

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairperson Nancey Harrington at 10:45 a.m. on February 25, 2003 in Room 245-N of the Capitol.

All members were present.

Committee staff present: Russell Mills, Legislative Research Department
Dennis Hodgins, Legislative Research Department
Theresa Kiernan, Office of the Revisor
Nikki Kraus, Committee Secretary

Conferees appearing before the committee:

Joseph P. Odle, State Fire Marshal
Senator Anthony Hensley
Ed Klumpp, Chief of Police, City of Topeka
Chuck Wilson, Officers of Topeka Public Schools
Tony Wollen, Secretary, National Assoc of School Resource Officers
Christine Huntsman, President, National Education Assoc of Topeka
Dr. Linda G. Wiley, Associate Principle, Topeka High School
Jim Gilchrist, Director of Security, Topeka Public Schools
Ronny Lieurance, Chief of Police, Goddard USD 265

Others attending: Please see attached.

Chairperson Harrington opened the meeting for the:

Confirmation hearing for Joseph P. Odle for State Fire Marshal

The committee reviewed the document entitled, "Senate Confirmation Information Summary." (Attachment 1)

Senator Gilstrap made a motion to confirm Mr. Odle for the position of State Fire Marshal. Senator Gooch seconded the motion. Mr. Odle was confirmed.

Joseph P. Odle, State Fire Marshal

Chairperson Harrington opened the public hearing on:

SB 205 – Kansas commemorative coin design act

Senator Hensley presented testimony in favor of the bill. (Attachment 2)

He also presented information from the United States Mint. (Attachment 3)

He presented the committee with a sheet giving examples of state quarters. (Attachment 4)

Senator Hensley then presented the committee with proposed amendments to the bill. (Attachment 5)

He concluded with a sheet entitled, "Governor Bush asks Floridians to Vote." (Attachment 6)

Following brief discussion, Senator Vratil suggested a change in the date from the last week of April to the last week of May, and Senator Hensley agreed.

The committee discussed various means for voting that might avoid the need to mail out ballots.

CONTINUATION SHEET

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE at 10:45 a.m. on February 25, 2003 in Room 245-N of the Capitol.

Senator Teichman stated that they might want to consider speaking with a professional coin collector also before finalizing a design.

Chairperson Harrington opened the public hearing on:

SB 136 – Jurisdictions of persons employed as police officers by community colleges and school districts

Ms. Kiernan provided an explanation of the bill.

Senator Hensley stated that in the interest of time he would simply state that he was in favor of the bill.

Mr. Klumpp provided testimony in favor of the bill. (Attachment 7)

Mr. Wilson provided testimony in favor of the bill. (Attachment 8)

Mr. Wollen provided testimony in favor of the bill. (Attachment 9)

Ms. Huntsman provided testimony in favor of the bill. (Attachment 10)

Dr. Wiley provided testimony in favor of the bill. (Attachment 11)

Mr. Gilchrist provided testimony in favor of the bill. (Attachment 12)

Chief Lieurance provided testimony in favor of the bill. (Attachment 13)

Following discussion, Chairperson Harrington asked for the subcommittee report on:

SB 230–Lottery; retailers’ certificates; lottery proceeds, transfers to state revenues funds

Senator Lyon presented the subcommittee report. (Attachment 14)

He then presented the subcommittee’s proposed amendment to the bill. (Attachment 15)

Senator O’Connor made a motion to amend the bill. Senator Gilstrap seconded the motion. The bill was amended.

Senator Brungardt made a motion to recommend **SB 230 as amended** favorable for passage. Senator Teichman seconded the motion. The motion passed.

Senator Gooch made a motion to amend **SB 205 – Kansas commemorative coin design act** as suggested by the committee, including changing the 4 to 5, last week of May to last week of April, authorize online voting, and specify the need for consultation with an expert coin design specialist. Senator Vratil seconded the motion. The bill was amended.

Senator Gooch made a motion to recommend **SB 205 as amended** favorable for passage. Senator Teichman seconded the motion. The motion passed.

The meeting was adjourned at 12:00 p.m.

SENATE FEDERAL AND STATE AFFAIRS COMMITTEE GUEST LIST

DATE: 02-25-2003

NAME	REPRESENTING
Tony Woollen	National Assoc. of School Resource Officers
THOMAS GLOR	TOPEKA POLICE DEPT.
KRISTI POWELL	TOPEKA POLICE DEPT.
Chuck Wilson	USD 501 School Police
Ed Klumpp	TOPEKA POLICE DEPT.
Mark Wangmaker	U.S.D. 501 School Police
Mike Homan	USD 501 School Police
Randy Diederich	USD 501 School Police
Kala Loomis	USD 501 School Police
Chris Huntsman	National Education Assn. of Topeka
Linda Wiley	USD 501
James Befort	Belf
BOB WING	I.A.F.F.
Dennis Phillip's	Topeka Fire Dept.
Kent Dederick	International Association of Firefighters local 83
Ed Rodman	I.A.F.F.
Tracy Friddle	Gov. Office
Ed Van Pettes	Lottary
David Haury	Historical Society
Andy Shaw	PMCA of Kansas

Senate Confirmation Information Summary
Prepared and Submitted by the Office of Governor Kathleen Sebelius

Appointee: Joseph P. Odle **Position:** State Fire Marshal

Appointment Date: January 28, 2003 **Expiration Date:** N/A

Term Length: Pleasure of the Governor

Statutory Authority: K.S.A. 75-1510 **Party Affiliation:** Unaffiliated

⇒ Statutory geographic representation
Requirements (*insert any that apply*)

Congressional District:

County:

Size requirement (*if any*):

Other, specify:

⇒ Statutory party affiliation requirement: No more than ___ members from the same political party

⇒ Statutory industry or occupation requirements:

Salary: \$57,600

Predecessor: Gale Haag

Board Composition Prior to Confirmation of New Appointee:

(SEE ATTACHED LIST)

N/A

Senate Fed & State
Date: 02 / 25 / 2003
Attachment # 1

RESUME

JOSEPH P. ODLE
2301 N. 153rd St.
Basehor, KS 66007
913-724-1086

OBJECTIVE: Position of State Fire Marshall

EDUCATION:

High School: Argentine High School

Technical School: William Jewell College

- Received Appraiser Certification

PROFESSIONAL EXPERIENCE:

Feb. 1953-Nov. 1956 U. S. Navy

- Served in Korea and Japan
- 2nd Class Petty Officer (Machinist Mate)

Jan. 1957-Jan. 1985 Kansas City, Ks. Fire Department

- Captain and President of Local 64 IAFF from 1976 to 1985
- President of Kansas State Council of Fire Fighters 1976 to 1982

Jan. 1987-Dec. 1992 Realtor (Century 21)

May 1989-May 1998 Fulfilled two terms as Mayor of Basehor, Ks.

Mar. 1992- Present Fire Inspector for Kansas State Fire Marshall Office

May 1998-Present Serving as City Council Member of Basehor, Ks.

PERSONAL INFORMATION:

In 1957, I married Sabra McCracken of Kansas City, Kansas. We have three sons, one daughter and four grandchildren. My hobbies include fishing, boating, spending time with my family and serving my community as a council member. I am an active member of the First Baptist Church of Basehor.

