

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 January 25, 2011, in Room 144-S of the Capitol.

All members were present except:
Senator Steve Morris - excused

Committee staff present:
Jason Long, Office of the Revisor of Statutes
Lauren Douglass, Kansas Legislative Research Department
Dennis Hodgins, Kansas Legislative Research Department
Connie Burns, Committee Assistant

Conferees appearing before the Committee:
Thomas Witt, Kansas Equality Coalition
Michael Murray, Coalition of Jobs and Consumer Choice
Franklin Diehl, Kansas Lottery Commission
Brigadier General Lee Tafanelli, Kansas National Guard

Others attending:
See attached list.

Introduction of Bills

Thomas Witt, Kansas Equality Coalition, requested a bill introduction that would amend the Kansas acts against discrimination adding sexual orientation and gender identity.

Senator Faust-Goudeau moved that this request should be introduced as a committee bill. Senator Owens seconded the motion. The motion carried.

Michael Murray, Coalition of Jobs and Consumer Choice, requested a bill introduced allowing the sale of full strength beer, wine and spirits in grocery and convenience stores.

Senator Reitz moved that this request be introduced as a committee bill. Senator Owens seconded the motion. The motion carried.

Lauren Douglass, Kansas Legislative research Department, provided an overview of the Interim Committee report of the Joint Committee on Corrections and Juvenile Justice Oversight. (Attachment 1) The recommendation of the committee for KDOC were:

- Replacement of KDOC core information technology systems known as the Offender Management Information System and the Total Offender Activity and Document System (OMIS/TOADS)
- Replacement of aging vehicle fleet
- Conversion to narrow band radio communications
- Budgeting for KDOC personnel
- Take action to avoid overcrowding in the prisons by addressing expansion and planning of facilities, including the possibility of a specialty prison for mental illness, felony DUI's, and drug offenders
- Restoration of funding for offender treatment, education, and supportive services

The Committee recommends budget enhancements requested by the Commissioner of the Juvenile Justice Authority:

- Funding for the Kansas Juvenile Correctional Complex (KJCC) and Larned Juvenile Correctional Facility (LJCF) to fund two classified social work specialists for sex offender treatment and programming. Funding for a master-level psychologist with adolescent sex offender evaluation expertise to provide sex offender evaluations statewide prior to a court's disposition of juvenile sex offender cases
- Funding to replace seven in Topeka and three in Larned juvenile correctional officer positions to replace lost Recovery Act-Justice Assistance Grant funds, that currently funded the positions.
- Funding to fill five Juvenile Corrections Officer I positions at KJCC. This enhancement will allow

CONTINUATION SHEET

Minutes of the Senate Federal and State Affairs Committee at 10:30 a.m. on January 25, 2011, in Room 144-S of the Capitol.

KJCC to hire the staff necessary to ensure a safe and secure environment for the female operations and will reduce the need to draw from the KJCC male operations to meet minimum staff requirements for the female operations

- A permanent wage increase of 2.5% for juvenile correctional officers

The Interim Committee also stated that child safety zones, GPS, and other tools to manage sex offenders may be good tools to use, when appropriate.

Confirmation Hearings:

Chairman Brungardt stated the committee was conducting three hearings for confirmation two new; Franklin Diehl, Member, Kansas Lottery Commission, Brigadier General Lee Tafaneli, Adjutant General, Kansas National Guard and one re-appointment; Jerome Williams, Member, Kansas Human Rights.

The Chairman welcomed Franklin Diehl to the podium for comments. Mr. Diehl provided a brief biographical overview of his experience and education. The Chairman called for questions regarding the confirmation. (Attachment 2)

Brigadier General Lee Tafaneli provided a brief biographical overview of his military experience and education. The Chairman called for questions regarding the confirmation. (Attachment 3)

The hearing for Jerome Williams, Member, Kansas Human Rights Commission, is a re-appointment and Mr. Williams was not required to appear. (Attachment 4)

The Chairman called for a motion on the confirmations.

Senator Reitz made a motion to move to the full senate the confirmation for appointment of Franklin Diehl, Member, Kansas Lottery Commission, which expires March 15, 2012; Brigadier General Lee Tafaneli, Adjutant General, Kansas National Guard, to serve at the pleasure of the Governor; and re-appointment of Jerome Williams, Member, Kansas Human Rights Commission, which expires January 15, 2013. Senator Owens seconded the motion. The motion carried.

The next meeting is scheduled for January 26, 2011. The meeting was adjourned at 11:15 a.m.

