

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Pete Brungardt at 10:30 a.m. on March 21, 2006 in Room 231-N of the Capitol.

All members were present except:

Senator Anthony Hensley- excused  
Senator Dennis Wilson- excused

Committee staff present:

Athena Andaya, Kansas Legislative Research Department  
Dennis Hodgins, Kansas Legislative Research Department  
Mary Ann Torrence, Revisor of Statutes Office  
Connie Burns, Committee Secretary

Conferees appearing before the committee:

Colonel John E. Davoren, Assistant Division Commander, 35<sup>th</sup> Infantry Division  
Colonel Edward R. Flora, Chief of Staff, Kansas Air National Guard  
Brigadier General Marvin W. Pierson, Commander 35<sup>th</sup> Infantry Division

Others attending:

See attached list.

Chairman Brungardt opened the confirmation hearings on:

Colonel John E. Davoren, Assistant Division Commander, 35<sup>th</sup> Infantry Division  
Colonel Edward R. Flora, Chief of Staff, Kansas Air National Guard  
Brigadier General Marvin W. Pierson, Commander 35<sup>th</sup> Infantry Division

Colonel John E. Davorne, appeared before the committee to answer questions on his appointment to Deputy Commanding General, 35<sup>th</sup> Infantry Division, Fort Leavenworth, Kansas. (Attachment 1) He stated his military career started at University of Kansas ROTC.

Colonel Edward R. Flora, appeared before the committee to answer questions on his appointment to Chief of Staff, Kansas Air National Guard. (Attachment 2) His career started out in the Navy as pilot in 1980, and than moved to the Air Force.

Brigadier General Marvin W. Pierson, appeared before the committee to answer questions on his appointment to Commander, 35<sup>th</sup> Infantry Division, Kansas Army Nation Guard. (Attachment 3) He has served 34 years in the military and felt that training is very important at a faster mode and more directly to the particular skills that are needed because the Guard is up against an enemy that changes so fast and adapts to whatever the military does.

The Chairman expressed the committee's appreciation to the candidates and for being available on short notice. The Chairman closed the confirmation hearings.

Senator Vratil made a motion to move to the full senate the confirmation of Colonel John E. Davoren, Assistant Division Commander, 35<sup>th</sup> Infantry Division, Colonel Edward R. Flora, Chief of Staff, Kansas Air National Guard, and Brigadier General Marvin W. Pierson, Commander 35<sup>th</sup> Infantry Division. Senator O'Connor seconded the motion. The motion carried.

**Final action:**

**SB 2727 - Authorizing certain payroll deductions for state employees**

Senator Vratil offered an amendment that would strike the language page 1 line 34 "or both", and on page 2 line 27 and 28 striking the language of "state general fund" and inserting "accounting services recovery fund".(Attachment 4)

CONTINUATION SHEET

MINUTES OF THE Senate Federal and State Affairs Committee at 10:30 a.m. on March 21, 2006 in Room 231-N of the Capitol.

Senator Vratil moved the amendment. Senator O'Connor seconded the motion. The motion carried.

Senator O'Connor moved to pass **HB 2727** out favorably as amended. Senator Reitz seconded the motion. The motion carried.

**HB 2788 - Concerning expiration, suspension or revocation of real estate brokers and salespersons licenses**

The Chairman brought up several questions on the bill from the hearing, and Senator Vratil said the bill had major problems, some suggestions were in new section 4 on page 2, cancelling of a contract between two parties by a third party, and questioned the intent of the language used on page 4 line 9, "egregious circumstances" and in lines 19 and 20 "utmost good faith, loyalty and fidelity; or", Senator O'Connor brought up New Section 8 on page 5, and that language was wanted to be put in the contract. The conferees have not contacted the committee on any of the objections. The committee chose not to take action on the bill.

The Chairman thanked the committee for their hard work, the meeting was adjourned at 11:30 am.



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

**Appointee:** Colonel John E. Davoren

**Position:** Assistant Division Commander, 35<sup>th</sup> Infantry Division

**Appointment Date:** March 9, 2006

**Expiration Date:**

**Term Length:**

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**Statutory Authority:** K.S.A. 48-208

**Party Affiliation:** Republican

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

Congressional District:

County:

Size requirement (*if any*):

Other, specify:

⇒ Statutory party affiliation requirement:

N/A

⇒ Statutory industry or occupation requirements:

**Salary:**

**Predecessor:** Position previously unfilled.

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**Board Composition Prior to Confirmation of New Appointee:**

N/A

Resume Of Service Career

JOHN E. DAVOREN, Colonel (KSARNG)

YEARS OF COMMISSIONED SERVICE Over 27 years

TOTAL YEARS OF SERVICE Over 27 years

DATE OF COMMISSION 25 May 1976

PRESENT ASSIGNMENT Deputy Commanding General, 35<sup>th</sup> Infantry Division, Fort Leavenworth, Kansas, since 3 September 2005

MILITARY SCHOOLS COMPLETED

- Infantry School, Infantry Officer Basic Course
- Infantry School, Ranger School
- Aviation School, Rotary Wing Aviation Course
- Infantry Officer Advanced Course (Nonresident)
- Reserve Component Company Commander Course (KSARNG)
- Command & General Staff College Course (Nonresident)
- ARNG Battle Skills Course
- Tactical Intelligence Familiarization Course (Nonresident)
- Organization Documentation Course
- Organizational Leadership for Executives
- Armor Pre-Command Course
- Tactical Commanders Development Course
- Army Force Management School
- Army War College Distance Education Course
- Brigade/Battalion Pre-command Course

EDUCATIONAL DEGREES

- 1976 University of Kansas- BS – Business Accounting
- 1982 Central Michigan University – MA - Personnel Management-1982
- 2001 Army War College - MS Degree – Strategic Studies