PROFESSIONAL REFERENCES:

- International Association of Fire Fighters
- Kansas State Council of Fire Fighters
- Local 541 teamsters (Bob Gilliam)
- Kansas City Kansas Fire Department (Tom Dekeyser)
- Local 64 Kansas City Kansas Fire Department
- Local 42 Kansas City Missouri Fire Fighters
- Local 83 Topeka Fire Fighters
- Various other Fire Fighter Organizations Throughout Kansas

KANSAS GOVERNOR SEBELIUS APPOINTMENT QUESTIONNAIRE

Position for which you are applying: Kansas State Fire Marshal

Full Name (please include middle name): Joseph Preston Odle

Home Address: 2301 N. 153 Basehor 135 66007 Leavenworth
(City, State, Zip) (County)

Business Address: 700 SW Jackson Suite 600 Topeka Ks 66603-3714 Shawnee
(City, State, Zip) (County)

Business Name: Kansas State Fire Marshal Office

Position Title: Fire Prevention Inspector

Home Phone: ⁽⁹¹³⁾ 724 1086 Business Phone: ⁽⁷⁸⁵⁾ 296 3401 Cell Phone: ⁽⁹⁸⁷⁾ 640-2377

Facsimile No: ⁽⁹¹³⁾ 721-4123 E-Mail Address: _____

Driver's License No: 515 32 9226 Social Security No: 515 32 9226

Date of Birth: 1/2/36 Place of Birth: Kansas City Kansas Kansas resident? yes

Registered Voter? yes Party Affiliation: unaffiliated

Congressional District: 2nd Kansas Senate District: 5th Kansas Representative District: 39

Do you have the legal right to live and work in the United States? yes

Education: High School - GED

Employment Experience: 29 yrs KCIL Fire Dept. - Realtor - Mayor City of Basehor - Kansas State Fire Marshal Office 10 years

Do you hold any professional licenses? If so, please provide numbers: _____

What special skills could you bring to this position? Administration - Fire 29 years KCIL Fire Dept. Service Background - Fire Marshal's office Experience 10 yrs

Previous government appointments: _____
(Please provide dates)

Note: All yes answers require a detailed response. Attach a separate sheet if necessary:

1. **Military Service:** List rank, date, and type of discharge from active service: *2nd CLASS Petty Off. - 11/21/53 to 12/21/56 - NAVY - Honorable*
2. **Government Experience:** List on a separate sheet any experience or association with local, state or federal government (exclusive of elective public office but including advisory, consulting, honorary, or other part-time service or positions), with dates of service:
3. **Elective Public Office:** List on a separate sheet all elective public offices sought and/or held with dates of service:
4. **Honors and Awards.** List on a separate sheet all scholarships, fellowships, honorary degrees, honorary society memberships, and any other special recognitions for outstanding service or achievements:
5. **Organization Affiliations.** List on a separate sheet all local, state, and national civic, cultural, educational, charitable, or work-related organizations you have been associated with in the past ten years. Include any position held in the organization and the dates of service.
6. **Organization Restrictions:** To your knowledge, is any organization listed above restricted on the basis of race, color, religion, sex, national origin, disability, marital status, or veteran status? If yes, please describe: No Yes _____
7. **Issues.** Have you ever been publicly identified, in person or by organizational membership, with a particularly controversial national or local issue? If so, please describe. No Yes _____
8. **Submission of views.** Have you ever submitted oral or written views to any governmental authority, whether executive or legislative, or to the news media on any particular controversial issue other than in an official governmental capacity? If yes, please describe. No Yes _____
9. **Associations.** Have you ever had any association with any person, group, or business venture that could be used, even unfairly, to impugn or attack your character and qualifications for the position to which you seek to be appointed? If yes, please describe. No Yes _____
10. **Opposition.** Do you know of any person or group who might take overt or covert steps to attack, even unfairly, your appointment? If yes, please identify and explain the basis for the potential attack on a separate sheet. No Yes _____
11. **Miscellaneous.** List on a separate sheet any factors, other than the information provided above, which particularly qualify you or are relevant to the position to which you are seeking appointment? Include any special skills.

CONFLICTS OF INTEREST: (Yes answers require a detailed response. If necessary, use a separate sheet.)

12. **Relationship to governmental employees.** Are you or your spouse or other close family members related to any state governmental official or employee? If yes, please provide details. No Yes
13. **Compensation.** During the past five years have you or your spouse or other close family members received any compensation or been involved in any financial transaction with the State of Kansas? If yes, please explain. No Yes I work for The State fire MARSHAL OFFICE
14. **Business relationships.** Describe on a separate sheet any business relationship, dealing, or financial transaction which you have had during the last five years, whether for yourself, on behalf of a client, or acting as an agent, which you believe may constitute an appearance of impropriety or result in a potential conflict of interest in the position to which you want to be appointed. If none, please so state. NONE
15. **Transactions with officials.** During the past five years, have you or your spouse or other close family members received any compensation or been involved in any financial transaction with any state government official? If, yes, please explain on a separate sheet. No Yes
16. **Spouse or other family members.** If the nature of employment for your spouse or other close family member is related in any way to the position to which you want to be appointed, please indicate the employer, the position, and the length of time it has been held. If it is not, please so state. NO
17. **Lobbying activities.** Describe briefly on a separate sheet any lobbying activity during the past ten years in which you have engaged for the purpose of influencing the passage, defeat, or modification of any legislative or administrative action. Describe briefly any lobbying activity during the last ten years in which your spouse has engaged for the purpose of influencing the passage, defeat, or modification of any legislative or administrative action that is related in any way to the position to which you are seeking appointment. (Lobbying activity includes any activity performed as an individual or agent of another individual, or of any organization that involves direct communication with an official in the executive branch of state government, or any official of the legislative branch.) If none, please so state. NONE
18. **Regulated activities.** Describe on a separate sheet any interest that you, your spouse, or other close family member may have (whether as an officer, owner, director, trustee, or partner) in any corporation, firm, partnership, or other business enterprise and any non-profit organization or other institution that is regulated by or receives direct financial benefits from any department or agency of the State of Kansas. If none, please so state. NONE
19. **Other.** Please describe on a separate sheet any other matter in which you are involved that is or may be incompatible or in conflict with the discharge of the duties of the position to which you seek to be appointed or which may impair or tend to impair your independence of judgment or action in the performance of the duties of that position. If none, please so state. NONE

ETHICAL MATTERS: (Yes answers require a detailed response. If necessary, use a separate sheet.)

20. **Citations.** Have you ever been cited for a breach of ethics for unprofessional conduct by, or been named in a complaint to any court, administrative agency, professional association, disciplinary committee, or other professional group? If yes, please provide details.
No Yes
21. **Convictions.** Have you ever been convicted of or entered a plea of guilty or nolo contendere or forfeited collateral for any criminal violation other than a minor traffic offense? (Minor traffic offenses do not include the Kansas offenses of driving under the influence, operating while impaired, reckless driving, or the equivalent offenses in other states.) If yes, please explain.
No Yes
22. **U.S. Military convictions.** Have you ever been convicted by any military court? If yes, please provide details. No Yes
23. **Imprisonment.** Have you ever been imprisoned, been on probation, or been on parole? If yes, please provide details. No Yes
24. **Agency proceedings: Civil Litigation.** Are you presently, or have you ever been, a party in interest in any administrative agency proceeding or civil litigation that is related in any way to the position to which you are seeking appointment? If yes, please provide details.
No Yes
25. **Agency proceedings and civil litigation of affiliates and family.** Has any business in which you, your spouse, close family member or business associate are or were an officer, director or partner been a party to any administrative agency proceeding or civil litigation relevant to the position to which you are seeking appointment? If yes, please provide details. (With respect to this question, you need only consider proceedings and litigation that occurred while you, your spouse, close family member, or business associate were an officer of that business.)
No Yes
26. **Other litigation.** Other than the litigation described above, have you or any business in which you are or were an officer, director, or partner been a plaintiff or a defendant in a civil lawsuit? If yes, please describe. Is anyone currently threatening to sue you or any business in which you are an officer, director, or partner? If yes, please describe. No Yes
27. **Drivers license.** Has your drivers license ever been suspended or revoked? If yes, please describe. No Yes
28. **Parking tickets.** Do you have outstanding parking tickets from any jurisdiction in Kansas that have remained unpaid for more than 60 days? If yes, please explain. No Yes
29. **Security clearance denial.** Have you ever been denied a military or other governmental clearance? If yes, please explain. No Yes

- 30. **Firings.** During the past ten years, have you been fired from a job for any reason? Did you quit after being told that you would be fired, or did you leave by mutual agreement because of specific problems? If yes, please provide details. No Yes
- 31. **Alimony and child support.** Are you now, or have you ever been delinquent in the payment of alimony or child support? If yes, please provide details. No Yes
- 32. **Consumption of alcohol.** Are you currently abusing alcohol? No Yes
- 33. **Controlled substances.** Are you currently engaged in the illegal use of a controlled substance or abusing the use of a prescribed controlled substance? If yes, please describe. No Yes
- 34. **Physical examination.** If you receive a conditional offer of appointment or employment, would you be willing to take a physical examination, which may include a drug test? No Yes
- 35. **Other.** Please provide any additional information, favorable or unfavorable, which you feel should be considered in connection with your appointment.