GUEST LIST

DATE 1-25-11

[illegible]

Report of the Joint Committee on Corrections and Juvenile Justice Oversight to the 2011 Kansas Legislature

CHAIRPERSON: Senator Pete Brungardt

VICE-CHAIRPERSON: Representative Pat Colloton

OTHER MEMBERS: Senators Karin Brownlee, Terry Bruce, David Haley, Dick Kelsey, Janis Lee, and Thomas Owens; and Representatives Barbara Craft, Doug Gatewood, John Grange, Jerry Henry, Joe Patton, and Jim Ward

STUDY TOPICS

- **Statutory Charge.** The Joint Committee on Corrections and Juvenile Justice Oversight is statutorily directed to monitor the adult inmate population and study the programs, activities, plans and operations of the Kansas Department of Corrections and the adult correctional institutions; monitor the establishment of the Juvenile Justice Authority and study its programs, activities, plans and operations and the juvenile correctional facilities; review and study the adult correctional and juvenile offender local programs and related entities; and report annually to the Legislative Coordinating Council; and
- **Sex Offenders.** Review the current procedure followed by Kansas sheriffs to ensure that those steps required by the interstate compact were taken prior to the offender leaving his or her state of origin. Also, review the current number of sex offenders living in Kansas and compare those numbers to other states to determine whether Kansas' lack of residency requirements has drawn additional sex offenders to Kansas.

December 2010

Joint Committee on Corrections and Juvenile Justice Oversight

FINAL REPORT

CONCLUSIONS AND RECOMMENDATIONS

The Committee agreed to recommend, for the Kansas Department of Corrections (KDOC), the following:

- Replacement of KDOC core information technology systems known as the Offender Management Information System and the Total Offender Activity and Document System (OMIS/TOADS);
- Replacement of aging vehicle fleet;
- Conversion to narrowband radio communications;
- Budgeting for KDOC Personnel;
- Take action to avoid overcrowding in the prisons by addressing expansion and planning of facilities, including the possibility of a specialty prison for mental illness, felony DUI's, and drug offenders; and
- Restoration of funding for offender treatment, education, and supportive services.

For the Juvenile Justice Authority, the Committee recommends the list of budget enhancements requested by the Commissioner of the Juvenile Justice Authority:

- \$57,159 for the Kansas Juvenile Correctional Complex (KJCC) and \$56,547 for Larned Juvenile Correctional Facility (LJCF) to fund two classified social work specialists for sex offender treatment and programming. \$65,662 for JJA to fund a master-level psychologist with adolescent sex offender evaluation expertise to provide sex offender evaluations statewide prior to a court's disposition of juvenile sex offender cases;
- \$378,885 shared between the two juvenile correctional facilities to replace lost Recovery Act-Justice Assistance Grant (RA-JAG) funds that currently fund seven Topeka and three Larned juvenile correctional officer positions;
- \$500,000 to replace lost RA-JAG funds in order to maintain the current resource level for juvenile community corrections programs including prevention juvenile intake and assessment, intensive supervision probation, and community case management;
- \$192,314 in FY 2011 and \$228,439 in FY 2012 to fill five (5) Juvenile Corrections Officer I (JCOI) positions at KJCC. Insufficient funding was provided in the FY 2011 budget to fully fund the KJCC West Campus operation following the closure of the Beloit Juvenile Correctional Facility. This enhancement will allow KJCC to hire the staff necessary to ensure a safe and secure environment for the female operation and will reduce the need to draw from the KJCC male operation to meet minimum staff requirements for the female operation; and

- A permanent wage increase of 2.5% for juvenile correctional officers with a cost of approximately \$160,000.

Finally, the Committee also stated that child safety zones, GPS, and other tools to manage sex offenders may be good tools to use, when appropriate.

Proposed Legislation: None.

BACKGROUND

The 1997 Legislature created the Joint Committee on Corrections and Juvenile Justice Oversight (Committee) to provide Legislative oversight of two executive agencies: the Kansas Department of Corrections and the Juvenile Justice Authority.

The Kansas Department of Corrections (KDOC) created in 1975, is a cabinet-level criminal justice agency that provides effective containment, risk management, and supervision of adult offenders. KDOC operates eight correctional facilities: El Dorado Correctional Facility, Ellsworth Correctional Facility, Hutchinson Correctional Facility, Lansing Correctional Facility, Larned Correctional Mental Health Facility, Norton Correctional Facility, Topeka Correctional Facility, and Winfield Correctional Facility. KDOC operates parole offices located in 19 communities throughout the state. KDOC also is responsible for the administration of funding and oversight of 31 local community corrections programs. The two correctional conservation camps in Labette County, one for men and one for women, are now closed.

The Kansas Juvenile Justice Authority (JJA) is a cabinet-level criminal justice agency that began operating on July 1, 1997. Individuals as young as ten years of age and as old as 17 years of age may be adjudicated as juvenile offenders and ordered into the custody of the Commissioner of Juvenile Justice. The JJA may retain custody of a juvenile offender in a juvenile correctional facility

to the age of 22.5 and in the community to the age of 23. The JJA has four correctional facilities, but only two remain operational as correctional facilities: Larned Juvenile Correctional Facility (LJCF) and Kansas Juvenile Correction Complex (KJCC), East and West. LJCF exclusively serves male offenders. KJCC is divided into two separate campuses. The west campus exclusively serves female juvenile offenders and the east campus exclusively serves male offenders. The third facility, the Atchison Juvenile Correctional Facility, suspended operations as a juvenile correctional facility on December 8, 2008. The fourth facility, Beloit Juvenile Correctional Facility, suspended operations as a juvenile correctional facility in September 2009.

