live, work and congregate through inspection, plan review and code interpretations as well as specialized criminal investigation of arson fires.

At a time when our emphasis is on smaller government and improved customer service I do not believe creating another large bureaucracy for the public to deal with would be in the state's best interest. I believe the key is for agencies to continue to work together, striving to provide the best service possible. Although this exercise was time consuming it did reaffirm to me just how strong our working relationships with other agencies are and when our work does have the occasion to cross boundaries how well we work together to coordinate activities that compliment each others efforts in meeting the needs of our state. I do not believe that given the exceptional working relationship I currently share with the appointing authorities of these other agencies that consolidation could enhance or improve our services.

Finally, I would point out that my agency and the KHP are under the jurisdiction of the Governor, while the KBI is under the attorney general and the Board of EMS answers to an appointed board, these issues in themselves would require a great deal of work at a time when I feel we have more pressing issues. If you have any questions about my position or would like to meet regarding my comments please feel free to contact me at 785-296-3401.

Sincerely,



Gale Haag
STATE FIRE MARSHAL

cc: Governor Bill Graves

Sub-Committee Members - Representative Kejr, Representative Weber, Representative McKechnie,
KBI Director Welch, KHP Superintendent McCollum, Board of EMS Director McDaneld



Kansas Bureau of Investigation

Larry Welch
Director

Carla J. Stovall
Attorney General

November 18, 1997

Representative Joe Kejr
10143 West Stimmel
Brookville, Kansas 67425

Dear Representative Kejr:

As indicated in the House Budget Sub-Committee report, the State Fire Marshal's office and the KBI were to meet to discuss the feasibility of agency consolidation. We have met, along with various representatives of our respective staffs, for an in-depth discussion of this possibility. For many reasons, we have determined this is not in the best interests of the state of Kansas, in our opinion.

The Fire Marshal's office serves as a resource to cities and counties for services those jurisdictions are unable to provide themselves, for building/fire code inspections and regulation. They also conduct or assist in arson investigations. Nonetheless, their main focus of service is on inspection and prevention, not criminal investigations. As such, their primary focus of resources is toward fire prevention and inspection, again, not criminal investigations.

The KBI is also a resource to cities and counties for services those jurisdictions are unable to provide. However, these do not include regulatory functions, inspections or investigations concerning fires and/or arson. The KBI provides professional investigative and laboratory services to criminal justice agencies, including laboratory service to the Fire Marshal's office.

Even if we were able to absorb the criminal investigative function of their agency, there would not be a savings in terms of investigative personnel. Neither the KBI agents nor the fire investigators overlap in terms of training, duties or caseloads.

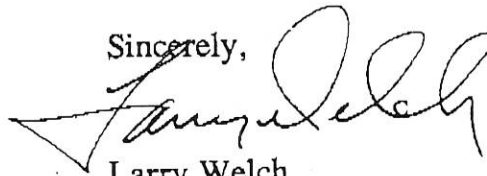
In general, the Fire Marshal's office and the KBI do not recruit from the same pools of applicants. For their inspection and regulatory functions, the Fire Marshal recruits from fire protection services and architects, as well as the construction trades. While they generally do recruit law enforcement personnel for the investigator jobs, they view this as a fairly small, albeit important, aspect of their agency. Frequently, when the KBI fills agent vacancies, the agency seeks agents to work narcotics investigations, which may or may not be the same type of applicant the Fire Marshal is considering. Otherwise, the KBI recruiting focus is towards scientists and clerical personnel, again, not duplicating the Fire Marshal's needs.

We also do not believe that there would be a savings in administrative costs if the agencies were combined. Both agencies are support-poor in terms of personnel. The Fire Marshal's office has only four (4) support functions, each of whom has a backlog. In fact, recently, the Fire Marshal's office was looking for rush clerical assistance; however, since KBI staff was currently working overtime, the KBI was unable to provide that assistance. Combining agencies would not have changed that scenario.

We also do not believe combining agencies would result in any positive difference for facilities management. As you are probably aware, the KBI is in desperate need of space. The KBI currently does not have adequate room in Topeka for our current employees and operations, much less for 18 additional employees. In addition, the Fire Marshal's field investigators, like many KBI special agents, often work out of their home, which would not result in a cost savings to the State.

In short, the objectives, responsibilities, duties and requirements of our two agencies do not lend themselves, logically, to consolidation. In a final analysis, we respectfully suggest that an agency consolidation between our two agencies would result in any savings to the state, either in dollars or in operational efficiencies. If you have any questions or would like more information, please do hesitate to contact us.

Sincerely,



Larry Welch
Director

Gale Haag
Fire Marshal

KANSAS HIGHWAY PATROL

Service—Courtesy—Protection

Bill Graves
Governor



Col. Lonnie R. McCollum
Superintendent

December 16, 1997

Representative Tim Shallenburger
Speaker of the House
State Capitol, Room 380W
Topeka, KS 66612

Dear Representative Shallenburger:

The Kansas Highway Patrol was requested by the Appropriations Public Safety Subcommittee to meet with members of the Kansas State Fire Marshal's Office to discuss the possible consolidation of some or all of the two programs. This meeting was held on November 21, 1997 with chief staff members present from both agencies.

A careful review of both agencies missions and goals, discussion of current staffing and programs and possible consolidation were the main issues addressed.

It was realized by both agencies that the potential savings in this type of consolidation would come from being able to co-locate into similar office space and the sharing of certain clerical support staff. On behalf of the Highway Patrol, our downsizing and restructuring has resulted in very cramped office space for our Topeka operations and our clerical staff is being held to a bare minimum. There is no reasonable expectation of them being able to take on more workloads.