FINANCIAL MATTERS: (Yes answers require a detailed response. If necessary, use a separate sheet.)

- 36. **Delinquencies.** Are you delinquent on any federal, state, or local debt? (Include delinquencies for income, property, or other taxes; governmental loans; overpayment of benefits; required payments into or under governmental programs; and other debts or required payments to the government; plus any defaults on or under loans which are or were guaranteed, insured, or subsidized by any unit of government.) If yes, please provide details on a separate sheet of paper. No Yes

REFERENCES/SIGNIFICANT SUPPORTERS (elected officials, community leaders, friends, etc.)

Name: Margaret Long Relationship to you: Friend

Telephone: (913) 721-2322

Name: Robert Wong Relationship to you: Friend

Telephone: (913) 788-8839

Name: William Hollander Relationship to you: Friend

Telephone: (913) 721-3942

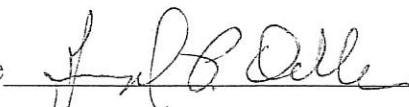
Name: DAN McLaughlin Relationship to you: Friend

Telephone: (785) 379-0575

AUTHORIZATION AND CERTIFICATION:

The facts set forth in my application are true and complete. False statements, answers, or omissions on this application shall be sufficient cause for nonconsideration or for dismissal after appointment or employment. I also recognize that my selection is based on receipt of satisfactory information from former employers and references, and upon my ability to perform the essential elements, with or without reasonable accommodations, for the position for which I am applying. I herein authorize investigation, without liability, of the information supplied by me in this application for employment or appointment including academic, occupational, health, law enforcement, and government records. I also authorize listed employers and references, without liability, to make full response to any inquiries in connection with this application for appointment or employment. I understand and agree that the terms, conditions, compensation, benefits, hours, schedule, and duration of my appointment or employment may be determined, changed, or modified from time to time at the will of the appointing authority or designee without limitation or condition. I FURTHER CERTIFY THAT I HAVE READ THE FOREGOING PARAGRAPH AND KNOWINGLY MAKE THIS AUTHORIZATION BY SETTING FORTH MY SIGNATURE.

I understand that if I am required to be registered, licensed, or certified by federal or state law or regulation for the position I seek, I will notify the appointing authority immediately if any investigation, limitation, or cancellation of my registration, licensure, or certification occurs. If any investigation, probation, limitation, or cancellation occurs, I understand that my failure to notify my appointing authority as described above will result in the termination of my appointment or employment.

Signature  Date 2/1/03

Please attach a copy of your resume if you have not previously provided one to the Appointments office.

3. MAYOR OF BASEHOR KS. 2 Terms 1990-1996
Councilman - Basehor K6 2 Terms 1996 - Present



KANSAS GOVERNMENTAL ETHICS COMMISSION

STATEMENT OF SUBSTANTIAL INTERESTS FORM

INSTRUCTIONS. This statement (pages 1 through 4) must be completed by individuals who are required to do so by law. Any individual who intentionally fails to file as required by law, or intentionally files a false statement, is subject to prosecution for a class B misdemeanor.

Please read the "Guide" and "Definition" section provided with this form for additional assistance in completing sections "C" through "G". If you have questions or wish assistance, please contact the Commission office at 109 West 9th, Topeka, KS or call 785-296-4219.

A. IDENTIFICATION:

PLEASE TYPE OR PRINT

Odle

Joseph

P

Last Name

First Name

MI

Odle

Sabra

S

Spouse's Name

2301 North 153 STREET

Number & Street Name, Apartment Number, Rural Route, or P.O. Box Number

Basehor

Kansas

66007

City, State, Zip Code

913 724 - 1086

Home Phone Number (include area code)

785 296 3401

Business Phone Number (include area code)

B. THIS FORM IS REQUIRED TO BE FILED BECAUSE YOU ARE:

(check one or more of the following)

- 1. State Elected Official (Governor, Lt. Governor, Attorney General, Commissioner of Insurance, State Treasurer, Secretary of State, State Senator, State Representative, Member of State Board of Education or District Attorney);
2. Appointed Member of a State Board, Council, Commission or Authority;
3. Appointed State Position is Subject to Senate Confirmation;
4. Employee of a State Agency or University;
5. General Counsel for a State Agency;
6. Candidate for State Office.

List Name of Agency, Board, University or Elected Position (You may use abbreviations but not acronyms)

KSEMO

Division if applicable (May use acronyms)

Kansas State Fire Marshal

Position

* The last four digits of your social security number will aid in identifying you from others with the same name on the computer list. This information is optional.

9 2 2 6

C. **OWNERSHIP INTERESTS:** List any corporation, partnership, proprietorship, trust, joint venture and every other business interest, including land used for income, and specific stocks, mutual funds or retirement accounts in which either you or your spouse has owned within the preceding 12 months a legal or equitable interest exceeding \$5,000 or 5%, whichever is less. If you or your spouse own more than 5% of a business, you must disclose the percentage held. Please insert additional page if necessary to complete this section.

If you have nothing to report in Section "C", check here .

BUSINESS NAME AND ADDRESS	TYPE OF BUSINESS	DESCRIPTION OF INTERESTS HELD	PERCENT OF OWNERSHIP INTERESTS	HELD BY WHOM
1. KPKRS Topeka KS	Retirement Fund	Retirement Account		Self
2. STATE Farm	IRA	Retirement Account	100%	Self
3. Citizens IRB Basehor KS	IRA	Retirement Account	100%	Self
4. Pioneer II	IRA	Retirement Account	100%	Self
5. AETNA	Deferred Compensation	Retirement ACCT.	100%	Self
6. AETNA	SEP Account	Retirement Account	100%	Sabra od/c
7. STATE Farm	IRA	Retirement ACCT.	100%	Sabra od/c
8. Citizens Bank Basehor	IRA	Retirement ACCT.	100%	Sabra od/c
9.				
10.				

D. **GIFTS OR HONORARIA:** List any person or business from whom you or your spouse either individually or collectively, have received gifts or honoraria having an aggregate value of \$500 or more in the preceding 12 months.

If you have nothing to report in Section "D", check here .

NAME OF PERSON OR BUSINESS FROM WHOM GIFT RECEIVED	ADDRESS	RECEIVED BY:
1.		
2.		
3.		

E. RECEIPT OF COMPENSATION: List all places of employment in the last calendar year, and any other businesses from which you or your spouse received \$2,000 or more in compensation (salary, thing of value, or economic benefit conferred on in return for services rendered, or to be rendered), which was reportable as taxable income on your federal income tax returns.

1. YOUR PLACE(S) OF EMPLOYMENT OR OTHER BUSINESS IN THE PRECEDING CALENDAR YEAR. IF SAME AS SECTION "B", CHECK HERE ____.
If you have nothing to report in Section "E"1, check here ____.