PROMOTIONS            DATES OF APPOINTMENT

<u>Rank</u>	<u>Component</u>	<u>Date</u>
2LT	USAR	25 May 76
2LT	RA	2 Jun 76
1LT	AUS	2 Jun 78
CPT	AUS	2 Aug 80
CPT	ARNG	21 Jun 85
MAJ	ARNG	27 Feb 89

**JOHN E. DAVOREN, Colonel (KSARNG)**

LTC                    ARNG                    19 Apr 95  
 COL                    ARNG                    1 Oct 99

MAJOR DUTY ASSIGNMENTS

<u>FROM</u>	<u>TO</u>	<u>ASSIGNMENT</u>
<u>Active Duty</u>		
MAY 76	Mar 78	Platoon Leader, Company A, 2 <sup>nd</sup> Battalion, 503 <sup>rd</sup> Infantry Fort Campbell, Kentucky
Mar 78	Oct 78	Assistant Operations Officer, United States Army Garrison, Fort Campbell, Kentucky
Oct 78	Jul 79	Rotary Wing Qualification Course, Fort Rucker, Alabama
Jul 79	Oct 80	Aeroscout Section Leader, Troop B, 3 <sup>rd</sup> Squadron, 4 <sup>th</sup> CAV, 25 <sup>th</sup> Infantry Division, Schofield Barracks, Hawaii
Oct 80	Oct 81	Aeroscout Platoon Leader, Troop B, 3 <sup>rd</sup> Squadron, 4 <sup>th</sup> CAV, 25 <sup>th</sup> Infantry Division, Schofield Barracks, Hawaii
Oct 81	Aug 82	Executive Officer, Troop B, 3 <sup>rd</sup> Squadron, 4 <sup>th</sup> CAV, 25 <sup>th</sup> Infantry Division, Schofield Barracks, Hawaii
Aug 82	Mar 83	Executive Officer, Company A, 1 <sup>st</sup> Aviation Battalion, Fort Riley, Kansas
Mar 83	Aug 83	Operations Officer, Company A, 1 <sup>st</sup> Aviation Battalion, Fort Riley, Kansas
<u>ARNG – Not on Active Duty</u>		
Jun 85	Jun 85	Communications Officer, Headquarters and Headquarters Company, 2 <sup>nd</sup> Battalion 137 <sup>th</sup> Infantry, Kansas City, Kansas
Jul 85	Feb 89	Commander, Company A, 2 <sup>nd</sup> Battalion 137 <sup>th</sup> Infantry, Kansas City, Kansas
Feb 89	Aug 90	Brigade Intelligence Officer (S-2), Headquarters and Headquarters Company, 69 <sup>th</sup> Brigade, Wichita, Kansas
Aug 90	Aug 92	Operations Officer (S-3), Headquarters and Headquarters Company, 2 <sup>nd</sup> Battalion 137 <sup>th</sup> Infantry, Kansas City, Kansas
Aug 92	Oct 94	Assistant G-3 Air Officer, Headquarters and Headquarters Company 35 <sup>th</sup> Infantry Division (Mechanized), Fort Leavenworth, Kansas
Nov 94	Mar 95	Assistant G-3 Plans Officer, Headquarters and Headquarters Company 35 <sup>th</sup> Infantry Division (Mechanized), Fort Leavenworth, Kansas
Mar 95	Sep 95	Auditing Officer, Headquarters and Headquarters Detachment, State Area Command, Topeka, Kansas
Oct 95	Jun 98	Commander, Headquarters and Headquarters Company, 2 <sup>nd</sup> Battalion, 137 <sup>th</sup> Infantry, Kansas City, Kansas

## JOHN E. DAVOREN, Colonel (KSARNG)

Jul 98	May 99	G-5 Assistant Chief of Staff Officer, Headquarters and Headquarters Company 35 <sup>th</sup> Infantry Division (Mechanized), Fort Leavenworth, Kansas
May 99	Sep 99	Training Officer, Director of Plans and Training, Headquarters and Headquarters Detachment, State Area Command, Topeka, Kansas
Sep 99	Aug 00	Director, Directorate of Plans and Training, Headquarters and Headquarters Detachment, State Area Command, Topeka, Kansas
Aug 00	Jul 01	Training Officer, Director of Plans and Training, Headquarters and Headquarters Detachment, State Area Command, Topeka, Kansas
Jul 01	Oct 04	Director, Directorate of Plans and Training, Headquarters and Headquarters Detachment, State Area Command, Topeka, Kansas
Nov 04	Sep 05	Commander, 69 <sup>th</sup> Troop Command, Wichita, Kansas
Sep 05	Present	Deputy Commanding General, 35 <sup>th</sup> Infantry Division, Fort Leavenworth, Kansas

### US DECORATIONS AND BADGES

Army Meritorious Service Medal (2 Oak Leaf Clusters)

Army Commendation Medal

Army Achievement Medal

National Defense Service Medal

Humanitarian Service Medal

Army Reserve Components Achievement Medal (4 Oak Leaf Clusters)

Armed Forces Reserve Medal (1 Oak Leaf Cluster)

Army Overseas Service Ribbon

Army Service Ribbon

Army Reserve Components Overseas Training Ribbon

Expert Infantryman Badge

Aviation Badge

Parachute Badge

Air Assault Badge

As of 6 February 2006

(for Appointments Office use only)

KBI Check: NA In Process Complete

## KANSAS GOVERNOR SEBELIUS APPOINTMENT QUESTIONNAIRE

Position for which you are applying: Deputy Commanding General

Full Name (please include title and middle name): John Edgar Davoren

Home Address:

610 meadowlark, Lansing, Kansas 66043  
(City, State, Zip) (County)

