

Approved: 3-26-93  
Date

MINUTES OF THE SENATE COMMITTEE ON ENERGY AND NATURAL RESOURCES.

The meeting was called to order by Chairperson Don Sallee at 8:00 a.m. on March 24, 1993 in Room 423-S of the Capitol.

All members were present :

Committee staff present: Dennis Hodgins, Legislative Research Department  
Don Hayward, Revisor of Statutes  
Clarene Wilms, Committee Secretary

Conferees appearing before the committee:

Others attending: See attached list

**HB-2488** - concerning wildlife and parks; relating to conservation service and conservation officers

Hearings on the above bill were held on March 19, 1993. The meeting adjourned with a motion made by Senator Martin to amend the bill using the language in effect prior to the recodification. Senator Tillotson seconded the motion.

There was brief discussion concerning this motion.

The motion carried.

Senator Lee, with a second by Senator Vancrum, made a motion to pass HB-2488 favorable as amended.

Discussion concerned the authority which the Kansas Fish and Game Commission and Parks and Resources Authority had prior to the recodification process which took place in 1989. The opinion was expressed that the powers from 1985 to 1989 were conditional. House Bill 2488 asks for full authority out side the park areas. The extent of authority involved was questioned with the thought expressed that they should not enforce on private land, also that Wildlife and Parks are is supported by fees and that department should concentrate their efforts in the area of wildlife. Further discussion raised questions concerning the enforcement of criminal law and it was noted this would be only on park land. The question of what would happen should a pursuit start on park land and leave that land. It was noted that the sheriff's department would have to be called. A member expressed the opinion they should be allowed to continue their pursuit and this issue needed to be answered.

Senator Lawrence made a motion to return to the original bill in its present form and pass the bill out favorable for passage. Senator Emert seconded the motion.

Discussion continued with the thought expressed that activities should be restricted to state lands. A member noted they didn't want game wardens patrolling the highways and didn't want counties using them as law officers. Another member noted that it appeared there would be more activity in wildlife and parks areas near the urban areas.

Concern was expressed that under the proposed bill the state would be responsible for workmans comp, etc.and the Wildlife and Parks personnel could be used along with local law enforcement officers.

Darrel Montei, Legislative Liaison, Wildlife and Parks, told the committee the old Park Authority had full law enforcement authority, primarily restricted to state parks. The Fish and Game Commission had full authority for infractions, could enforce all laws but if it was not a Fish and Game violation it had to be turned over to other law enforcement entities.

## CONTINUATION SHEET

MINUTES OF THE SENATE COMMITTEE ON ENERGY AND NATURAL RESOURCES, Room 423-S Statehouse, at 8:00 a.m. on March 24, 1993.

An explanation was provided noting that one of the reasons the Kansas Peace Officers wanted this bill was that a lot of duplication in work takes place with both entities doing paper work and spending time in court when someone is picked up outside the park or in some circumstances even inside the park.

A committee member noted Wildlife and Parks was supported by the sportmen. A reply stated this also concerned the campers and boaters and it was a public safety issue because of what is happening in those areas. Also noted was the issue of domestic disturbances during times of high usage in parks, etc.

Senator Martin made a substitute motion to pass out HB-2488 favorable as amended. Senator Lee seconded the motion. The motion failed.

A vote was called on the original motion. The motion carried.

Senator Lawrence made a motion to approve the minutes of March 16, 17 and 18. Senator Hardenburger seconded the motion and the motion carried.

The regularly scheduled meetings for the 1993 session were concluded and the meeting adjourned at 8:30 a.m.

# GUEST LIST

## SENATE COMMITTEE ON ENERGY & NATURAL RESOURCES

DATE March 24, 1993

(PLEASE PRINT)

NAME AND ADDRESS

ORGANIZATION

Helen Stephens

Ks. Peace Officers Assn.

DARRELL MONTEI

KDWP

JAMES W KESINGER

UNITED STEELWORKERS OF AMERICA

Gerald W Birkmeyer

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