	NAME OF BUSINESS	ADDRESS	TYPE OF BUSINESS
1.	Kansas State Fire Marshal office	700 SW Jackson Topeka	State
2.			

2. SPOUSE'S PLACE(S) OF EMPLOYMENT OR OTHER BUSINESS IN THE PRECEDING CALENDAR YEAR.
If you have nothing to report in Section "E"2, check here ____.

	NAME OF BUSINESS	ADDRESS	TYPE OF BUSINESS
1.	Reece & Nichols	8039 State Ave. KCK	Real Estate
2.			

F. OFFICER OR DIRECTOR OF AN ORGANIZATION OR BUSINESS: List any organization or business in which you or your spouse hold a position of officer, director, associate, partner or proprietor at the time of filing, irrespective of the amount of compensation received for holding such position. Please insert additional page if necessary to complete this section.
If you have nothing to report in Section "F", check here ____.

	BUSINESS NAME AND ADDRESS	POSITION HELD	HELD BY WHOM
1.	Basehor City Council	City Councilman	Joseph Dalk
2.			
3.			
4.			
5.			
6.			
7.			
8.			

- G. **RECEIPT OF FEES AND COMMISSIONS:** List each client or customer who pays fees or commissions to a business or combination of businesses from which fees or commissions you or your spouse received an aggregate of \$2,000 or more in the preceding calendar year. The phrase "client or customer" relates only to businesses or combination of businesses. In the case of a partnership, it is the partner's proportionate share of the business, and hence of the fee, which is significant, without regard to expenses of the partnership. An individual who receives a salary as opposed to portions of fees or commissions is generally not required to report under this provision. Please insert additional page if necessary to complete this section.

If you have nothing to report in Section "G", check here .

	NAME OF CLIENT / CUSTOMER	ADDRESS	RECEIVED BY
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

H. **DECLARATION:**

I, John P. Oeller, declare that this statement of substantial interests (including any accompanying pages and statements) has been examined by me and to the best of my knowledge and belief is a true, correct and complete statement of all of my substantial interests and other matters required by law. I understand that the intentional failure to file this statement as required by law or intentionally filing a false statement is a class B misdemeanor.

2/1/03

Date

John P. Oeller

Signature of Person Making Statement

NUMBER OF ADDITIONAL PAGES 0.

Return your completed statement to the Secretary of State, Memorial Hall, First Floor, 120 SW 10th Ave., Topeka, Kansas 66612-1594.

Senator Hensley's testimony in support of Senate Bill 205

Chairperson Harrington and Members of the Committee:

Thank you for the opportunity to testify in support of Senate Bill 205. This legislation would establish a process for the design concept of the Kansas Commemorative Quarter as part of the U.S. Mint's 50 state quarters program.

The 50 state quarters program is a 10-year initiative to commemorate the history of our nation. Beginning in 1999, the program mints 5 new quarters per year, honoring the state in the order in which they joined the Union. The Kansas quarter is scheduled for release in 2005.

The state quarters have already become a popular item among coin collectors of all ages. The design should reflect the unique history and culture of the states it honors. In learning about the quarters, our children also learn much about the states. Senate Bill 205 sets in motion a process by which the people of Kansas become involved in the design of their commemorative quarter.

This bill would establish the Kansas Commemorative Coin Design Commission, which would solicit designs from Kansas citizens in the state and select five designs to be forwarded to the United States Mint. The final choice among the five designs would be left to an election of high school students during the final week of May 2004. The election would be run under collaborative efforts of the Kansas Secretary of State and the State Board of Education.

We are fortunate to have many talented citizens in our state. The proposal would draw on their talents to depict our Kansas heritage. We should call on these Kansans to be participants in the process.

Senate Fed & State
Date: 02 / 25 / 2003
Attachment # 2

It is also important to include our high school students in the decision. It is a great way to get our students involved with government. Their decision would actually have significant meaning. By allowing Kansas students to make the final decision, we would be giving them the ability to have a tangible impact upon public policy. This is a logical way to reinforce the message to our young citizens that voting is an important civic responsibility.

I believe Senate Bill 205 offers a thoughtful approach for choosing the Kansas quarter. I hope you recognize the spirit behind this proposal and develop a plan that ensures an open process for our quarter design. Suggestions for improving the proposal are most welcome.

I believe this proposal achieves three goals:

1. It reflects the populists values and traditions of the people of Kansas. No one person or no secret committee should select the design concept that will portray Kansas to the rest of the nation. The proposal establishes an open and transparent process;
2. It recognizes the role of artists in public displays of culture and history. We want Kansas citizens to be key participants; and
3. Most importantly, the proposal would use the Kansas Commemorative Quarter as an educational project. Students approaching the voting age would participate in a meaningful election process and make a significant decision. It would be an active learning exercise on voting.

I ask for your support of this proposal, with any improvements you find necessary. Let's get something started and a process defined before time runs out.

Thank you for the opportunity to express my support for Senate Bill 205.



The United States Mint

U.S. Department of the Treasury

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50 State Quarters® Program

♦ Education Initiative

♦ Special Events

Golden Dollar Coin

American Eagles

Commemoratives

Medals

Consumer Awareness

Pressroom

Careers

Privacy Policy

Take Our Survey



h.i.p.
pocket change

The U.S. Mint Headquarters
801 9th Street NW
Washington DC 20220



Watch the



commercial

Mint Programs

50 State Quarters® Program Fact Sheet

Your quick reference to the United States Mint 50 State Quarters® Program.

Program Background

- The 50 State Quarters® Program is a 10-year initiative (1999 - 2008) commemorating each of the 50 United States, as allowed by Public Law 105-124.
- This is an unprecedented program by which the U.S. quarter's design will change five times each year for a 10-year period, beginning in January 1999.
- States are honored in the order in which they ratified the Constitution and joined the Union. (See enclosed schedule.)
- This program represents the first change to the quarter since production of the Bicentennial quarter in 1975-1976.
- The U.S. Mint will cease production of the "Eagle" quarter until the 50 State Quarters® Program ends in 2008.
- The 50 State Quarters® are legal tender issue from the United States Treasury, and will be available through circulation in commercial transactions. 50 State Quarters® Program merchandise and collectibles are available at the U.S. Mint's online product catalog at <http://catalog.usmint.gov>.
- This program is self-supported by the U.S. Mint at no additional cost to taxpayers.
- In 1997 a program [feasibility study](#) was conducted.



Design

- State designs are displayed on the reverse (tails) of the quarters, while the obverse (heads) of the quarters continue to display the familiar image of George Washington. To accommodate state designs on the reverse, the words "United States of America," "Quarter Dollar," "Liberty," and "In God We Trust" have been moved to the obverse.
- State designs are submitted and selected via a process determined by the governor of each state. The Mint reviews the designs for coinability before each governor selects a final design.

Coin Specifications

- Standard Weight = 5.670g
- Standard Diameter = 0.955 in (24.26mm)
- Thickness = 1.75 mm
- Edge = Reeded
- Composition = Cupro-Nickel Clad (8.33% Nickel, Balance Cu)

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The United States Mint

U.S. Department of the Treasury

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Design Criteria

The 50 States Commemorative Coin Program Act provides for designs to be submitted in accordance with the design selection and approval process developed by and in sole discretion of the Treasury Secretary. Because it is important that the nation's coinage and currency bear dignified designs of which the citizens of the United States can be proud, the Act further requires that the Secretary shall not select any frivolous or inappropriate design and no head-and-shoulders portrait or bust of any person, living or dead, and no portrait of a living person may be included in the design.

Guidelines

Designs shall maintain a dignity befitting the nation's coinage.