Business Address: 415 Sherman Ave, Fort Leavenworth, Kansas 66027  
(City, State, Zip) (County)

Business Name: US Army Force Management Support Agency

Position Title: Branch Chief

Home Phone: 913-727-1762 Business Phone: 913-684-8581 Cell Phone: N/A

Facsimile No: 913-684-8590 E-Mail Address: john.e.davoren@us army.mil

Driver's License No: \_\_\_\_\_ Social Security No: \_\_\_\_\_

Date of Birth: 10/14/53 Place of Birth: Kansas City, Kansas Kansas resident? Yes

Registered Voter? Yes Party Affiliation: Republican

Congressional District: 2nd Kansas Senate District: 3rd Kansas Representative District: 5th

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

Education: BS in Business, MA in Personnel Management, and a MS in Strategic Studies

Employment Experience: Twenty years as a Department of the Army employee, Seven years of active duty service, and twenty years as a member of the Kansas Army National Guard.

Do you hold any professional licenses? If so, please provide numbers: None

What special skills could you bring to this position? See attached paragraph.

Previous government appointments: None  
(Please provide dates)



**EXPERIENCE AND AFFILIATIONS** (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:
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: *None*
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 \_\_\_\_\_
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. None
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: Todd Bunting Relationship to you: Kansas TAG

Telephone: (785) 274-1003

Name: Jon P. Small Relationship to you: Kansas ATAG

Telephone: (785) 234-3686

Name: Lloyd Krase Relationship to you: Former Division Commander

Telephone: (785) 274-1401

Name: John Jones Relationship to you: Co-worker

Telephone: (913) 684-8579

**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 John E. Davoren Date 8 FEB 06

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

**Received**  
FEB 9 2006  
**Governor's Office**

## Supplemental Information

### JOHN E. DAVOREN, Colonel (KSARNG)

Special skills for the position: My combination of employment by the Department of the Army and membership in the Kansas Army National Guard has resulted in my acquisition of work and education that will be beneficial for Kansas. I have been a participant in work by the US Army to transform the force and was able to use that knowledge in the work recently completed within the state. My twenty years in the Kansas Army National Guard has allowed me to develop and contribute at the battalion, brigade, division, and state headquarters level. The attached resume of service provides a complete list of the assignments, training, and education that has developed my skills for use by Kansas. I have pursued educational and training opportunities to continue a program of personal and professional development that has been useful in by civilian and National Guard duties.

1. Military Service: I served on active duty as a commissioned officer from May 1976 to August, 1983. I was commissioned as a Second Lieutenant from the Kansas University Reserve Officer Training Corps (ROTC) program, graduated as a Distinguished Military Graduate, and then elected to leave active duty as a Captain. I received a honorable discharge upon leaving active duty.

2. Government Experience: I have not held an appointed or elective office at the local, state, or federal level. I have been a Department of the Army civilian employee for twenty years.

#### 4. Honors and Awards:

- Army ROTC 3 year scholarship at the University of Kansas
- Army awards and decorations:
  - Army Meritorious Service Medal (2 Oak Leaf Clusters)
  - Army Commendation Medal
  - Army Achievement Medal
  - National Defense Service Medal
  - Humanitarian Service Medal
  - Army Reserve Components Achievement Medal (4 Oak Leaf Clusters)
  - Armed Forces Service Medal
  - Armed Forces Reserve Medal (1 Oak Leaf Cluster)
  - Army Overseas Service Ribbon
  - Army Service Ribbon
  - Army Reserve Components Overseas Training Ribbon
  - Expert Infantryman Badge
  - Aviation Badge
  - Parachute Badge
  - Air Assault Badge

## **JOHN E. DAVOREN, Colonel (KSARNG)**

### 5. Organization Affiliations:

- National Guard Association of Kansas
- Kansas University ROTC Alumni Association
- Infantry Officer Association

11. Miscellaneous: I have had several opportunities to work with state and federal agencies through my work with the Kansas National Guard. The Prairie Fire exercise, which used a simulated a foreign animal disease incident, provided an opportunity to work with all the impacted state agencies. I also had the opportunity during a deployment to Louisiana to work with FEMA, the Red Cross, and numerous law enforcement agencies while in New Orleans. My primary tasks were to ensure support for the troops was in place and to work with the federal agencies to determine troop manning requirements for the numerous security requirements in the city. I participated in the I Corps Warfighter Exercise as the senior 35<sup>th</sup> Division representative at Fort Lewis. This required that I manage the assignments and tasks of brigade representatives from five states during the exercise.



## 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

Davoren

Last Name

John

First Name

E.

MI

Davoren

Spouse's Name

Debra

A.

610 Meadowlark

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

Lansing, Kansas 66043

City, State, Zip Code

(913) 727-1762

Home Phone Number (include area code)

(913) 684-8581

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.

Kansas Army National Guard

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

35th Infantry Division

Division if applicable (May use acronyms)

Deputy Commanding General

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.



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 WE/CM
1.					
2.					
3.					
4.					
5.					
6.					
7.					
8.					
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.	Department of the Army	415 Sherman Av, Ft Leavenworth	Federal Employee
2.	Kansas Army National Guard	Fort Leavenworth, KS 66027	National Guard

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.			
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.	Kansas University Army ROTC Alumni Assoc.	Member of Board of Directors	John E. Davoren
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.			
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8.			
9.			
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14.			

H. **DECLARATION:**

I, John E. Davoren 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.