It was determined by members of both agencies that the disadvantages of consolidating the Kansas Highway Patrol and the Kansas State Fire Marshal's Office outweigh the advantages. If further information is required, please let me know.

Sincerely,


LONNIE R. MCCOLLUM
Superintendent

LRM:pc
cc: Gale Haag

122 SW SEVENTH STREET
TOPEKA, KANSAS 66603-3847
(913) 296-6800 FAX (913) 296-5956



STATE OF KANSAS
BOARD OF EMERGENCY MEDICAL SERVICES

109 S.W. 6TH STREET, TOPEKA, KS 66603-3826
OFFICE (913) 296-7296 FAX (913) 296-6212 TDD (913) 296-6237

JAN 2 1 07 PM '98

Bob McDanel
Administrator

Bill Graves
Governor

FIRE MARSHAL DEPT.

January 2, 1997

Rep. Joe Kejr, Chair
Public Safety Sub-committee
House Appropriations Committee
State Capitol, Room 182-W
Topeka, KS 66612

Dear Rep. Kejr:

During the 1997 session, the Public Safety Sub-committee of the House Appropriations Committee requested that four public safety agencies meet and discuss possible consolidation. These agencies were the Board of EMS, the Kansas Highway Patrol, the Kansas Bureau of Investigation and the State Fire Marshal. The agency directors were asked to meet individually with each other to begin with, and expand the meetings if consolidation seemed desirable.

I met individually with Col. Lonnie McCollum of the Kansas Highway Patrol and with Gale Haag, the State Fire Marshal. Larry Welch, Director of the KBI, did not respond to my request for a meeting.

During each meeting, the agency heads reviewed the missions of the two agencies, discussed current staffing and programs, and carefully evaluated the extent to which consolidation of their respective agencies would improve programming and/or reduce costs or positions.

It became clear during the meetings that the mission of the Board of EMS is incompatible with the missions of the Kansas Highway Patrol and the Fire Marshal. There is no duplication, or even similarity, among programs. The board's primary emphasis is public health, specifically the regulation and improvement of the state's emergency medical services/trauma system. The missions of the Kansas Highway Patrol and the Fire Marshal do not address public health issues or pre-hospital emergency medical services.

If the Board of EMS were consolidated with the Fire Marshal or the Kansas Highway Patrol in spite of these differences and could be co-located, it might be possible to reduce one clerical position in the reception/clerical support area. In addition, the costs of the 13-member board could be saved, assuming the legislature did not want the consolidated agency to have an advisory emergency medical services panel.

(Continued on next page.)

Rep. Joe Kejr
Page 2

In summary, the Board of Emergency Medical Services believes the disadvantages of consolidation with the Kansas Highway Patrol or the Fire Marshal are far greater than any advantages. Please contact me if you have any questions.

Sincerely,



Bob McDaneld
Administrator

RM/st

C Rep. Shari Weber
Rep. Ed McKechnie
Rep. Phil Kline
Sen. Dave Kerr
Sen. Pat Ranson
Sen. Christine Downey
April Holman
Col. Lonnie McCollum
Mr. Gale Haag
Board Members

BILL NUMBER: H2570

Year of Introduction: 1999

Description:

An act concerning organization of public safety agencies; establishing the task force on consolidation of public safety agencies.

Author(s): State Legislature. Appropriations, Committee on

Subjects:

Public Safety Agencies, Task Force on
Created

Public Safety
Creating a task force on consolidation of public safety agencies

Governor, Office of
Creating a task force on consolidation of public safety agencies;
appointment of members defined

Legislative Research Department
Creating a task force on consolidation of public safety agencies;
department to provide assistance

Legislative Administrative Services Division
Creating a task force on consolidation of public safety agencies;
division to provide assistance

Revisor of Statutes, Office of
Creating a task force on consolidation of public safety agencies;
office to provide assistance

State Legislature - Committees
Creating a task force on consolidation of public safety agencies;
legislative budget committee to receive a task force report on
findings and recommendations

Corrections, Department of
Creating a task force on consolidation of public safety agencies;
department to receive a task force report on findings and
recommendations

Juvenile Justice, Commissioner of
Creating a task force on consolidation of public safety agencies;
commissioner to receive a task force report on findings and
recommendations

Public Safety, Department of. Kansas Highway Patrol, Division of
Creating a task force on consolidation of public safety agencies

Fire Marshal, State
Creating a task force on consolidation of public safety agencies

Corrections Ombudsman Board
Creating a task force on consolidation of public safety agencies

Juvenile Justice Authority
Creating a task force on consolidation of public safety agencies

Parole Board, Kansas

Creating a task force on consolidation of public safety agencies
Public Safety, Department of. Investigation, Division of.
Investigation, Kansas Bureau of
Creating a task force on consolidation of public safety agencies
Public Safety, Department of
Creating a task force on consolidation of public safety agencies
Public Safety, Department of. Adjutant General, Office of
Creating a task force on consolidation of public safety agencies
Public Safety, Department of. Emergency Medical Service Board
Creating a task force on consolidation of public safety agencies
Adjutant General, Office of. Emergency Management, Division of
Creating a task force on consolidation of public safety agencies
Public Safety, Department of. Adjutant General, Office of.
Emergency Preparedness, Division of
Creating a task force on consolidation of public safety agencies
Sentencing Commission, Kansas
Creating a task force on consolidation of public safety agencies
Revenue, Department of. Alcoholic Beverage Control, Division of
Creating a task force on consolidation of public safety agencies

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