Designs shall have broad appeal to the citizens of the state and avoid controversial subjects or symbols that are likely to offend.

Suitable subject matter for designs include state landmarks (natural and man-made), landscapes, historically significant buildings, symbols of state resources or industries, official state flora and fauna, state icons (e.g.. Texas Lone Star, Wyoming bronco, etc.), and outlines of the state.

State flags and state seals are not considered suitable for designs.

Consistent with the authorizing legislation, the states are encouraged to submit designs that promote the diffusion of knowledge among the youth of the United States about the state, its history and geography, and the rich diversity of our national heritage.

Priority consideration will be given to designs that are enduring representations of the state. Coins have a commercial life span of at least 30 years and are collected for generations.

Inappropriate design concepts include, but are not limited to logos or depictions of specific commercial, private, educational, civic, religious, sports, or other organizations whose membership or ownership is not universal.

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Mar 1, 2002
[stwb3]



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The Evaluation Process

Procedure

Stage 1. The Mint will contact the governor approximately 18 months prior to the beginning of the year in which the state will be honored to initiate the state design process. The governor will appoint an individual from the state to serve as the Mint's liaison for this program.

Stage 2. The state will identify and provide to the Mint a minimum of three and a maximum of five design concepts or themes emblematic of the state. The process for identifying concepts will be one of the State's choosing.

Stage 3. The Mint will review concepts for appropriateness and coinability. If fewer than three concepts are submitted, the Mint will develop additional concepts as necessary.

Stage 4. The Mint will produce drawings of all design concepts.

Stage 5. The Citizens Commemorative Coin Advisory Committee (CCCAC) will review drawings and recommend candidate designs.

Stage 6. The U.S. Fine Arts Commission will review candidate designs.

Stage 7. Candidate designs will be presented to the Secretary of the Treasury for review and approval.

Stage 8. The Mint will return approved designs to the governor for selection of the state design.

Stage 9. The state will select the state design through a process determined by the governor, within a time frame specified by the Mint.

Stage 10. Final design will be returned to Treasury for approval by the Secretary or his designee.

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Mint Programs

10-Year Schedule

The Kansas state quarter has not been released yet. Below is the schedule for release.

The 50 State Quarters® Program will be underway from 1999 through 2008. Here is the state-by-state schedule for new quarter releases to the Federal Reserve Bank. Please note that the Federal Reserve Bank release dates are NOT necessarily the same as the product availability dates for the 50 State Quarters® Program bags and rolls. Please visit the U.S. Mint [Product Catalog](#) for the latest information on the sale of 50 State Quarters® Program bags and rolls to the general public.

Release Date	State	Statehood Date	Mintage Numbers*	
1999				
January 04, 1999	Delaware	December 07, 1787	774,824,000	
March 08, 1999	Pennsylvania	December 12, 1787	707,332,000	
May 17, 1999	New Jersey	December 18, 1787	662,228,000	
July 19, 1999	Georgia	January 02, 1788	939,932,000	
October 12, 1999	Connecticut	January 09, 1788	1,346,624,000	
2000				
January 03, 2000	Massachusetts	February 06, 1788	1,163,784,000	6,470,932,000
March 13, 2000	Maryland	April 28, 1788	1,234,732,000	
May 22, 2000	South Carolina	May 23, 1788	1,308,784,000	
August 07, 2000	New Hampshire	June 21, 1788	1,169,016,000	
October 16, 2000	Virginia	June 25, 1788	1,594,616,000	
2001				
January 02, 2001	New York	July 26, 1788	1,275,040,000	4,806,984,000
March 12, 2001	North Carolina	November 21, 1789	1,055,476,000	
May 21, 2001	Rhode Island	May 29, 1790	870,100,000	
August 06, 2001	Vermont	March 04, 1791	882,804,000	
October 15, 2001	Kentucky	June 01, 1792	723,564,000	
2002				
January 02, 2002	Tennessee	June 01, 1796	648,068,000	3,313,704,000
March 11, 2002	Ohio	March 01, 1803	632,032,000	
May 20, 2002	Louisiana	April 30, 1812	764,204,000	
August 02, 2002	Indiana	December 11, 1816	689,800,000	
October 15, 2002	Mississippi	December 10, 1817	579,600,000	
2003				
January 02, 2003	Illinois	December 03, 1818	TBA	Current Quarter
	Alabama	December 14, 1819		
	Maine	March 15, 1820		
	Missouri	August 10, 1821		
	Arkansas	June 15, 1836		
2004				
	Michigan	January 26, 1837		
	Florida	March 03, 1845		
	Texas	December 29, 1845		
	Iowa	December 28, 1846		

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	Wisconsin	May 29, 1848
2005	California	September 09, 1850
	Minnesota	May 11, 1858
	Oregon	February 14, 1859
	Kansas	January 29, 1861
	West Virginia	June 20, 1863
2006	Nevada	October 31, 1864
	Nebraska	March 01, 1867
	Colorado	August 01, 1876
	North Dakota	November 02, 1889
	South Dakota	November 02, 1889
2007	Montana	November 08, 1889
	Washington	November 11, 1889
	Idaho	July 03, 1890
	Wyoming	July 10, 1890
	Utah	January 04, 1896
2008	Oklahoma	November 16, 1907
	New Mexico	January 06, 1912
	Arizona	February 14, 1912
	Alaska	January 03, 1959
	Hawaii	August 21, 1959

* Mintage numbers are released the following year.

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Dec 18, 2002
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LOT 1 - 1999

Delaware



Depicted here is Caesar Rodney and his two day ride to Philadelphia. He was the decisive vote for American Independence.

Pennsylvania



The Pennsylvania Statehood Quarter portrays an allegorical female figure of Commonwealth.

New Jersey



A portion of an 1851 Leutze oil painting is pictured with Washington crossing the Delaware.

Georgia



The Georgia Statehood Quarter salutes one of the mainstays of the state: the Georgia Peach.

Connecticut



"The Charter Oak" is struck with fine detail on the reverse of the Connecticut Statehood Quarter.

LOT 2 - 2000

Massachusetts



The Massachusetts Statehood Quarter is adorned with the famous Statue of the Minuteman.

Maryland



The Old State House Capitol Dome is reserved in coin history on the reverse of the Maryland State Quarter.

South Carolina



The South Carolina Statehood Quarter honors the State's bird, trees and flower.

New Hampshire



The "Old Man of the Mountain," a natural rock formation, is struck on this New Hampshire Statehood Quarter.

Virginia



Virginia, known for the first English settlers, is shown with their ships: the Susan Constant, Godspeed and Discovery.

LOT 3 - 2001

New York



As the national symbol of freedom, the New York Statehood Quarter is adorned with the Statue of Liberty.

North Carolina



North Carolina honors the first flight with Wilbur and Orville Wright.

Rhode Island



The Rhode Island Statehood Quarter is depicted with a common site in the state.

Vermont



The Vermont Statehood Quarter is adorned with a depiction of one of their largest crops - maple syrup.

Kentucky



"My Old Ken" pictured with horse on the hood Quarter.

LOT 4 - 2002

Tennessee



Featured on the Tennessee Quarter is a guitar, violin, sheet music and trumpet, reflecting its musical influence to American culture.

Ohio



Ohio features an early Wright Flyer and the Apollo-era Astronaut over an outline of the state.

Louisiana



Louisiana design shows a brown pelican and celebrates the Louisiana Purchase with an outline of the United States.

Indiana



The Indiana Quarter is adorned with an Indy Car superimposed over the states outline.