3/2/06  
 Date

John E. Davoren  
 Signature of Person Making Statement

NUMBER OF ADDITIONAL PAGES \_\_\_\_\_

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



DEPARTMENTS OF THE ARMY AND THE AIR FORCE  
LAND COMPONENT, JOINT FORCES HEADQUARTERS KANSAS  
2800 SOUTHWEST TOPEKA BOULEVARD  
TOPEKA, KS 66611-1287

JFHQ-DCSPER-SEC (380-67)

15 February 2006

MEMORANDUM FOR RECORD

SUBJECT: Security Clearance Verification

1. This information is provided to verify the security clearance status of the following individual:

NAME: DAVOREN, JOHN EDGAR  
SSN: [REDACTED]  
DOB: 14 OCTOBER 1953  
POB: KANSAS CITY, KANSAS USA  
CLEARANCE: TOP SECRET SCI 11 SEPTEMBER 2000  
AGENCY: US ARMY CCF  
INVESTIGATION: SSBI 24 AUGUST 2000  
AGENCY: DSS  
SCI ACCESS: YES  
STATUS: SBPR OPEN AT OPM 21 NOVEMBER 2005.

2. The point of contact is the undersigned at commercial (785) 274-1067, DSN 720-8067 or e-mail sheryl.fox@ks.ngb.army.mil.

FOR THE DEPUTY CHIEF OF STAFF FOR PERSONNEL:

*Sheryl L. Fox*  
SHERYL L. FOX

SGT, KSARNG

STATE PERSONNEL SECURITY MANAGER

C

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

**Appointee:** Colonel Edward R. Flora

**Position:** Chief of Staff, Kansas Air National Guard

**Appointment Date:** March 9, 2006

**Expiration Date:**

**Term Length:**

---

**Statutory Authority:** K.S.A. 48-208

**Party Affiliation:** Republican

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

Congressional District:

County:

Size requirement (*if any*):

Other, specify:

⇒ Statutory party affiliation requirement:

N/A

⇒ Statutory industry or occupation requirements:

**Salary:** N/A

**Predecessor:** BG Edward McIlhenny

---

**Board Composition Prior to Confirmation of New Appointee:**

N/A

**BIOGRAPHICAL SUMMARY**

**NAME:** Edward R. Flora

**SSAN:** [REDACTED]

**RANK/COMPONENT:** Colonel, Kansas Air National Guard

**DATE OF RANK:** 26 June 1998

**AERONAUTICAL RATING:** Command Pilot

**AGE:** 52

**DATE OF BIRTH:** 31 January 1954

**CIVILIAN OCCUPATION:** Instructor Pilot, Flight Safety International, Wichita, KS

**CIVILIAN ADDRESS:** 1432 SE 125th Street, Sedgwick, KS 67135-9081

**CURRENT MILITARY ASSIGNMENT:** Chief of Staff  
Air Component, Joint Forces Headquarters, Kansas ANG

<b><u>SCHOOLS:</u></b> (Civilian and Military)	<b><u>DEGREE</u></b>	<b><u>YEAR COMPLETED</u></b>
Wichita State University	BA	1979
Squadron Officer School	Comp	1990
Air Command and Staff College	Comp	1994
Navy War College	Comp	1998
Navy-Nat Sec & Strategic Studies	MS	1998

**DECORATIONS AND AWARDS:**

- Legion of Merit
- Air Force Meritorious Service Medal with 2 oak leaf clusters
- Air Force Commendation Medal
- Navy Achievement Medal
- Air Force Outstanding Unit Award with 3 oak leaf clusters
- Navy Unit Commendation
- Navy Meritorious Unit Commendation
- Combat Readiness Medal
- National Defense Service Medal with 1 oak leaf cluster
- SEA Service Deployment Ribbon
- Air Force Longevity Service Award Ribbon with 4 oak leaf clusters
- Armed Forces Reserve Medal with 1 oak leaf cluster
- Small Arms Expert Marksmanship Ribbon
- Air Force Training Ribbon
- Kansas National Guard Medal of Excellence
- State Emergency Duty Service Ribbon
- Kansas National Guard Service Medal with 1 oak leaf cluster
- Kansas National Guard Emergency Duty Service Ribbon
- Kansas National Guard Meritorious Service Medal

**CHRONOLOGICAL RECORD OF DUTY ASSIGNMENTS:**

<b><u>DUTY</u></b>	<b><u>STATION</u></b>	<b><u>FROM</u></b>	<b><u>TO</u></b>
Pilot Trainee	Naval Flight Tng, NAS, Pensacola, FL	May 80	Feb 82
VT-26, Flight Instructor Training	NAS Beeville, TX	Feb 82	Jul 83
F-18 RTU Training	NAS Lemoore, CA	Jul 83	Mar 84
VFA-25, F-18 pilot	USS Constellation	Mar 84	May 87
VFA-303 Training	Naval Reserve	May 87	Nov 87
F-16 RTU Training	McConnell AFB, KS	Nov 87	May 88
F-16 Instructor Pilot	McConnell AFB, KS ANG	May 88	Mar 94
B-1B FTU Training	Dyess AFB, TX	Mar 94	Aug 94
Commander, Det 1, 184BW	Smoky Hills Weapons Range, Salina, KS	Aug 94	Dec 95
Commander, 184OSS	184BW, McConnell AFB, KS ANG	Dec 95	Jul 97
Student	Naval War College, Newport, RI	Jul 97	Jun 98
Commander, 184Ops Grp	184BW, McConnell AFB, KS ANG	Jun 98	Mar 99
Vice Commander, 184BW	184BW, McConnell AFB, KS ANG	Mar 99	Jan 01
Commander, 184BW	184BW, McConnell AFB, KS ANG	Jan 01	Jul 04
Director of OPS	Air Component, JFHQKS	Jul 04	Nov 04
Civilian Status	Sedgwick, KS	Nov 04	Mar 05
Director of Operations	Air Component, JFHQKS	Mar 05	Nov 05
Chief of Staff	Air Component, JFHQKS	Nov 05	Present

