

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 April 30, 2008 in Room 526-S of the Capitol.

All members were present.

Committee staff present:

Kathie Sparks, Kansas Legislative Research Department
Dennis Hodgins, Kansas Legislative Research Department
Theresa Kiernan, Revisor of Statutes Office
Connie Burns, Committee Assistant

Conferees appearing before the committee:

John Carmichael

Others attending:

See attached list.

Chairman Brungardt opened the confirmation hearing.

John Carmichael, Kansas Human Rights Commission

Mr. Carmichael appeared before the committee to answer questions on his appointment to the Kansas Human Rights Commission. (Attachment 1) The committee requested information from the appointment questionnaire form on the experience and affiliations page, and from letters and emails received from constituents. The committee was interested in the ideology and goals that Mr. Carmichael would bring to the commission and on certain topics of concern. Mr. Carmichael stated he did not have a private agenda against law enforcement.

The committee requested clarification on several questions on the appointment questionnaire. Mr. Carmichael was appointed to the commission in July of 2007 and started serving in August 2007. Due to the previous Chairman's unexpected resignation, Mr. Carmichael was asked by the Governor to fill that position, which is a statutorily appointed position. Mr. Carmichael's prime objective was to reduce the tremendous backlog and to review, thoroughly investigate and litigate more cases that come to the agency.

Chairman Brungardt closed the confirmation hearing.

Senator Vratil moved that the committee recommend to the full Senate the confirmation of John Carmichael to the Kansas Human Rights Commission. Senator Reitz seconded the motion.

Senator Brownlee moved a substitute motion that the committee deny a recommendation for confirmation of John Carmichael to the full Senate. Senator Ostmeyer seconded the motion. The vote was 4 - 4. The motion failed.

The original motion was voted on. The vote was 4 - 4. The original motion failed. No action or recommendation was taken by the committee on the confirmation.

The meeting was adjourned at 12:05 pm. The next scheduled committee meeting is May 1, 2008.

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

Appointee: John Carmichael

Position: Member, Kansas Human Rights Commission

Appointment Date: July 13, 2007

Expiration Date: January 15, 2010

Term Length: fulfill a term of 4 years

Statutory Authority: K.S.A. 44-1003

Party Affiliation: Democrat

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

Congressional District:

County:

Size requirement (*if any*):

Other, specify:

⇒ Statutory party affiliation requirement:

Not more than four members shall be members of the same political party.

⇒ Statutory industry or occupation requirements:

Two members shall be representative of industry, two members shall be representative of labor, one member shall be a person authorized to practice law in this state, one member shall be a representative of the real estate industry, and one member shall be appointed at large.

Salary: N/A

Predecessor: David A. Hanson

Board Composition Prior to Confirmation of New Appointee:

(SEE ATTACHED LIST)

Kansas Human Rights Commission

Gov Appts: 7

Term Length: Four Years

Contact: Karen McDaneld, Office Manager

Total Appts: 7

Notes: 2 labor reps, 2 industry reps, 1 attorney, 1 realtor, and 1 at large member (public member). Governor designates the Chair. Meets monthly, 3rd Thurs & Friday, 9-12, 3:00 educational meeting

LSOB, Rm 568-S
Topeka, KS 66612-1258
785/296-3206

Statute: KSA 44-1003

Confirmation:

Gov Appt Counts Male/Female

1st--2nd--3rd--4th

R/D/U

Board Active

Party Ratio: 4:3

4:2

0:5:1:0

3:3:0

** Member fully assumed duties but awaits confirmation by the Full Senate

	<u>County</u>	<u>Affiliation</u>	<u>CD</u>	<u>H</u>	<u>S</u>	<u>Appointment Date</u>	<u>Expiration Date</u>	<u>Reapt</u>
Bradrick, Dr. Beth M. 412 W. First Street Pittsburg, KS 66762 Fax (620) 232-5894 Cell (620) 232-0774 Work (620) 232-5894 Home (620) 231-7087 bbradrick@pitton.com	Crawford	D	2	3h	13s	3/13/2003	1/15/2007	<input checked="" type="checkbox"/>
Position: a member Succeeds: herself -- reappointed Appointed By: Governor Nominations: Statutory Remarks: Labor Representative Seat #: 004								
Hanson, Mr. David A. 8733 SW 37th Street Topeka, KS 66614 Fax (785) 232-0005 Cell (785) 640-5956 Work (785) 232-0545 Home (785) 478-9633	Shawnee	R	2	52h	20s	1/23/2002	1/15/2006	<input checked="" type="checkbox"/>
Position: a member Succeeds: himself -- reappointed Appointed By: Governor Nominations: Statutory Remarks: Attorney Representative Seat #: 007								