Mississippi



Senate Fed & State

Date: 02 / 25 / 2003

Attachment # 4

SENATE BILL No. 205

By Senator Hensley

2-11

AN ACT enacting the Kansas commemorative coin design act.

concept

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

Section 1. This act shall be known and may be cited as the Kansas commemorative coin design act. The purpose of the act is to provide a means whereby the state through cooperation of its governor, arts community and high school students selects the design of the quarter dollar that is emblematic of the state of Kansas, its history, geography and rich heritage for submission to the United States secretary of the treasury in accordance with the 50 states commemorative coin program act (P.L. 105-124).

concept

design concepts and recommends the final

Sec. 2. (a) There is established the Kansas commemorative coin design commission. The commission shall consist of 16 members, as follows:

- (1) The members of the joint legislative committee on the arts and cultural resources;
- (2) a member of the Kansas state historical society, selected by the members of the society;
- (3) a member of the Kansas arts commission, selected by the members of the commission;
- (4) a member of the Kansas humanities council, selected by the members of the council; and
- (5) three members of the general public who shall be representative of the arts, selected by the governor.

concepts

The chairperson of the joint legislative committee on the arts and sources shall serve as chairperson of the commission. The commission shall meet on call of the chairperson or at the request of a majority members of the commission. The commission shall: adopt procedures and guidelines for selection of the design of the quarter dollar that is emblematic of the state of Kansas; such guidelines consistent with the guidelines prescribed by the 50 states commemorative coin program act and shall be publicized by the state; and request Kansas artists to submit design sketches for the Kansas commemorative quarter dollar that are broadly appealing to the citizens of

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he state and that maintain a dignity befitting the state's history and diversity; ~~such design sketches must be submitted to the commission on or before June 1, 2004,~~

(3) review the design sketches submitted by Kansas artists and choose four designs as finalists in the design selection process;

~~(4) collaborate with the state board of education and the secretary of state in submission of the four finalist designs to an election in which all students enrolled in accredited high schools of the state may participate and by majority vote select the design for the Kansas commemorative quarter dollar that the commission shall submit to the governor; the election shall be held during the last week of January 2005.~~

Sec. 3. The governor shall submit the design selected by vote of Kansas high school students to the United States mint for review of coinability. ~~After consultation with and approval of the selected design by the United States secretary of the treasury, the governor shall designate the design as commemorative of the state of Kansas for coinage.~~

Sec. 4. The Kansas arts commission, the Kansas humanities council, and the Kansas historical society shall publicize the Kansas commemorative coin design act and shall provide such assistance to the Kansas commemorative coin design commission as may be requested by the commission.

Sec. 5. This act shall take effect and be in force from and after its publication in the statute book.

Each design sketch shall be accompanied by a narrative that explains why the concept is emblematic of the state and what the concept represents to the citizens of the state. Each design sketch shall be submitted to the commission on or before June 30, 2003;

and narratives submitted by Kansas artists and choose five submissions

(4) forward only the selected narratives to the United States Mint and collaborate with the United States Mint in the preparation of artwork of the concepts;

(5) upon approval by the secretary of the treasury, the design candidate finalists,

May 2004

for presentment to the secretary of treasury for final approval

Kansas register

FOR IMMEDIATE RELEASE

WEDNESDAY, FEBRUARY 12, 2003

CONTACT: ELIZABETH HIRST

(850) 488-5394

GOVERNOR BUSH ASKS FLORIDIANS TO VOTE**FOR FLORIDA'S QUARTER***~Residents encouraged to vote via the Internet~*

TALLAHASSEE -- Governor Jeb Bush today voted for his favorite Florida quarter design, kicking off the beginning of a three-week Internet voting period. Governor Bush will be reaching out to Florida's teachers, school children, residents and visitors alike to take part in choosing the design that will grace the back of the Florida quarter.

"The response to this program has been amazing, and no matter which design ends up on the back of our quarter, Florida will have the best state coin," said Governor Bush. "The final five designs have captured the true images of our diverse state, from its past and future to its natural and historical treasures. I hope that all Floridians will take the opportunity to vote and be part of this once in a lifetime process."

The voting period began today, February 12, 2003, at 9:30 am, and will end on March 5, 2003, at 9:30 am. The public will be able to cast their votes by visiting the state's www.myflorida.com website. Residents who do not have access to a computer can still cast their vote by utilizing computers and Internet services that are available free of charge at their local library. Votes can also be mailed to the Governor's Office of Citizen Services, The Capitol, Tallahassee, Florida 32399.

The design that captures the most votes will be submitted to the United States Mint for circulation. The Mint issued the first five state quarters under the Fifty State Quarters ® Program in 1999, and will continue to issue five quarters every year in the order in which the states ratified the Constitution or were admitted into the Union. In 1845, Florida became the 27th state to be admitted into the Union. Each quarter's reverse side will celebrate one of the 50 states with a design honoring its unique history, traditions and symbols.

Governor Bush encouraged Floridians last year to submit their unique design for the Florida quarter. The guidelines from the U.S. Mint stated the design concepts could include landmarks, landscape, and historical buildings, symbols of state resources or industries, official state flora and fauna, icons and outlines of states.

More than 1,500 designs were submitted, but only five designs were selected by the Florida Commemorative Quarter Committee (Committee) and forwarded to the Mint. The Committee was created by an Executive Order issued in April 2002 by the Governor. The Committee was comprised of nine members, appointed by the Governor, reflecting Florida's diverse cultural, geographical, and artistic backgrounds.

The five final designs being considered are as follows:

- "The Everglades," showcasing a great white heron standing in the Florida Everglades surrounded by sawgrass.

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- "Gateway to Discovery," highlighting Florida's past with a Spanish Galleon and Florida's future with a rendering of a space shuttle.
- "Fishing Capital of the World," depicting a sailfish found in Florida's waters.
- "St. Augustine: Oldest United States City," featuring the Castillo De San Marcos National Monument that was built from 1672-1695 as an outpost of the Spanish empire to guard St. Augustine, the oldest city in the United States.
- "America's Spaceport," featuring a space shuttle superimposed over an outline of the state and surrounded by 27 stars signifying Florida as the 27th state admitted to the Union.

The Mint is expected to circulate the Florida quarter in spring 2004.

To view the five designs and to cast your vote, log onto www.myflorida.com. Results of the vote will be updated each week and the design receiving the most votes will be announced early next month.

###

6-2



CITY OF TOPEKA

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Law Enforcement Agency

DEPARTMENT OF POLICE
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Phone 785-368-9551
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February 25, 2003

Senate Federal and State Affairs Committee

REF: In support of S136

Senate Bill 136 allows state certified police officers employed by local school districts or community colleges to have the same authority as state certified police officers employed by state and city universities. It allows for the jurisdictional authority of such police officers to be extended off of school property for limited purposes of supporting the health and safety of our children and school staff when an agreement is signed by the local agencies whose jurisdiction is involved.

This bill allows for efficiency of services. Without it, when the school police officer encounters a situation needing law enforcement involvement, the officers from the local jurisdiction has to respond to handle the matter. School police officers are trained to the same level of the local police or Sheriff's officers are trained. In fact, in Topeka, they attend the same academy training side by side with Topeka Police officers.

In Topeka, where we frequently are backlogged on calls, this bill will prevent the school officer from having to wait for a Police Department Officer to arrive to handle a matter they are clearly trained to handle. It also will allow the Topeka Police Officer to be handling other calls that the School Police Officer does not have the authority to handle.

In this time of staff reductions created by reduced state funding to the cities and staffing impacts from military Reserve and Guard activations, cooperative efforts enhancing efficiency of law enforcement is critical to successfully reducing crime and victimization.

I encourage your support of S136.

Ed Klumpp
Chief of Police

Senate Fed & State
Date: 02 / 25 / 2003
Attachment # 7

To: Senate Sub Committee on Federal and State Affairs
From: Officers of Topeka Public Schools Department of Safety
Date: February 25, 2003
Subject: Senate Bill 136

This is a time of great change in our society. We recognize safety has become the most important challenge facing our way of life. Safety must also be paramount in our schools for the protection of students and staff. Our children are our greatest resource.