The Committee is composed of 14 members: seven members each from the House and Senate. The Committee is directed statutorily in KSA 46-2801 to monitor the adult inmate population and study the programs, activities, plans, and operations of the KDOC and the adult correctional institutions; monitor the establishment of the JJA and study its programs, activities, plans, and operations and the juvenile correctional facilities; review and study the adult correctional and juvenile offender local programs and related entities; and report annually to the Legislative Coordinating Council (LCC).

2006 HB 2555 repealed the provision in KSA 46-2801 requiring the Committee to expire in December 2005. There have been no further revisions to the statute to this date.

The Committee began its discussions with the salient point that there remains urgent and critical needs for the KDOC and the JJA despite the inclination to reduce budgets. The needs do not cease just because there is no money made available to meet the needs. The Committee is concerned about the cumulative effects of the budget reductions made to these agencies. The Committee notes that these reductions affect the ability of these agencies to safely and adequately incarcerate offenders or prepare for the reentry of offenders, which negatively affects the public safety of the citizens of Kansas and may ultimately cost the state more money.

In particular, the reductions have prompted the KDOC to do the following:

- Reduce offender programming from \$12.6 million in FY 2009 to \$5.4 million in FY 2011;
- Close the correctional conservation camps in Labette County, suspend operations at the Stockton, Osawatimie, and Toronto Correctional Facilities, and the north unit at the El Dorado Correctional Facility;
- Reduce funding for the Community Corrections grants;
- Reduce the number of high-risk parolees with global positioning system (GPS) tracking devices;
- Increase shrinkage rates by holding open positions at the central office and the correctional facilities;
- Close the day reporting centers in Shawnee and Sedgwick counties; and
- Increase the transfer of funds from the Corrections Industries Fund to offset State General Fund reductions and in FY 2011 transfer \$500,000 from the Correctional Industries Fund to the State General Fund. These actions have reduced the balance of the Correctional Industries Fund, which is

used to purchase commodities for projects being completed by the Kansas Correctional Industries.

COMMITTEE ACTIVITIES

The Committee requested eight meeting days, but was granted only three meeting days. JCCJO met on September 9, 10, and 23. Items discussed by the 2010 Committee relating to its charge by LCC are reviewed in the following material, along with the Committee's conclusions and recommendations to the 2011 Legislature.

September 9

The Chairperson provided an overview of the statutory requirements of the Committee. He advised that in order to meet its statutory duties, the Committee will receive testimony on adult inmate population projections; an update on Court Services; an update on Community Corrections; an overview of food service and medical contracts; an overview of expansion projects and facilities; and a review of current fiscal conditions in the adult Corrections system.

Population Projections

Helen Pedigo, Executive Director, Kansas Sentencing Commission (KSC), provided the Committee with an update on adult inmate prison population projections. Ms. Pedigo stated that new admissions have increased in drug level 4, nondrug level 7, and nondrug level 9. The increase in nondrug level 7 through 10 are probation condition violators. The KSC also provided an average calculation by severity level of the amount of jail credits that offenders receive.

Ms. Pedigo stated that, based upon the available bed space and the population trends, some action in the 2011 Legislative Session will be required to prevent an overcrowding situation. This has been the highest number of admissions

since 1994 and the forecast is to grow 2.75 percent over the next two years. The full report is located on the KSC's web site: <http://www.accesskansas.org/ksc/documents>.

Update on Court Services

Mark Gleeson, Family and Children Program Coordinator, Office of Judicial Administration, provided an update on court services operations and programs. Currently, there are 351 full time equivalent (FTE) court services positions, all of which are funded primarily from the State General Fund (SGF). These positions are supported by state dollars for personnel costs only. All other operating expenses are provided by counties.

Statewide, each of the 31 judicial districts has a court services division. A court services officer may not be located in each of the 105 counties. Services are provided to each county by a court services officer located somewhere within the judicial district of the county.

The primary role of court services is to assist the district court by performing investigations and supervision. Kansas statutes provide a general definition of the responsibilities of court services officers. Chief judges, within the limits of fiscal resources in individual judicial districts, are able to emphasize certain roles of court services officers from district to district in order to best serve each individual judicial district. Duties performed by court services officers are governed by statute, administrative rule, and court policy.

2010 HB 2581 established the Correctional Supervision Fund effective July 1, 2010. This legislation also raised the probation supervision fee from \$50 to \$120 for each adult offender convicted of a felony offense. The supervision fee for each adult convicted of a misdemeanor crime was increased from \$25 to \$60. Revenues from the base fee in effect prior to July 1, 2010, continue to go into the SGF. Revenues from the supervision fee increase are credited to the

Correctional Supervision Fund to be used to train court services officers to administer the risk-assessment tool called the Level of Services Inventory, Revised (LSI-R) and to implement evidence-based practices once the initial training has been completed.

Update on Community Corrections

Keven Pellant, Deputy Secretary of Corrections for Community and Field Services, KDOC, provided testimony on the Community Corrections Services Division. She reported that thirty-one county-operated Intensive Supervision Probation programs comprise Kansas Community Corrections, which provides services to all 105 counties in Kansas. Sedgwick and Johnson counties also operate two residential centers. Community Corrections' legislatively defined target population includes high risk and high need probationers, and non-violent first- and second-time drug possession offenders.