**PROMOTIONS:**

<b><u>RANK:</u></b>	<b><u>EFFECTIVE DATE:</u></b>
Ensign	02 May 1980
Lieutenant JG	02 May 1982
Lieutenant	2 May 1984
Maj	04 Oct 1990
Lt Col	11 January 1995
Col	26 June 1998

(for Appointments Office use only)

KBI Check:  NA  In Process  Complete

### KANSAS GOVERNOR SEBELIUS APPOINTMENT QUESTIONNAIRE

Position for which you are applying: CHIEF of STAFF, JOINT FORCES HQ, KS NATIONAL GUARD

Full Name (please include title and middle name): COL EDWARD RAY FLORA

Home Address:

1432 SE 125<sup>th</sup> ST Sedgwick, KS 67135 HARVEY  
(City, State, Zip) (County)

Business Address: WICHITA, KS 67221 Sedgwick  
(City, State, Zip) (County)

Business Name: FLIGHT SAFETY INTERNATIONAL

Position Title: INSTRUCTOR PILOT

Home Phone: 316-772-0015 Business Phone: 316-612-5300 Cell Phone: 316-304-2213

Facsimile No: N/A E-Mail Address: edward.flora @ ksmcco.org.af.mil

Driver's License No: \_\_\_\_\_ Social Security No: \_\_\_\_\_

Date of Birth: 01/31/1954 Place of Birth: HARRISONVILLE, MO Kansas resident? YES

Registered Voter? YES Party Affiliation: REPUBLICAN

Congressional District: 4<sup>th</sup> Kansas Senate District: \_\_\_\_\_ Kansas Representative District: \_\_\_\_\_

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

Education: High School, BA, MA

Employment Experience: US NAVY - CARRIER PILOT 1980-1988

KANSAS AIR NATIONAL GUARD 1988 to Present FLIGHT SAFETY INT'L MARCOS  
WING, Commander, 184 ARW 2001-2004 Present

Do you hold any professional licenses? If so, please provide numbers: N/A

What special skills could you bring to this position? Command experience and leadership

Previous government appointments: N/A  
(Please provide dates)



**EXPERIENCE AND AFFILIATIONS** (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:
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 \_\_\_\_\_
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. It is not
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: ROBIN Spurrier Relationship to you: FRIEND / Community leader

Telephone: 316-265-9494 316-651-6828

Name: MAJ Terry Williams Relationship to you: FRIEND / GUARD CHAPLAIN

Telephone: 316-304-2306

Name: REP Todd Tiahrt Relationship to you: FRIEND / ELECTED OFFICIAL

Telephone: 316-262-8992

Name: <sup>COL</sup> Gene MARTIN Relationship to you: Friend / ASSOCIATE

Telephone: 316-759-7100

**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 Edward Brown Date 2-14-06

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



## 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

FLORA

EDWARD

R

Last Name

First Name

MI

CHRISTINE

Spouse's Name

1432 SE 125<sup>th</sup> ST

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

SEDGWICK, KS 67135

City, State, Zip Code

316-772-0015

Home Phone Number (include area code)

316-304-2213

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)

JFHQ / KS KSN6

Division if applicable (May use acronyms)

CHIEF of STAFF

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.

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 WEOM
1.	WALNUT CREEK FARM 1432 SE 125 <sup>th</sup> ST SEDGWICK, KS 67351	TREE FARM	FARM	100%	
2.					
3.					
4.					
5.					
6.					
7.					
8.					
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.	FLIGHT SAFETY INT'L	WEBB ROAD, WICHITA, KS	FLIGHT INSTRUCTION
2.	WALNUT CREEK FARM	1432 SE 125 <sup>th</sup> Sedgwick, Ks	FARM

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.			
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.	WALNUT CREEK FARM 1432 SE 125 <sup>th</sup> Sedgwick, Ks	OWNER	
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.			
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6.			
7.			
8.			
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13.			

E. DECLARATION:

I, EDWARD FLORA, 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.

7 MAR 2006

Date

Edward Flora

Signature of Person Making Statement

NUMBER OF ADDITIONAL PAGES \_\_\_\_\_

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

# ? Person Summary

FLORA, EDWARD R

Person Category National Guard - Officer (USAF) ▾

SSN:

Open Investigation: N/A

PSQ Sent Date: N/A

Attestation Date: 2005 08 27

Incident Report: N/A

SF 713 Fin Consent Date: N/A

SF 714 Fin Disclosure Date: N/A

Polygraph: N/A

Foreign Relation: N/A

PSQ Sent  
Non-SCI Access History

Date of Birth: 1954 01 31

Marital Status: N/A

Place of Birth: Missouri

Citizenship: U.S. Citizen

NdA Signed: Yes

NdS Signed: Yes

Request to Research/Upgrade Eligibility

NdA History

## Accesses

Category	US Access	PSP	Suitability and Trustworthiness	SCI	Available Actions
National Guard - Officer (USAF)	Top Secret	No	IT: N/A Public Trust: N/A Child Care: N/A	Yes	Indoctrinate Non-SCI Debrief Non-SCI

## Person Category Information

Category Classification: N/A

Organization: D72IFL6Z, KS ANG HQ, Topeka, Topeka, KS, 66600

Organization Status: N/A

Occupation Code: 10C0

Separation Date: N/A

SCI SMO: SSO ACC//A2SP//, Level 2, /, acc/sso@langley.af.mil

Non-SCI SMO: N/A

Servicing SMO: Yes

Office Symbol: CC

Position Code: N/A

Arrival Date: N/A

Office Phone Comm: N/A

Separation Status: N/A

Interim: N/A

Grade: O6

PS: N/A

RNLTD: N/A

Office Phone DSN: N/A

TAFMSD: N/A

Proj. Departure Date: N/A

Proj. UIC/RUC/PASCODE: N/A

Report Incident

In/Out Process

Remarks

Suspense Data

## Investigation Summary

SBPR from DSS, Opened: 2000 05 30 Closed 2002 02 26

SSBI from DSS, Opened: 1994 06 22 Closed 1994 06 22

Investigation History

## Adjudication Summary

PSI Adjudication of SBPR DSS, Opened 2000 05 30, Closed 2002 02 26, determined Eligibility of SCI - DCID 6/4 on 2002 03 19 AFCAF