1-2

1-3

	<u>County</u>	<u>Affiliation</u>	<u>CD</u>	<u>H</u>	<u>S</u>	<u>Appointment Date</u>	<u>Expiration Date</u>	<u>Reapt</u>
Howard, Mr. Clyde 3638 Everett Road Manhattan, KS 66503 Fax (785) 532-4374 Cell (785) 341-6843 Work (785) 532-6220 Home (785) 539-5346 chjr@ksu.edu or chjr97@cox.net	Riley	D	2	67h	22s	8/5/2005	1/15/2009	<input checked="" type="checkbox"/>
	Position: a member Succeeds: James Butler Appointed By: Governor Nominations: Statutory Remarks: At-Large Representative Seat #: 002							
Thomas, Ms. Lou Ann 2820 SE Shawnee Drive Topeka, KS 66605 Fax (785) 273-2303 Cell (785) 845-7068 Work 785/271-0352 Home 785/235-8998 lathoms@inlandnet.net	Shawnee	R	2	53h	19s	6/28/2002	1/15/2006	<input checked="" type="checkbox"/>
	Position: a member Succeeds: Robert Wesley Appointed By: Governor Nominations: Statutory Remarks: Real Estate Industry Representative Seat #: 005							
Villegas, Mr. Antonio 1728 Haas Drive Kansas City, KS 66106 Home (913) 831-4818	Wyandotte	D	3	31h	6s	8/5/2005	1/15/2009	<input checked="" type="checkbox"/>
	Position: a member Succeeds: Brenda Jones Appointed By: Governor Nominations: Statutory Remarks: Labor Representative (Communication Workers of America) Seat #: 001							
Williams, Mr. Errol V. 1800 SW 32nd Street Topeka, KS 66611-2061 Work (785) 438-3477 Home (785) 266-0133 Fax (785) 368-1722 errol.williams@securitybenefit.com	Shawnee	R	2	54h	20s	8/5/2005	1/15/2008	<input checked="" type="checkbox"/>
	Position: a member and Chair Succeeds: himself--reappointed Appointed By: Governor Nominations: Statutory Remarks: Industry Representative Seat #: 003							

1475 North Lieunett Ave.
Wichita, Kansas 67203

Phone 316-685-2245
Fax 316-685-4687
E-mail jcarmichael@wlglaw.com

John Carmichael

Education	Wichita Heights High School, Wichita, Kansas High School Diploma, 1975	1971-1975
	Wichita State University, Wichita, Kansas B.S. Administration of Justice, 1980	1975-1980
	University of Kansas, Lawrence, Kansas B.G.S. Political Science, 1979 J.D. Law, 1982	1977-1982
Bar Admissions	Kansas Supreme Court	1982
	United States District Court for the District of Kansas	1982
	United States Court of Appeals for the Tenth Circuit	1992
	United States Supreme Court	1992
Professional Experience	Turner & Boisseau, Chartered, Wichita, Kansas Litigation Attorney	1982-1988
	<ul style="list-style-type: none">• Representation of employers and employees in workers compensation litigation• Defense of personal injury, products liability and professional negligence claims• Representation of law enforcement officers and municipalities in civil rights litigation	
	Woodard, Blaylock, Hernandez, Roth & Day, Wichita, Kansas Litigation Associate/Litigation Partner	1988-1996
	<ul style="list-style-type: none">• Representation of health care professionals and institutions in professional negligence litigation• Defense of personal injury, products liability and workers compensation claims• Representation of law enforcement officers and municipalities in civil rights litigation• Representation of consumers in consumer protection litigation	

**Wilson, Lee, Gurney, Carmichael & Hess, Wichita, Kansas 1996-Present
Litigation Partner**

- Representation of injured persons in personal injury, workers compensation and professional negligence claims
- Representation of employees and employers in civil rights and retaliatory discharge litigation

**Leading Appellate
Decisions**

Forum Ins. v. Seitz Aviation, 241 Kan. 334 (1987)
Interpretation of Insurance Policy Provisions under FAA Regulations

Bair v. Peck, 248 Kan. 824 (1991)
Found Damage Limitations of Kansas Health Care Provider Availability Act
Constitutionally Permissible

