

Approved: 3-29-06

Date

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 February 16, 2006 in Room 231-N of the Capitol.

All members were present except:

Senator Kay O'Connor - 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:

Ed Pavey, Kansas Law Enforcement Training Center  
Jackie Williams, KS Commission on Peace Officer Standards & Training  
Randy Rogers, Kansas Sheriffs Association  
Mike Watson, Kansas Association of Chiefs of Police  
Kevin Cavanaugh, Kansas Peace Officers Association

Others attending:

See attached list.

**SB 567 – Law enforcement training act revision; funding**

Chairman Brungardt opened the hearing on **SB 567**.

Ed Pavey, Director, Kansas Law Enforcement Training Center (KLETC), appeared in support of the bill. (Attachment 1) This bill would fund KLETC's critical needs through increased court docket fees, the proposed \$9 increase in district court docket fees and \$7.50 of the proposed \$10 increase in Municipal court docket fees would be used to fund KLETC annual operating costs and critical capital outlay needs. The remaining \$2.50 of the proposed \$10 municipal court docket fee remittance increase would fund the annual operating expenses of the Kansas commission on Peace Officers' Standards and Training (KS-CPOST created by KSA 74-5606) as a stand-alone regulatory Commission, removing the Commission from KLETC oversight.

Jackie Williams, Kansas Commission on Peace Officer's standards and Training (KS-CPOST), spoke in support of the bill. (Attachment 2) The Legislature created the KS-CPOST in 1982, but failed to provide a separate staff or funding source. Overseeing the certifications of Kansas law enforcement officers, the KS-CPOST relies exclusively upon funds and staff provided by the Kansas Law Enforcement Training Center (KLETC) and with KS-CPOST's regulatory function this has created an ever increasing drain on KLETC resources. Every dollar spent on regulation is a dollar taken from law enforcement training.

Randy Rogers, Kansas Sheriffs Association, appeared in support of the bill. (Attachment 3) The Association supports the effort of obtaining funding for operations at the academy and for expansion of facilities for housing and training. The Association adamantly opposes any language that would open the door to charging local law enforcement agencies tuition fee to send officers to the academy, and support the bill with the condition that the only funding source would be through Docket Fees.

Mike Watson, Kansas Association of Chiefs of Police, spoke in support of the bill. (Attachment 4) KACXP supports increased funding for the Kansas Law Enforcement Training Center (KLETC) and the establishment of the Kansas Commission on Peace Officers' Standards and Training as a separate, stand alone regulatory agency through increases in district and municipal court docket fees.

Kevin Cavanaugh, Kansas Peace Officers Association, appeared in support of the bill. (Attachment 5) The Association believes that adequate funding for the operation of our state's basic law enforcement training academy is absolutely vital to guarantee the continuation of the high standards of professionalism our citizens have come to expect.

Chairman Brungardt closed the hearing on SB 567.

**Final Action:**

**SB 486 - Governor's task force on racial profiling extended until 2012**

Senator Betts provided the committee with a language for a substitute bill. (Attachment 6) The language will allow more time for members of the Task Force to work with law enforcement agencies on current policies related to racial profiling prior to the creation of the racial profiling commission.

Senator Hensley made a motion to adopt the language for a substitute bill and to pass **Substitute for SB 486** out favorably. Senator Reitz seconded the motion. The motion carried.

**SB 403 - Alcoholic beverage licensees; procedures relating to violations; prohibition against employing certain persons**

Senator Vratil moved the language to amend the bill, on page 1, lines 21 – 27 on *notice to appear* instead of citation, Sec. 1 line 23 - 27, the notice to appear to be clarified that it would be null and void if not served. Senator Reitz seconded the motion. The motion carried.

Senator Reitz moved to pass the bill favorably as amended. Senator Wilson seconded the motion. The motion carried.

**SB 394 - Rules and regulations - approval of publication by State Rules and Regulations Board**

Senator Wilson moved to pass the bill favorably and be placed on the Consent Calendar. Senator Brownlee seconded the motion. The motion carried.

**SB 555 - Allowing club and drinking establishment patrons to carry out partially consumed containers of alcoholic liquor**

Senator Reitz moved to pass the bill favorably. Senator Wilson seconded the motion. The motion carried.

**SB 421 - Unlawful picketing or protest march at funeral or memorial service**

Senator Vratil suggested language that would keep the distance and time in tack, and would keep the free flow on sidewalks and streets for public forum, but keep the protestors off private property. The Revisor will draft and present next week for the bill to be worked.

Senator Brownlee is having a resolution on the funeral picketing drafted and will introduce next week.

The meeting was adjourned at 11:45 am. The next scheduled meeting is February 21, 2006.