PSI Adjudication of SSBI DSS, Opened 1994 06 22, Closed 1994 06 22, determined Eligibility of

<https://jpasapp.dsis.dod.mil/JPAS/servlets/com.eds.jpas.client.servlets.JCAVSSelectAPersonServlet>

Adjudication History

2/21/2006

**External Interfaces**

Perform SII Search                      DCII

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**Notice:** Under the Privacy Act of 1974, you must safeguard personnel information retrieved through this system. Disclosure of information is governed by Title 5, United States Code, Section 552a Public Law 93-579, DoDD 5400.11, DoDR 5400.11-R and the applicable service directives.

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

**Appointee:** Brigadier General Marvin W. Pierson

**Position:** Commander, 35<sup>th</sup> Infantry Division

**Appointment Date:** March 9, 2006

**Expiration Date:**

**Term Length:**

**Statutory Authority:** K.S.A. 48-208

**Party Affiliation:** Republican

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

Congressional District:

County:

Size requirement *(if any)*:

Other, specify:

⇒ Statutory party affiliation requirement: N/A

⇒ Statutory industry or occupation requirements:

**Salary:**

**Predecessor:** MG James R. Mason

**Board Composition Prior to Confirmation of New Appointee:**

N/A



# National Guard Bureau

Departments of the Army and the Air Force

General Officer Management Office, Arlington, VA

## BRIGADIER GENERAL MARVIN WAYNE PIERSON



### Assistant Adjutant General – Army Missouri National Guard

Brigadier General M. Wayne Pierson was assigned as the Assistant Adjutant General – Army, Joint Force Headquarters, Jefferson City, Missouri in February 2005. As Assistant Adjutant General, he assists the Adjutant General in the formulation, development, and implementation of all programs and policies in the Missouri Army National Guard.

Brigadier General Pierson received his commission through OCS on August 10, 1974. He is a graduate of the Signal Basic and Advanced Courses, the Command and General Staff College, U.S. Army War College, and other military schools including command of units at Platoon, Company, Battalion, and Brigade Commands. His staff positions have included numerous signal, communications and support assignments, including Assistant Division commander-Support, 35<sup>th</sup> Infantry Division (Mechanized), Fort Leavenworth, Kansas.

#### EDUCATION:

Northwest Missouri State University, Bachelor of Science, Agriculture  
2000 United States Army War College, MSS/Masters of Strategic Studies

#### ASSIGNMENTS:

##### ARNG – Not on Active Duty

Aug 74 - Jul 75, Section Leader (Message Center Section), 435<sup>th</sup> Signal Company, St Joseph, Missouri  
Jul 75 - Aug 76, Section Leader, Mobile Radio Section, 435<sup>th</sup> Signal Company, St Joseph, Missouri  
Sep 76 - Aug 80, Platoon Leader, Telephone Operations Platoon, 435<sup>th</sup> Signal Company, St Joseph, Missouri  
Aug 80 - Jul 81, Cable Communications Officer, Headquarters, Headquarters Detachment, 135<sup>th</sup> Signal Battalion, St Joseph, Missouri  
Jul 81 - Dec 83, Company Commander, Company A, 937<sup>th</sup> Signal Battalion, St Joseph, Missouri  
Jan 84 - Sep 84, Telephone Digital Communications Officer, Headquarters, Headquarters Company, 135<sup>th</sup> Signal Battalion, St Joseph, Missouri  
Oct 84 - Jul 85, C-E Systems Control Officer, Headquarters, Headquarters Company, 135<sup>th</sup> Signal Battalion, St Joseph, Missouri  
Aug 85 - Oct 87, C-E Staff Officer, Headquarters, Headquarters Battery, 135<sup>th</sup> Field Artillery Brigade, Sedalia, Missouri  
Nov 87 - Aug 89, S2/S3 Officer, Headquarters, Headquarters Company, 135<sup>th</sup> Signal Battalion, Missouri

**ADG – Not on Active Duty (cont)**

Aug 89 – Nov 92, Assistant Division C-E Officer, Headquarters, Headquarters Company, 135th Signal Battalion, St Joseph, Missouri  
Nov 92 – Oct 95, Commander, Headquarters, Headquarters Company, 135th Signal Battalion, St Joseph, Missouri  
Nov 95 – Jun 98, Executive Officer, Headquarters, Headquarters Company, Material Management Center (-Detachment 1,2,3,4), 35th Support Command, 35th Infantry Division (Mechanized) Lexington, Missouri  
Jul 98 – Feb 99, Temporary Position, Headquarters State Area Command (-70 Troop Command, 2,3,5,6,7), Jefferson City, Missouri  
Jul 98 – May 99, Director of Maintenance, Headquarters, State Area Command (-70 Troop Command, 2,3,5,6,7), Jefferson City, Missouri  
Jun 99 – May 01, Commander, Headquarters, 35th Support Command, 35th Infantry Division (Mechanized), Lexington, Missouri  
May 01 – Feb 05, Assistant Division Commander-Support, 35th Infantry Division (Mechanized), Ft Leavenworth, Kansas  
Feb 05 – Present, Assistant Adjutant General – Army, Missouri Army National Guard, Jefferson City, Missouri