Deputy Secretary Pellant also reported that statewide efforts have continued through targeted training opportunities for officers and case managers and continued technical assistance for local agencies from the KDOC community corrections services team. To continue enhancing community corrections agencies' ability to plan with their partners to promote probationer success and reduce probationer risk, the KDOC began the Facilitated Strategic Planning Initiative (FSPI). The FSPI was designed to assist local community corrections agencies in building on the efforts that were established with the original statewide risk reduction initiative (2007 SB 14). In the first phase of the FSPI, the community corrections services team was supported in these efforts through a cooperative agreement between the National Institute of Corrections; four agencies completed this period of intensive assistance. The capacity of the KDOC community corrections services team has increased to enable them to facilitate this work independently, and the second phase of initiative has begun with three additional local agencies. Community

corrections services has provided training on and coaching throughout a strategic comprehensive planning and evidence-based practice initiative. This initiative will serve to support and enhance the work already occurring as a part of the statewide risk reduction activities.

Overview of Food Service and Medical Contracts

Roger Haden, Deputy Secretary for Programs and Staff Development, KDOC, provided an overview on the food service and medical contracts. The food service contract was entered into with Aramark Correctional Services, Inc. in 1997. The general contract information is as follows:

- Daily population - \$1.428 per inmate per meal per day;
- The food service budget for FY 2011 is \$13,700,482; and
- Projected expenditure for FY 2012 is \$14,044,424.

Aramark employed 113 staff for the performance of the KDOC contract as of July 2010, and cooks for all of the KDOC operated facilities, 12 kitchens in 8 facilities, with the exception of the Larned Correctional Mental Health Facility, which receives food from the Larned State Hospital. Aramark operates food service vocational programs at four KDOC facilities at no extra cost to the state. Fifteen inmates are employed as "industry workers" and receive minimum wage.

With regard to special diets, the vast majority of Kansas inmates eat from the regular menu; however, accommodations are made for medical needs, religious needs, and vegetarian preference. The KDOC offers 13 types of medical diets, which must be ordered by a physician.

The KDOC's health care services contract was entered into July 1, 2010, with Correct Care

Solutions, Inc. (CCS). This contract is for the delivery of medical, dental, and mental health care services to inmates. The bid term of the current contract allows for up to three additional two-year renewals with an expiration date of June 30, 2018. The coverage provided to the state for inmates is comprehensive and has no deductible or co-pay from the KDOC, however, inmates pay a \$2.00 co-pay for initial sick call visits that helps offset healthcare spending.

The coverage fully indemnifies the state from any litigation filed by an inmate regarding medical or mental health care.

As of July 1, 2010, CCS employed a total of 358.80 FTE staff for the performance of the KDOC contract, including 250.40 medical and dental staff, 96.6 mental health staff, and 11.8 staff for administrative and clinical oversight.

Deputy Secretary Haden advised that decreases in both services and staffing were necessary to achieve budget reductions. Service cuts include the following: 39 FTE positions were eliminated, reduction in onsite medical care (*i.e.*, the number of physical exams and laboratory tests), reduction in mental health segregation rounds, reduced re-entry services, and reduced or eliminated activity therapy. Deputy Secretary Haden suggests these services need to be restored to preserve the stability of the correctional clinical environment.

Overview of Expansion Projects and Facilities

Roger Werholtz, Secretary, KDOC, provided an overview of expansion projects and facilities. Secretary Werholtz provided a chart on capacity by facility, security designation of bed space, and gender. Male beds by custody level is the main issue. Secretary Werholtz provided the following information on current capacities and estimated the male bed capacity need in the future:

- 8,259 current aggregate male capacity;

- 8,326 aggregate male population;
- 2,326 maximum male beds;
- 2,634 high medium male beds;
- 1,019 low medium male beds;
- 2,280 minimum male beds; and

Estimated additional male beds needed by:

- 2012 - 394;
- 2013 - 571;
- 2014 - 737;
- 2015 - 879;
- 2016 - 1,085 with a continued increase to 2020 - 1,960.

The Secretary stated that parole has capacity issues as well and has increased by almost 2,000 over the past ten years. Staff in 2000 was 128 parole officers and supervisors and in 2010 136. Of those positions, 13 are currently being held open to balance the budget, ten more of those positions could be forced open if the KDOC makes an allocated resource budget for FY 2012. Another ten positions are funded with Stimulus/Bryne/JAG grant money, which included 12 special enforcement officers to locate absconders.

One factor explaining the capacity issues is that while the Kansas Bureau of Investigation's Crime Index reflects that crime has decreased, violent crimes have increased.

Another factor Secretary Werholtz referred to was a listing of major legislative changes increasing or decreasing felony criminal sentences. The information references the 108 statutory changes that have a global impact on sentencing from 1993 and for specific crimes since 2005. The Secretary advised that there were 97 statutory changes that increased penalties and 7 statutory changes that decreased penalties.