Several changes have been made recently in our education system, (The No Child Left Behind Act, Gun Free Schools, and The Safety and Security Act). Starting in the late 1970's, the Legislature realized it was time to change the laws and afford more protection for our schools. Over the years these laws have been briefly amended, but now is the time to take one more step and implement new more effective changes.

Several questions have arisen concerning the intent of these laws. No fewer than five opinions have been sought regarding the authority vested in school law enforcement officers. Opinions have been issued based on antiquated case law and Attorney General opinions.

With the recent history of school violence, September 11th. and the Homeland Security Act, we must strengthen the authority and jurisdiction of campus police officers. Homeland Security has named schools as possible soft targets for terrorism.

During the early years, the role of school security dealt primarily with school discipline. That role has changed dramatically. Officers now deal with law enforcement issues. These issues vary from truancy to violent crimes against students and staff.

Although we have an average 2% truancy in our district, with over fourteen thousand students this is a significant problem. Students who are truant are less likely to succeed and are much more likely to become crime victims while adrift in the community. Few days go by without a request from parents seeking our assistance in keeping their children in school. Students who are truant wander the neighborhoods and seek shelter in local businesses.

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Resources are stretched to the limit. Local law enforcement assists in every way possible, but heavy call loads, budget restraints and loss of personnel called to military duty restrict them. When not in school, records show these students are more likely to become involved in car and home burglaries, theft and drug related crimes. These calls require campus officers to leave the perimeter of their campus to investigate these crimes, interviewing witnesses and collecting evidence. Students do not usually break school rules or commit crimes under the watchful eye of administration or campus officers. Open lunches feed into these problems.

Our officers are State certified law enforcement officers held to the same high standards as any Kansas law enforcement officer. We undergo the same training, discipline and are held to the same high standards of professional conduct. We must remain current on all policy, procedure and law. We must demonstrate our efficiency yearly and complete forty hours annual in service training to maintain our certification.

This proposal will mandate that school boards still have authority to govern their departments. School police officers will still be able to work closely to aid and supplement local departments. It will allow school police the protection of state laws written to protect all law enforcement officers. At this time the statutes protect only city, county and state officers. This change would better serve these officers who place themselves in harms way on a daily basis.

Redefining the school law enforcement officer's jurisdiction and authority will be an effective way for all Kansas communities to create safer schools and neighborhoods.



National
Association of
School
Resource
Officers, Inc.

02-25-2003

To: Members of the Committee on Federal and State Affairs

Re: Senate Bill No. 136

Thank you for your time.

My name is Tony Woollen. I am the current Secretary of the National Association of School Resource Officers. Our organization serves over 10,000 school-based police officers across the United States. School Resource Officers are generally Municipal Officers or County Deputies assigned to school communities as part of a comprehensive community policing program.

School resource officers work as partners with school district/campus officers. These campus officers may be the only backup the SRO may have available. Because of their unique partnership, the campus officer must have received the highest training possible. This training should be not restricted to training in any fashion other than what the municipal, county or state officer has received. If circumstances require the SRO to call on the campus police officer for support in handling a situation, and the campus officer is touched in a rude or insolent manner, why then should state statutes not consider the campus officer as equal? Our school district police officer needs to be protected under state statute and given the recognition they deserve as law enforcement officers.

Further, the role of the School District Officer has changed dramatically since 1972. Today, their role is much more than just security. Those that complete the Kansas Law Enforcement Academy are actively involved in investigations, patrol procedures, courtroom testimony and arrests of violent and non-violent offenders. School district officers should be held to the same standards of other Law Enforcement officers. Once they have completed their Academy training, and maintain the requirements of the state of Kansas, they should be recognized appropriately.

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National Education Association of Topeka

Christine Huntsman, President
Jeannie Schnellbacher, Vice President
Karen Manhart, Secretary-Treasurer

February 25, 2003

I am the President of the National Education Association of Topeka and speak for 1300 professional employees in asking for your support in the proposed changes in SB 136. School law enforcement officers need to be able to do police functions for the betterment of the education of children.

In my 31 years as an educator, things sure have changed. Security wasn't even an issue when I began teaching, but now school law enforcement officers are a critical part of the education team. We didn't have social workers either, but they are essential today. It is a different world than when this statute was put on the books.

An elementary teacher was telling me the other day about a child in her class. No one came to pick the child up to go home. As the teacher had work to do, she stayed until about 6 PM to finish work and still no one had come for this child. The teacher had to go home – none of the child's four emergency phone numbers was a working number for that child. She found no parent/guardian, etc. So, she called 501 security to assist in taking the child to one of the addresses listed and was afraid to do this alone. She felt the need for "police protection" in going to these addresses. The child ended up in protective custody because they could find no adult at any of the addresses. The teacher was concerned for her safety as well as the child's to go into the neighborhoods where addresses were. No Child Left Behind takes on a new meaning here.

Children can not learn if they are not present. I have been told that parents sometimes call security if their child is being a bit rebellious at home and doesn't want to go to school. So the parents call the officer to assist in getting the child to school. Also, if a child is truant, I believe it is in the best interest of the child if a school law enforcement officer sees the child on the street during school time, they ought to question the child and get them to school.

I work in the KNEA building, just four blocks west of this room, across from THS. I park in the parking lot, as do THS teachers, KNEA employees, and guests. We need a safe place to park. If there are students "trespassing" on our lot, especially if it was carry over activity from THS, it only seems common sense that THS security would be permitted to "police this area". As it is now, they could only arrest as a private citizen.

On behalf of those I represent, please accept language changes to SB 136 to make not only "university police" able to exercise their powers, but also those employed by a school district.

A handwritten signature in black ink that reads "Christine Huntsman".

Christine Huntsman

Senate Fed & State
Date: 02 / 25 / 2003
Attachment # 10

SENATE BILL #136
February 25, 2003

Dr. Linda G. Wiley
Associate Principal, Topeka High School
USD 501, Topeka Public Schools

I am speaking today in behalf of not only the school law enforcement officers in my school, but those in my district and in all school districts across the state of Kansas. It is imperative that their authority and jurisdiction be protected under the law so that they can effectively exercise their authority to assist school administrators in the maintenance of safe and orderly schools every day. The safety and well-being of our students and staff is paramount.

I have been employed in some facet of education since the mid-1970's. Over this period of time, I have seen dramatic changes in the issues that schools are expected to deal with each day. Our schools today, as in the past, are microcosms of society. But society is much different today than it was in the 1970's. Whether it be the impact of horrific acts like those committed on 9/11/2001 or those at Columbine High School, the safe administration of our schools today requires quick access to effective law enforcement services.

School officials today deal with not only the issues surrounding "regular" school discipline, but also with an increased number of criminal acts (e.g., such as those involving drugs, assaults, thefts, threats, and sometimes, weapons) occurring either on school property or through the "fall out" of such acts occurring within our community. While some students do commit criminal acts (either on or off of school property), they are often adversely effected by the commission of crimes by their family and/or community members. They may also become involved in criminal activity while they are truant from school.

Unfortunately, the adverse effects of the situations described above may be manifested through a students' disruptive behavior in school, which directly effects the safe and orderly learning environment we strive to maintain. The enforcement of federal and state laws such as the Drug-Free, Gun-Free School Zones Act and the Safe Schools Act, requires our school law enforcement officers to have the jurisdiction to handle these situations as is needed.