**MAJOR AWARDS AND DECORATIONS:**

Meritorious Service Medal (with 3 Oak Leaf Clusters)  
Army Commendation Medal (with 1 Oak Leaf Cluster)  
Army Achievement Medal (with 1 Oak Leaf Cluster)  
Army Reserve Components Achievement Medal (with Silver Oak Leaf Cluster)  
National Defense Service Medal  
Humanitarian Service Medal  
Armed Forces Reserve Medal (with Hourglass)  
Army Service Ribbon  
Army Reserve Component Overseas Training Ribbon

**EFFECTIVE DATES OF PROMOTION:**

2LT ARNG 10 Aug 74  
1LT ARNG 9 Aug 77  
CPT ARNG 26 Aug 80  
MAJ ARNG 30 Sep 85  
LTC ARNG 28 Dec 92  
COL ARNG 23 Mar 99  
BG ARNG 1 Dec 01

(for Appointments Office use only)

KBI Check:  NA  In Process  Complete

### KANSAS GOVERNOR SEBELIUS APPOINTMENT QUESTIONNAIRE

Position for which you are applying: Commander 35<sup>th</sup> Inf. Division, Kansas Army Nat. Guard

Full Name (please include title and middle name): Brigadier General Marvin Wayne Pierson

Home Address:

26246 State Hwy F, Maryville, Mo. 64468 USA  
(City, State, Zip) (County)

Business Address: 3131 East First Street, Maryville, Mo 64468 USA  
(City, State, Zip) (County)

Business Name: Energizer Battery Mfg. Co. INC

Position Title: Staff Environmental Coordinator

Home Phone: (660) 582-8295 Business Phone: (660) 582-6146 Cell Phone: (660) 562-9810

Facsimile No: (660) 582-6261 E-Mail Address: Wayne M. Pierson@Energizer.com

Driver's License No:

Social Security No:

Date of Birth: 11/6/50 Place of Birth: Cameron, Missouri Kansas resident? NO

Registered Voter? YES Party Affiliation: Republican

Congressional District: MO, 6 Kansas Senate District: NA Kansas Representative District: NA

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

Education: B.S. Degree Northwest Missouri State Un.

Master of Strategic Studies, U.S. Army War College

Employment Experience: Manager of Production, Manager of Planning & Scheduling  
Staff Environmental Coordinator, all at Energizer Battery Co.

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

What special skills could you bring to this position? I have Commanded at Platoon, Company

Battalion, Brigade Level and served as Assistance Commanding General 35<sup>th</sup>  
Inf Div. - also, currently assistance adj. General Mo.  
Previous government appointments: NA I have served for 34 years in the  
(Please provide dates) military.

**EXPERIENCE AND AFFILIATIONS** (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: *see attached*
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: *Biography NA*
3. **Elective Public Office:** List on a separate sheet all elective public offices sought and/or held with dates of service: *NA*
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: *Reference Military Biography attached*
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. *none*



**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 X *wife's brother-in-law works at the veterans home in Cameron, MO.*
- 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 X Yes \_\_\_
- 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. NA
- 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 X 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. NA
- 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. NA
- 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. NA
- 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. NA

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: Mr King Sidwell Relationship to you: Adj General, State of Missouri  
Telephone: (573) 638-9710
- Name: Steve Miller Relationship to you: Friend  
Telephone: (660) 582-6188 (w)
- Name: Roger Prokes Relationship to you: Friend, Elected Official, MO  
Telephone: (660) 582-4231 (w)
- Name: Gene Krase Relationship to you: Friend, KS State Emergency Management, Director  
Telephone: (785) 274-1410

## 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 Marcus W. Pierson Date Feb. 12, 2006

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

Received  
FEB 15 2006  
Governor's Office



## 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

Pierson

Marvin

W

Last Name

First Name

MI

Margaret F Pierson

Spouse's Name

26246 State Hwy F

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

Maryville, MO 64468

City, State, Zip Code

(660) 582-8295

Home Phone Number (include area code)

(660) 582-6146

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.

Kansas Army National Guard

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

Commander, 35<sup>th</sup> Inf Division

Division if applicable (May use acronyms)

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.

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 \_\_\_\_\_

*I have no ownership in any business only investments listed below.*

BUSINESS NAME AND ADDRESS	TYPE OF BUSINESS	DESCRIPTION OF INTERESTS HELD	PERCENT OF OWNERSHIP INTERESTS	HELD BY WHOM
1. St Louis Mo bonds	Bonds held for Retirement	NA	NA	Joint
2. City Group Bonds	Bonds held for Retirement	NA	NA	Joint
3. American Funds Mutuals	mutual Funds	Retirement	NA	Joint
4. Vanguard Funds thru Energizer	401 K	Retirement	NA	MW Pierson
5. Retirement Plan with Energizer Batt. Mfg Co. INC	Retirement Plan		NA	MW Pierson
6. Retirement Plan Army National Guard	Retirement Plan		NA	MW Pierson
7.				
8.				
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.	Energizer Battery Mfg. Co. Inc	3131 East 1 <sup>st</sup> St, Maryville MO	Battery Mfg.
2.	Missouri Army National Guard	JFMO-ZB, 2302 Militia Drive Jefferson City, MO	National Guard

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.			
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.	Missouri Army National Guard	Assistant Adjutant General	Marrin W. Pierson
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, Wayne Person 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.

3/9/06  
Date

Wayne Person  
Signature of Person Making Statement

NUMBER OF ADDITIONAL PAGES \_\_\_\_\_

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



MEMORANDUM FOR RECORD

SUBJECT: Verification of Security Clearance

1. Based on a status check done at the Joint Personnel Adjudicative System (JPAS) website **Pierson, Marvin W.**, 492-50-3373, has been granted a **Top Secret** clearance by Army CCF based on an SSPR.