He mentioned one statutory change would have increased and two would have decreased penalties if funding had been provided (secure substance abuse treatment facility statute).

Secretary Werholtz provided a chart with housing expansion options. Planning has been done on the original four projects and will cut six to six and one half months off the time line to get the beds operational for those four projects. The projects are:

- 512 medium beds at El Dorado;
- Housing Project at Ellsworth;
- Expansion at Stockton; and
- Construction of the El Dorado facility.

The KDOC could have a bid package ready in about two weeks from the time that the Legislature authorizes it, but planning has not been done on the other projects.

The Committee asked if there is anything that could be done to lower the bed space requirement and reduce the number of offenders coming into the system that was less expensive. Secretary Werholtz stated that there is not anything regarding programming that could have an immediate effect. There is always a delay in the sentencing policy between the time it is implemented and the time the system experiences the impact. Other options would be to implement retroactive application for good time credits (this was done in Mississippi) or periods of time on postrelease supervision. During the past six weeks, the Secretary has visited all of the facilities and staff to prepare a briefing for the new administration on what the facilities need. Every facility stated the need for program restoration. Secretary Werholtz concluded that program restoration is critical, because the impact the programs increases the facility safety, and parole officers are getting worn out because of lack of options and tools.

Secretary Werholtz reported that current capacities for severely and persistently mentally ill (SPMI) inmates and behaviorally disordered (BD) inmates are limited. Because of the characteristics and behaviors that accompany this population of inmates, they are high consumers of medical services and staff attention. The characteristics of this population include mental illness, alcohol and drug addiction, homelessness, mental retardation or developmental disabilities, traumatic brain injury, physical health problems, limited education, limited family support, poor work history, fetal alcohol syndrome, prior civil commitments to state hospitals, and a history of Axis I and Axis II diagnosis. Common behaviors of this population include frequent suicidal gestures, aggressive/assaultive, self-mutilating (cutting, gouging, piercing, chewing), throwing/smearing feces and urine, and poor hygiene.

SRS is not able to handle inmates with these illnesses at the state hospital and has no way to treat these offenders or handle such behavior. The KDOC is not equipped to handle these types of illnesses. Housing is an issue because these offenders require a high level of health care. A facility for those offenders would be very expensive to build and operate. The funds for planning this facility are \$992,000. It would be similar to planning a segregated bed unit; these offenders would need to be escorted at all times when not in lock up. The capacity would be between 100-400 males and 25-50 females.

Secretary Werholtz discussed the recommendations he asked the Committee to adopt.

He stated replacement of the KDOC core information technology systems, known as the Offender Management Information System and the Total Offender Activity and Document System (OMIS/TOADS) is absolutely necessary. OMIS/TOADS is the second oldest inmate computer system in the nation and it is becoming more difficult to maintain. Those who are qualified to maintain the system are also aging. If OMIS/

TOADS crashed as the Kansas Department of Health and Environment's information system did in August 2010, the KDOC would lose the ability to obtain inmate information, provide inmate information to other agencies involved with inmates, print escape packets, and all other functions currently operated by OMIS/TOADS. The Committee believes the Legislature and the Governor would be held remiss, and therefore, needs to prevent a potential public safety hazard by replacing these systems. Over the last four years (including FY 2011), the KDOC has deferred \$3,000,000 in Information Technology investment and has used approximately \$500,000 in outside grant money and some project funds intended for system replacement to conduct the Enterprise Architecture study required by the Joint Committee on Information Technology. The KDOC needs to recover those funds and begin to rebuild KDOC's Information Technology environment. The Information Technology enhancement request is \$3 million for the first year of a four to five year system replacement plan for OMIS/TOADS; \$845,000 for scheduled replacement of Information Technology assets; and \$235,000 for video conferencing capacity expansion for release planning.

Secretary Werholtz talked about replacement of the KDOC's aging vehicle fleet. There are over 164 vehicles already beyond the replacement schedule. KDOC contemplated ceasing perimeter patrols because of worn out vehicles and staffing shortages, but decided it was too risky. The KDOC requests the replacement of 154 cars, light trucks, and vans which would cost \$3,115,000. Additionally, replacement of two buses would cost \$420,000.

The KDOC would need to convert to narrowband radio communications. There is a federal mandate by the Federal Communications Commission to convert to narrowband radio communications by January 1, 2013. To be compliant, the KDOC would require lead time to make arrangements for towers, bidding, and other similar items. The current revised estimated cost

is \$600,000 (previously \$742,945 but the KDOC used some remaining bond funds to purchase security upgrades, including radios that will meet these requirements). Secretary Werholtz advised the Committee of the needs regarding personnel budgeting for the KDOC. Currently, the KDOC is holding 34 central office positions open to balance the budget (reentry and parole are in the central office budget). The KDOC would need:

- \$919,000 to reduce the shrinkage rate from 8.1% to 3.5%;
- \$207,723 to replace federal funding for victims services positions;
- \$224,415 to replace and enhance training staff;
- \$1,205,000 to replace ARRA funding for Special Enforcement Officers and Parole Officers;
- \$1,500,000 in ARRA/Byrne/JAG funding each year to restore community corrections funding upon which the community corrections budget relies;
- \$3,297,000 in enhanced funding for community corrections as recommended by the Kansas Community Corrections Association.