York v. Intrust Bank, 265 Kan. 271 (1998)
Applied Kansas Consumer Protection Act to Lenders

Rebarchek v. Farmers Coop, 272 Kan. 546 (2001)
Applied Federal Civil Rights Standards to Retaliatory Discharge Actions
Under Kansas Law

McIntosh v. Sedgwick County, 282 Kan. 636 (2006)
Allowed Full Compensation to Permanently and Totally Disabled Workers
who also receive Social Security Retirement Benefits

**Professional
Memberships**

Kansas Bar Association, Former Member Legislative Committee

Wichita Bar Association, Member Civil Practice and Legislative Committees

American Bar Association, Former Member

American Trial Lawyers Association, Professional Negligence Section

Kansas Association of Defense Counsel, Former Member

Defense Research Institute, Former Member

Kansas Trial Lawyers Association, Member Board of Governors

Wichita Lawyers Club

(for Appointments Office use only)

KBI Check: NA In Process Complete

KANSAS GOVERNOR SEBELIUS APPOINTMENT QUESTIONNAIRE

Position for which you are applying: Kansas Human Rights Commission

Full Name (please include title and middle name): John Leith Carmichael

Home Address:

1475 N. Liennett Ave., Wichita, KS 67203

Sedgwick

(City, State, Zip)

(County)

Business Address: 1861 N. Rock Road, Suite 320, Wichita, KS 67206

Sedgwick

(City, State, Zip)

(County)

Business Name: Wilson, Lee, Gurney, Carmichael & Hess

Position Title: Partner

Home Phone: (316) 262-8183 Business Phone: (316) 685-2245 Cell Phone: (316) 250-0969

Facsimile No: (316) 262-8183 E-Mail Address: jcarmiche@cox.net

Driver's License No: _____ Social Security No: _____

Date of Birth: 7/2/1957 Place of Birth: Wichita, KS Kansas resident? Yes

Registered Voter? Yes Party Affiliation: Democratic

Congressional District: 4th Kansas Senate District: 25th Kansas Representative District: 92nd

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

Education: High school Diploma Wichita, KS 1975, B.G.S. University of Kansas 1979, B.S. Wichita, State

University 1980, J.D. University of Kansas 1982

Employment Experience: Tuner & Boisseau, Chrted 1982 - 88, Woodard, Blaylock, Hernandez, (Pilgreen)

Roth & Day 1988 - 1996, Wilson, Lee, Gurney, Carmichael & Hess 1996 - Present

Do you hold any professional licenses? If so, please provide numbers: Yes, KS Bar #11432

What special skills could you bring to this position? Attorney

Previous government appointments: Governor's Commission on Public Libraries 1988 +/-
(Please provide dates)

EXPERIENCE AND AFFILIATIONS (Note: All yes answers require a detailed response. Attach a separate sheet if necessary.)

All Answers on Attached Sheets

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. _____
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. _____
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. _____
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. _____
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. _____

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: _____ Relationship to you: _____

Telephone: _____

Name: _____ Relationship to you: _____

Telephone: _____

Name: _____ Relationship to you: _____

Telephone: _____

Name: _____ Relationship to you: _____

Telephone: _____

AUTHORIZATION AND CERTIFICATION:

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

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

Signature _____

Date _____

May 10, 2007

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

KANSAS GOVERNOR SEBELIUS APPOINTMENT QUESTIONNAIRE

EXPERIENCE AND AFFILIATIONS

JOHN CARMICHAEL

1. **Military:** None
2. **Government Experience:** In approximately 1988 I served on the Governor's Commission on Libraries.
3. **Elective Public Office:** In 1992 I ran for State Representative. I was not successful. I have served as a Democratic Party Precinct Committeeman for approximately 15 years.
4. **Honors and Awards:** National Merit Scholar, Wichita State University Debate Scholarship recipient, graduated *summa cum laude* Wichita State University. Eagle Scout.
5. **Organizations and Affiliations:** Kansas Bar Association, Wichita Bar Association, American Trial Lawyers Association, Kansas Trial Lawyers Association (Board of Governors), Wichita Lawyers Club, First Unitarian Church (Board of Trustees), Aircraft Owners and Pilots Association, American Academy of Model Aircraft, Wichita Remote Control Aircraft Club, American Civil Liberties Union, Bestor Brown Masonic Lodge, Wichita Scottish Rite, Midian Shrine, Sigma Alpha Epsilon Wichita Alumni Association, Wichita Blues Society, Sedgwick County and Kansas Democratic Party
6. **Organization Restrictions:** The fraternal organizations listed above (Bestor Brown Masonic Lodge, Wichita Scottish Rite, Midian Shrine and Sigma Alpha Epsilon Wichita Alumni Association) all restrict regular membership on the basis of gender.
7. **Issues:** I have been known as a "reproductive rights activist" for 20 years.
8. **Submission of Views:** I have submitted numerous letters to publications regarding political issues and have been interviewed by various electronic and print media over the past 30 years. It is therefore impossible to recall each such occurrence. The following is my best recollection of the information you request:

1975 Letter to Wichita Eagle re Partisan Judicial Selection

1980 Letter to University Daily Kansas re the Shockers victory over the Jayhawks in New Orleans

1987 Pro Choice Action League Television Commercial

- 1991-92 I was quoted in numerous electronic and print media in connection with abortion protests in Wichita, Kansas.
- 1991-93 Wichita City Council re the need for statewide uniformity in regulation of abortion services.
- 1992 I was quoted in several print media articles in connection with my campaign
- 2000 I was interviewed on a Nightline segment concerning the Right to Privacy.
- 2003 Letter to Wichita Eagle re President Bush's landing on the USS Abraham Lincoln
- 2005 Letter to Wichita Eagle re Importance of Military Service

9. **Associations:** No

10. **Opposition:** I do not know if persons or groups may unfairly attack my appointment.

11. **Miscellaneous:** For nearly 25 years I have practiced law in Wichita representing both plaintiffs and defendants including several cases and claims alleging governmental violation of civil rights, prohibited work place discrimination on the basis of sex, race, and disability, and retaliation for the exercise of protected rights. One of my undergraduate degrees is in Administration of Justice received at a time when racial profiling in law enforcement activities was a new topic on the horizon. At present I have no open cases involving the Human Rights Commission and do not intend to accept such cases if confirmed.

12. **Relationship to Governmental Employees:** No

13. **Compensation:** No.

14. **Business Relationships:** None.

15. **Transactions with Officials:** No.

16. **Spouse or Other Family Members:** No.

17. **Lobbying Activities:** I have not been retained to represent any person or organization in lobbying activities, however, as an individual I have communicated with numerous legislators concerning pending legislation. Generally, these communications have concerned bills of interest to the Kansas Trial Lawyers Association, the Wichita and Kansas Bar Associations, and reproductive rights organizations. I have participated in "Day on the Hill" or similar events hosted by

these organizations. I know of no lobbying activity by either my spouse or myself concerning matters related to the Kansas Human Rights Commission.

18. **Regulated Activities:** My law firm in the past has performed work for the Kansas Insurance Commissioner and we occasionally receive attorneys' fees from the Kansas Workers Compensation Fund and the Kansas State Self Insurance Fund as a result of attorney fee awards under the Workers Compensation Act.
19. **Other:** None.
20. **Citations:** In about 1993 I was the subject of a complaint filed with the Kansas Lawyer Disciplinary Administrator by a former client, Robert Pitts, D.D.S. Following investigation the complaint was dismissed.
21. **Convictions:** No.
22. **U.S. Military Convictions:** No
23. **Imprisonment:** No.
24. **Agency Proceedings:** In about 1983 Robert Pitts, D.D.S., through his attorney Fred Phelps, filed suit in the United States District Court for the District of Kansas alleging that I along with several owners and employees of my employer, Turner and Boisseau, Chrt'd., as well as Attorney General Stephan, the Kansas Dental Board, the board's counsel, several insurance companies, and perhaps others, denied him constitutionally protected rights on account of his religion. The claim was dismissed by the District Court prior to trial and the Tenth Circuit Court of Appeals affirmed the dismissal.
25. **Agency Proceedings and Civil Litigation of Affiliates and Family:** No, other than as described above.
26. **Other Litigation:** My law firm commenced an action against a former employee and our then bank alleging check forgery by the employee and negligence by the bank in connection with embezzlement by the employee. The claim was settled with the bank and judgment was taken against the employee. I commenced an action against American National Insurance alleging failure to pay an insurance claim; the action was settled prior to trial. I commenced an action against Best Buy alleging a violation of the Kansas Consumer Protection Act; the matter was "amicably resolved." I commenced an action against a contractor who failed to return a deposit for work not performed on my residence; the deposit was repaid prior to trial.
27. **Drivers license:** No.
28. **Parking Tickets:** No.