Date of Investigation: **08 December 2003**  
Date Clearance Granted: **23 December 2003**

2. Point of contact for this matter is SGT Mark A. Vinson at commercial (573) 638-9500 ext. 7642 or email [Mark.Vinson@mo.ngb.army.mil](mailto:Mark.Vinson@mo.ngb.army.mil).

FOR THE COMMANDER:

*for Marvin W. Pierson, CPT, Security Officer*  
DAVID A. LEWIS  
COL, GS, MOARNG  
J2/Intelligence

Session of 2006

## Substitute for HOUSE BILL No. 2727

By Committee on Federal and State Affairs

2-16

9 AN ACT concerning state officers and employees; amending K.S.A. 75-  
10 5532 and 75-5534 and K.S.A. 2005 Supp. 75-5531 and 75-5533 and  
11 repealing the existing sections.  
12

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

14 Section 1. K.S.A. 2005 Supp. 75-5531 is hereby amended to read as  
15 follows: 75-5531. As used in K.S.A. 75-5531 to 75-5534, inclusive, and  
16 amendments thereto:

17 (a) "Community health charities" means community health charities  
18 of Kansas and Missouri, Inc.

19 (b) "State employee" or "employee" means any appointed or elective  
20 officer or any employee of the state of Kansas, and

21 (b) (c) "United way organization" means the organization conducting  
22 a single, annual, consolidated effort to secure funds for distribution to  
23 agencies engaged in charitable, public health, welfare or service purposes,  
24 which commonly is known as the united way. Such term includes the  
25 united fund, the community chest or any other organization which serves  
26 in communities or areas of the state where the united way is not  
27 organized.

28 Sec. 2. K.S.A. 75-5532 is hereby amended to read as follows: 75-  
29 5532. (a) Upon notification of an employing agency's receipt of written  
30 authorization by any state employee, the director of accounts and reports  
31 shall make periodic deductions of amounts as specified in such authori-  
32 zation from the salary or wages of such state employee for the purpose  
33 of contributing to a united way organization or community health chari-  
34 ties. ~~For both,~~ and shall make payments of such amounts in accordance  
35 with such authorization and the payroll deduction plan adopted under  
36 subsection (b). Any amounts deducted from the salary or wages of such  
37 state employee pursuant to such authorization shall be subject to the  
38 maximum and minimum amounts established by rules and regulations  
39 adopted under K.S.A. 75-5534 and amendments thereto. Any such writ-  
40 ten authorization may be withdrawn or modified by such state employee  
41 upon filing written notice of withdrawal or modification in the manner  
42 and at the times prescribed in rules and regulations adopted under K.S.A.  
43 75-5534 and amendments thereto.

1 (b) As part of the system of payroll accounting formulated under  
 2 K.S.A. 75-5501 and amendments thereto, the director of accounts and  
 3 reports shall establish a payroll deduction plan for the purpose of making  
 4 contributions to united way organizations *and to community health char-*  
 5 *ities* by state employees. Such plan shall be administered by the director  
 6 of accounts and reports in accordance with rules and regulations adopted  
 7 under K.S.A. 75-5534 and amendments thereto and such additional ac-  
 8 counting procedures as may be prescribed by the director of accounts  
 9 and reports.

10 Sec. 3: K.S.A. 2005 Supp. 75-5533 is hereby amended to read as  
 11 follows: 75-5533. (a) The director of accounts and reports shall charge  
 12 and collect a fee for making payroll deductions and payments authorized  
 13 under K.S.A. 75-5531 to 75-5534, inclusive, and amendments thereto.  
 14 Such fees shall be fixed in an amount equal to the total costs incurred in  
 15 making the necessary transfers and transactions, including administrative  
 16 costs, to accomplish the purpose involved as determined by the director  
 17 of accounts and reports with the approval of the secretary of administra-  
 18 tion. The fees fixed shall be levied against and shall be paid by the united  
 19 way organization *or community health charities* which receives payments  
 20 pursuant to written authorizations by state employees under this section.  
 21 Such fees shall be paid as part of each transaction remitting payments to  
 22 the united way organization *or community health charities*.

23 (b) All moneys received by the director of accounts and reports from  
 24 the fees levied under this section shall be remitted to the state treasurer  
 25 in accordance with the provisions [of] K.S.A. 75-4215, and amendments  
 26 thereto. Upon receipt of each such remittance, the state treasurer shall  
 27 deposit the entire amount in the state treasury to the credit of the ~~state~~  
 28 ~~general fund~~.

accounting services recovery fund

29 Sec. 4. K.S.A. 75-5534 is hereby amended to read as follows: 75-  
 30 5534. The secretary of administration, upon the recommendation of the  
 31 director of accounts and reports, may adopt rules and regulations as pro-  
 32 vided in K.S.A. 75-3706, and amendments thereto, for the implementa-  
 33 tion and administration of K.S.A. 75-5531 to 75-5534, inclusive, *and*  
 34 *amendments thereto*. Such rules and regulations shall include: (a) Provi-  
 35 sions prohibiting the use of official action or threat of official action by a  
 36 state employee to coerce or attempt to coerce a subordinate state em-  
 37 ployee to contribute to a united way organization *or community health*  
 38 *charities*; and (b) maximum and minimum limitations on the amounts to  
 39 be deducted from the salary or wages of any state employee and provi-  
 40 sions for the modification or withdrawal of any authorization to make  
 41 periodic deductions for the purpose of making contributions to united  
 42 way organizations *or community health charities*.

43 Sec. 5. K.S.A. 75-5532 and 75-5534 and K.S.A. 2005 Supp. 75-5531

1 and 75-5533 are hereby repealed.  
2 Sec. 6. This act shall take effect and be in force from and after its  
3 publication in the statute book.