Secretary Werholtz would like to see the parole staff placed in the Corrections' Kansas Public Employee Retirement System, and the inclusion of the KDOC correctional officers in Kansas Police and Firemen or a comparable system.

Finally, the Secretary would like to see restoration of funding for offender treatment, education, and supportive services.

September 10

J. Russell Jennings, Commissioner, JJA, provided the Committee an overview on programs and current information in JJA.

Commissioner Jennings informed the Committee about an event on July 3 at Larned Juvenile Correctional Facility where two youths escaped over the fence. The Commissioner stated that three fundamental failures enabled the youths to escape:

- The design and construction of the fence;
- When 30 or more kids are in the recreation area, an officer is to be posted outside the perimeter fence; the shift manager failed to make that assignment;
- The three officers assigned to supervise and monitor the youth were standing and visiting with each other.

The juveniles were captured about 5:30 p.m. the same day about a mile from the facility. The youths were out about six hours. Unfortunately, because of the failure and lapses, an opportunity presented itself and the youths acted on the opportunity. The youths will pay a substantial price that Commissioner Jennings believed could have been avoided.

The JJA budget was adopted for FY 2011. Commissioner Jennings stated the Legislature took affirmative steps to assure public safety agencies, including JJA, were able to continue to meet basic service requirement and not unnecessarily place the public at risk. In the area of prevention and graduated sanctions programs, \$9 million was appropriated from the SGF to replace Children's Initiative Funds (CIF) as a source of funding. This change was made in order to provide relief to CIF, because of reduced revenues to CIF. This allowed for JJA to sustain remaining prevention, intervention, and graduated sanctions programs provided through

juvenile community corrections organization while reducing the demand upon CIF.

A shift of funds from prevention programs, significant reduction in operating expenses at juvenile correctional facilities through the closure of two facilities, and gaining Recovery Act-Justice Assistance Grant (RA-JAG) funds to support both community and facility operations have allowed the juvenile justice system to remain fairly healthy through very challenging financial times. The most significant budget challenge JJA will face in FY 2012 is the loss of RA-JAG funds. Failing to budget for replacement of these lost funds will result in a \$500,000 reduction to juvenile community corrections graduated sanction programs and a \$378,885 loss of funds between the two juvenile correctional facilities. The \$500,000 loss to communities will be shared among the 31 judicial districts proportionally, in accordance with the formula distribution of state grant funds to communities. In the case of the juvenile correctional facilities, reduction in the number of direct supervision staff is not a viable option. Program staff positions will have to be eliminated, either through attrition or layoff. A reduction in program capacity will negatively impact youth outcomes. The impact of such a reduction in programming likely will be revealed through lower success rates among youth upon their release, ultimately leading to higher rate of return to juvenile correctional facilities and admission to adult corrections. In order for JJA to meet its public safety responsibility and to improve the likelihood of law-abiding behavior among committed youth, behavioral change must occur in the youth.

A budget enhancement for FY 2012 of \$160,605 will be requested to fund the compensation rate adjustment for juvenile corrections officers. The disparity in the rate of compensation creates a competitive disadvantage in recruiting and retaining a qualified staff.

In 2008, JJA received a grant, Project Successful Outcomes Achieving Reentry

(SOAR), funded by the Office of Juvenile Justice and Delinquency Prevention (OJJDP) to develop and implement sex offender programming for moderate to high risk youth, and to provide a predisposition sex offender evaluation protocol. The current Project SOAR sex offender program is at least 9 to 12 months in duration, and addresses the unique needs of juvenile sex offenders to reduce their risk for re-offending. Many times, the courts would not have this information readily available when making sentencing decisions. If approved, the enhancement will allow for statewide juvenile sex offender evaluation by a licensed psychologist with adolescent sex offender training and experience. This person also would provide sex offender programming oversight in juvenile correction facilities to assure program fidelity and effectiveness.

The Committee was advised by the Commissioner that the modifications to Youth Residential Center II (YRC II) it requested last year are being implemented. Standards were amended to assure a formal method for classification of youth in double occupancy rooms is used by operators of YRC II. Community based standards (CbS), a formal process for evaluating the conditions within a YRC II, is currently being implemented with the first round of surveys scheduled for October 2010. A work group continues to develop a plan for assignment of youth to a YRC II according to their risk and needs to assure a proper match at the highest level between the youth and service provider. The Commissioner also informed the Committee that JJA, in partnership with a number of counties and the Annie E. Casey Foundation, has commenced an effort to reform juvenile detention practices. The Annie E. Casey Foundation has chosen to support the Kansas Juvenile Detention Alternatives Initiative expansion project this year. The Annie E. Casey Foundation is a private charitable organization dedicated to helping build better futures for disadvantaged children in the United States. It was established in 1948 by Jim Casey, one of the

founders of UPS, and his siblings, who named the Annie E. Casey Foundation in honor of their mother. The primary mission of the Annie E. Casey Foundation is to foster public policies, human-service reforms, and community supports that more effectively meet the needs of today's vulnerable children and families. In pursuit of this goal, the Annie E. Casey Foundation makes grants to help states, cities, and neighborhoods fashion more innovative, cost-effective responses to these needs.