29. **Security clearance denial:** No.
30. **Firings:** No.
31. **Alimony and child support:** No
32. **Consumption of alcohol:** No.
33. **Controlled substances:** No.
34. **Physical examination:** Yes, but I question why a physical examination would be necessary for this position.
35. **Other:** None.
36. **Delinquencies:** No.

References/Significant Supporters

E. Lee Kinch
Attorney at Law
316-265-3366
Friend

Kelly Johnston
Attorney at Law
316-263-2173
Friend

Kevin B. Holloway, M.D.
316-685-3736
Friend

AUTHORIZATION AND CERTIFICATION:

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

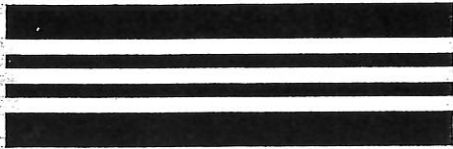
I understand that if I am required to be registered, licensed, or certified by federal or state law or regulation for the position I seek, I will notify the appointing authority immediately if any investigation, limitation, or cancellation of my registration, licensure, or certification occurs. If any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

Signature _____

Date _____

May 10, 2007

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



Sec. of St. bar code

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

Carmichael	John	L.
Last Name	First Name	MI

Cheryl A. Carmichael
Spouse's Name

1475 N. Lieunett Ave
Number & Street Name, Apartment Number, Rural Route, or P.O. Box Number

Wichita, Kansas 67203
City, State, Zip Code

316-262-8183	316-685-2245
Home Phone Number (include area code)	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 State Office;
- 6. Candidate for State Office;
- 7. Other (Contractor / Member of Compact).

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

Kansas Human Rights Commission	Commissioner
Agency	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.*

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

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

	BUSINESS NAME AND ADDRESS	TYPE OF BUSINESS	DESCRIPTION OF INTERESTS HELD	PERCENT OF OWNERSHIP INTERESTS	HELD BY WHOM
1.	Wilson, Lee, Gurney, Carmichael & Hess 1861 N. Rock Rd., Su. 320, Wichita, KS 67206	Law Firm	Partnership	20	Self
2.	Southwest Securities Inc. P.O. Box 911591, Dallas, TX 75391	Custodian	SEP/IRA		Self
3.	American Funds, Inc. P.O. Box 659522, San Antonio, TX 78265	Mutual Fund	Mutual Funds		Joint
4.	Hartford Mutual Funds, Inc. 690 Asylum Ave., Hartford, CT 06115	Custodian	SEP/IRA		Self
5.	Charles Schwab & Co., Inc. 101 Montgomery St., San Fransico, CA 94104	Custodian	IRA		Spouse
6.	Lincoln Financial Group P.O. Box 2340, Ft. Wayne, IN 46801	Custodian	TSA/403(b)		Spouse
7.	Met Life P.O. Box 6717, Somerset, NJ 08875	Custodian	IRA		Spouse
8.	Axa Equitable P.O. Box 4956, Syracuse, NY 13221	Custodian	IRA		Spouse
9.	Great West Retirement Services P.O. Box 173764, Denver, CO 80217	Custodian	IRA		Spouse
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.	Wilson, Lee, Gurney, Carmichael, & Hess	1861 N. Rock, Wichita, KS 67206	Law Firm
2.			

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

	NAME OF BUSINESS	ADDRESS	TYPE OF BUSINESS
1.	Via Christi Regional Medical Center	925 N. St. Francis, Wichita, KS	Hospital
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.	Wilson, Lee, Gurney, Carmichael & Hess 1861 N. Rock Rd., Su. 320, Wichita, KS 67206	Partner	Self
2.	Sedgwick County Democratic Central Committee P.O. Box 1736, Wichita, KS 67201	Treasurer	Spouse
3.	Legal Assistance for Privacy Protection, Inc. 555 N. Woodlawn, Su 215, Wichita, KS 67205	Vice Chair	Spouse
4.			
5.			
6.			
7.			
8.			

4

SSI of: [REDACTED]

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.			
14.			
15.			

H. DECLARATION:

I, John L. Carmichael 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.

July 10, 2007
Date

[Signature]
Signature of Person Making Statement

NUMBER OF ADDITIONAL PAGES 0

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

[REDACTED]

[REDACTED]