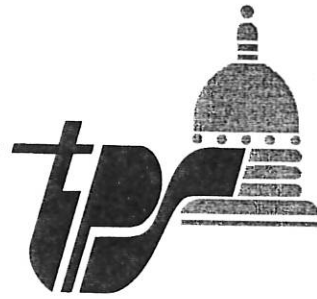
In each case, school administrators rely heavily upon our school law enforcement officers to quickly and effectively intervene in what ever situation is at hand. We [school administrators] depend on our school law enforcement officers to implement the proper procedures to maintain order, within the parameters of law, and to be able to quickly investigate any necessary components of the case. Without this type of jurisdiction, the operation of the school is greatly impaired and the safety of students and staff is jeopardized.

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Attachment # 11

In addition, our schools have been greatly impacted by changes in the law (e.g., changes in Special Education law, FERPA, No Child Left Behind, the privatization of the foster care system and the closing of state mental health institutions) and the downward economy. These changes have resulted in a greater number of students with special needs (both physical and mental) being placed in our public schools.

These student placements are not limited to those schools in the inner city, but extend to all schools across the state. More and more, all school districts in Kansas, and in the United States, will be asked to DO MORE WITH LESS. Do not further impair our [school administrators] ability to operate safe and orderly schools by limiting the ability of our school law enforcement officers to properly do their jobs. Please provide the legislation necessary to allow our school police to be protected by the same laws that protect all law enforcement officers.

Thank you.



To: Senate Sub Committee on Federal and State Affairs
From: Jim Gilchrist, ^{JK} Director of Security
Date: February 25, 2003
Subject: Senate Bill 136

I regret not having the opportunity to appear this morning to add my support to this bill. The officers that appear before you are the most dedicated professionals it has been my pleasure to work with in thirty years of law enforcement.

We are committed to one task, to provide the safest possible environment for our children and our teachers. Passage of this legislation takes the final step in ensuring we are able to continue to meet our goals.

Our department is recognized by local, state and federal law enforcement agencies as a certified department with state certified officers. We have always been held to the highest standards and will continue to provide the best possible service to our schools and community.

Thank you for your consideration and I am always available to answer questions that may arise.

From: Ronny Lieurance <rlieurance@usd265.k12.ks.us>
To: <harrington@senate.state.ks.us>
Date: Fri, Feb 21, 2003 8:45 AM
Subject: Senate Bill No. 136

Dear Senator Harrington:

It is my understanding that Senate Bill No. 136, an act concerning school districts and community colleges; relating to the jurisdiction of persons employed as police officers; amending K.S.A. 2002 Supp. 22-4201a and repealing the existing section, will be considered by the Federal and State Affairs Committee on Tuesday, February 25, 2003.

I am the Chief of Police for Goddard Public Schools, USD 265, Goddard, Kansas. We have had our own police department within our school district since July, 1998. In July, 1999 our department was awarded a Universal Hiring Grant from the United States Department of Justice for \$125,000.00 over a three (3) year period to hire two additional full-time police officers. We currently employ four (4) full-time, state certified law enforcement officers within our department. On average, we document and investigate approximately 600 cases per year within our jurisdiction.

We enjoy a unique situation in our jurisdiction, where we carry supplemental law enforcement commissions from the City of Goddard and the Sedgwick County Sheriff. This has allowed our officers to conduct their law enforcement duties without the fear of being in violation of the current verbage of K.S.A. 2002 Supp. 22-2401a - that does not specifically list "community colleges" or "school districts" along with counties, cities and state or municipal universities. The passage of Senate Bill No. 136 would be a great relief to school districts that currently have police departments and those who may be planning for future implementation, as questions regarding specific jurisdictional issues would be addressed in the new and modified language.

Thank you for your kind consideration. Please feel free to contact me if you have any questions.

Respectfully,

Ronny G. Lieurance, Chief of Police - Goddard USD 265

Senate Fed & State
Date: 02 / 25 / 2003
Attachment # 13

STATE OF KANSAS

BOB LYON
SENATOR, 3RD DISTRICT
LEAVENWORTH AND JEFFERSON COUNTIES
14431 SALINE RD.
WINCHESTER, KS 66097

STATE CAPITOL, ROOM 143-N
TOPEKA, KANSAS 66612-1504
(785) 296-7372



TOPEKA

SENATE CHAMBER

COMMITTEE ASSIGNMENTS
MEMBER: FEDERAL AND STATE AFFAIRS
STATE BUILDING CONSTRUCTION
TRANSPORTATION
UTILITIES

February 24, 2003

To: Senate Committee on Federal and State Affairs
From: Senator Bob Lyon, Senator Kay O'Connor, and Senator U. L. "Rip" Gooch
Re: SB 230-Kansas Lottery

The Subcommittee held a public hearing on SB 230, which makes two amendments to the lottery statutes:

- The bill deletes the requirement that each lottery retailer display a lottery retailer certificate; and
- The bill deletes the requirement that a monthly transfer be made from the Lottery Operating Fund to the State Gaming Revenues Fund equal to 30 percent of total monthly revenues (20 percent for pull-tab ticket sales). The transfer would be the amount of moneys in excess of those needed to operate the lottery.

The Subcommittee heard testimony from the Executive Director of the Kansas Lottery and the Budget Director. Both expressed support for the bill.

The Subcommittee recommends SB 230 favorably to the full Committee. In addition, the Subcommittee recommends that a provision similar to 2003 SB 32 be added to the bill. This amendment would allow an amount of "breakage" proceeds from greyhound races at the now-closed Camptown racetrack be distributed to the charitable organizations which were associated with the track. ("Breakage" is defined as odd cents by which the amount payable on each dollar wagered exceeds a multiple of \$0.10 for parimutuel pools.)

37606(2/25/3(9:12AM))

Senate Fed & State
Date: 02 / 25 / 2003
Attachment # 14

Proposed Amendment to SB 230

On page 4, following line 13, by inserting:

"Sec. 3. K.S.A. 74-8821 is hereby amended to read as follows: 74-8821. (a) The breakage deducted from the amounts paid to winning ticket holders for each parimutuel pool shall be computed by the organization licensee and disbursed as set forth in ~~subsections--(b), (c) and (d)~~ this section. An accounting of the amount and disposition of the breakage shall be made by each organization licensee as directed by the commission. Except as otherwise provided by K.S.A. 74-8836, and amendments thereto, the breakage on minus pools shall be calculated in multiples of \$.05 rather than \$.10.

(b) All breakage proceeds from parimutuel wagering conducted by the organization licensee on live horse races conducted by the licensee shall be remitted by the licensee to the commission not later than the 15th day of the month following the race from which the breakage is derived. The commission shall remit any such proceeds received to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the Kansas horse breeding development fund created by K.S.A. 74-8829, and amendments thereto.

(c) Except as provided by subsection (e), all breakage proceeds from parimutuel wagering conducted by the organization licensee on live greyhound races conducted by the licensee shall be distributed by the licensee not later than the 15th day of the month following the race from which the breakage is derived as follows:

(1) An amount equal to 50% of the breakage shall be used at racetrack facilities where derived to supplement open stakes races as approved by the commission; and

(2) an amount equal to 50% of the breakage shall be paid as purses directly to the breeders of Kansas-whelped greyhounds

pursuant to rules and regulations of the commission.

(d) All breakage proceeds from parimutuel wagering conducted by a simulcast licensee on simulcast races displayed by the licensee shall be distributed as provided by K.S.A. 74-8836, and amendments thereto.

(e) If a racetrack facility closes or discontinues conducting races and there are undistributed breakage proceeds from parimutuel wagering conducted by the organization licensee on live greyhound races, the licensee shall distribute such proceeds to charitable organizations who apply to the organizational licensee. Such proceeds shall be distributed in accordance with the licensee's charitable distribution guidelines. Within 30 days of such distribution, the licensee shall file a report with the commission disclosing the amounts of the distributions, the names of the distributees and the date on which the distributions were made.

The provisions of this subsection shall apply to any racetrack facility conducting races on or before October 31, 2001."

Repealer; title changes