For the JJA, the Committee recommends the list of budget enhancements by the JJA's Commissioner.

- \$57,159 for the Kansas Juvenile Correctional Complex (KJCC) and \$56,547 for the Larned Juvenile Correctional Facility (LJCF) to fund two classified social work specialists for sex offender treatment and programming. \$65,662 for the JJA to fund a master-level psychologist with adolescent sex offender evaluation expertise to provide sex offender evaluations statewide prior to the disposition of juvenile sex offender cases by the court;
- \$378,885 shared between the two juvenile correctional facilities to replace lost RA-JAG funds that currently funds seven Topeka and three Larned juvenile correctional officer positions;
- \$500,000 to replace lost RA-JAG funds in order to maintain the current resource level for juvenile community corrections programs, including prevention juvenile intake and assessment, intensive supervision probation, and community case management;
- \$192,314 in FY 2011 and \$228,439 in FY 2012 to fill five Juvenile Corrections Officer I (JCO I) positions at the KJCC. Insufficient funding was provided in the FY 2011 budget to fully fund the KJCC West Campus operation following the closure of the Beloit Juvenile Correctional Facility. This enhancement will allow the KJCC to

hire the staff necessary to ensure a safe and secure environment for the female operation and will reduce the need to draw from the KJCC male operation to meet minimum staff requirements for the female operation; and

- A permanent wage increase of 2.5 percent for juvenile correctional officers with a cost of approximately \$160,000.

September 23

The study of the sex offender topic was requested by Senator Karin Brownlee after she was contacted by a group of concerned parents who live near an elementary school in Olathe, Kansas. The parents, a number of whom testified or submitted written testimony before the Committee, discovered that a man, who was convicted in California of a sexual offense involving a minor, moved into their neighborhood. The parents also discovered that Kansas law does not restrict where convicted child sex offenders live, how they interact with children in volunteer capacities, and that there is no active notification of neighbors of a child sex offender. This led to forming a group they called Kansas Rights 4 Kids and taking action to cause this topic to be heard before this Committee. The parents informed the Committee that they are working with another Legislator on a bill which they anticipate would include residency restrictions, child safety zones, and active notification.

The Committee also heard from Keven Pellant, the Kansas Compact Administrator of the Interstate Compact for Adult Offender Supervision (the Compact). She advised that the Compact is a contract amongst the states which was born out of a need to promote public safety, protect the rights of victims, control movement of offenders, supervision, rehabilitation, and provide for effective tracking. The Compact Administrator stated Kansas has received 1,826 offenders and 86 sex offenders from other states

pursuant to the Compact. Kansas has sent 1,544 offenders and 72 sex offenders to other states pursuant to the Compact. She also was able to provide facts to the Committee regarding the sex offender who moved to Olathe from California. It was discovered that the sentencing judge failed to inform the sex offender of the need to transfer to Kansas pursuant to the Compact. The sex offender has since complied with the Compact and was approved to live in Olathe. Additionally, training on the Compact was provided to the judges in the sentencing judge's judicial district in California.

Sheriff Frank Denning, Johnson County Sheriff's Office, on behalf of the Kansas Sheriff's Association (KSA), provided testimony on the Compact, offender registration, and residency restrictions. He testified that the KSA is working with the Secretary of Corrections and the Compact Administrator to develop notification protocols for offenders who fall under the provisions of the compact and assume residence in Kansas. These protocols will provide sheriffs with the information they need regarding offenders who live in their jurisdictions, but who may not be subject to a registration requirement.

Sheriff Denning told the Committee that laws and ordinances placing residency or visiting restrictions on sexual offenders have been enacted in several states and other localities, but there remains a lack of empirical data to show the effectiveness of these measures. The KSA suggests that close supervision of sexual offenders by court services personnel, who in turn communicate regularly with sheriffs, is one solution for the Committee to consider as it studies this issue.

Nicole Dekat, Supervisor of the Offender Registration Unit, KBI, provided testimony on residency restrictions requirements in other states and reviewed whether neighboring states' policies are pushing sex offenders into Kansas. The information provided indicates that the

neighboring states' policies are not causing sex offenders to move to Kansas.

Sandy Jacquot, Director of Law and General Counsel, Kansas League of Municipalities, testified in support of the ability of cities to adopt reasonable regulations regarding the residency of registered sex offenders.

Melissa Wangemann, Legislative Director, Kansas Association of Counties, (KAC) testified that the topic of residency restrictions for sex offenders has not been brought forward by any member of KAC in the two years she has been the Legislative Director.

Staff from the Kansas Legislative Research Department provided the Committee with information on the committees in Kansas that have studied sex offender residency restrictions. Additionally, staff provided information on other states' studies and experiences with laws restricting sex offender residency. Studies have not proven the laws are effective.

Roger Werholtz, Secretary of the KDOC stated that the community's fear is justifiable in regard to the safety of children, and that the KDOC's responsibility is to do what is best within the agency's ability to assure that Kansas kids and families are safe. It is the KDOC's position that residency restrictions are not good policy and that they do not make children more safe but actually make them less safe. He stated research conducted in other states that have sex offender residency restrictions have shown the restrictions actually drive sex offenders "underground." A lot of the sex offenders who were required to register absconded from supervision because they were losing their places to live. Additionally, other states have found that residency restrictions can force offenders out of areas where they can get the treatment they need and away from available jobs which causes the sex offender to be destabilized. He concluded by stating that sex offender residency

restrictions draw resources away from programs that are proven to work.

According to Secretary Werholtz, child safety zones are worth further consideration, as is active public notification.

CONCLUSIONS AND RECOMMENDATIONS

Therefore, the KDOC, the Committee recommends the following:

- Replacement of the KDOC core information technology systems, OMIS/TOADS;
- Replacement of aging vehicle fleet;
- Conversion to narrowband radio communications;
- Provide budgeting for the KDOC personnel;
- Take action to avoid overcrowding in the prisons by addressing expansion and planning of facilities, including the possibility of a specialty prison for mental illness, felony DUI's, and drug offenders; and
- Restore funding for offender treatment, education, and supportive services.

For the JJA, the Committee recommends the list of budget enhancements requested by the Commissioner of the JJA.

- \$57,159 for KJCC and \$56,547 for LJCF to fund two classified social work specialists for sex offender treatment and programming. \$65,662 for JJA to fund a master-level psychologist with adolescent sex offender

evaluation expertise to provide sex offender evaluations statewide prior to the disposition of juvenile sex offender cases by the court;

- \$378,885 shared between the two juvenile correctional facilities to replace lost RA-JAG funds that currently funds seven Topeka and three Larned juvenile correctional officer positions;
- \$500,000 to replace lost RA-JAG funds in order to maintain the current resource level for juvenile community corrections programs including prevention juvenile intake and assessment, intensive supervision probation, and community case management;
- \$192,314 in FY 2011 and \$228,439 in FY 2012 to fill five JCO I positions at KJCC. Insufficient funding was provided in the FY 2011 budget to fully fund the KJCC West Campus operation following the closure of the Beloit Juvenile Correctional Facility. This enhancement will allow the KJCC to hire the staff necessary to ensure a safe and secure environment for the female operation and will reduce the need to draw from the KJCC's male operation staff to meet minimum staff requirements for the female operation; and
- A permanent wage increase of 2.5 percent for juvenile correctional officers with a cost of approximately \$160,000.

Finally, the Committee also stated that child safety zones, GPS, and other tools to manage sex offenders may be good tools to use, when appropriate.

Senate Confirmation Information Summary
Prepared and Submitted by the Office of Governor Mark Parkinson

Appointee: Franklin Diehl

Position: Member, Kansas Lottery Commission

Term Length: 4 Years

Expiration Date: March 15, 2012

Statutory Authority: K.S.A. 74-8709

Party Affiliation: Republican

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

Congressional District:

County:

Size requirement (*if any*):

Other, specify: All members shall be citizens
of the United States and residents of Kansas

⇒ Statutory party affiliation requirement:

3:2

⇒ Statutory industry or occupation requirements:

Salary: N/A

Predecessor: Robert Van Cleave

Board Composition Prior to Confirmation of New Appointee:

(SEE ATTACHED LIST)

Kansas
Senate

CONFIRMATION OVERSIGHT COMMITTEE

Acknowledgment of Release of Tax and Criminal Records Information Form

I, Franklin D. Diehl acknowledge that as part of the
(print name)

Senate Confirmation Oversight Committee process I will:

- be subject to a criminal records background investigation by the Kansas Bureau of Investigation; and
- have my tax records released by the Kansas Department of Revenue.

Such information will not be released to the general public, but will be made available for review at the appropriate time by:

- Myself;
- My appointing authority;
- Chairperson of the Senate Confirmation Oversight Committee; and
- The Vice Chair of the Senate Confirmations Oversight Committee.

By signing the "Authorization and Certification" section (on page 8) of the Senate Confirmation Oversight Committee questionnaire, the Kansas Department of Revenue will be authorized to release my tax information and the Kansas Bureau of Investigation will be authorized to conduct a criminal background investigation on me and provide that information to the appropriate individuals.

Signature



Date

9/21/2010

Form 08/08

Kansas Senate

CONFIRMATION OVERSIGHT COMMITTEE

APPOINTMENT QUESTIONNAIRE

Full Name: Franklin D. Diehl
(please include title and middle name along with any names previously used)

Home Address: 3018 Campfire Drive Lawrence, Kansas 66049
(Street Address) (City, State, Zip)

Driver's License Number: 6 Social Security Number: 6

Position to which Appointed: Lottery Commission

Appointing Authority: Governor

* Information on this page will not be made public but is used by the KBI and Department of Revenue.

(for Committee use only)

KBI Check: N/A___ In-Process___ Complete___

DOR Check: N/A___ In-Process___ Complete___

This Questionnaire is to be fully completed by each appointee appearing before the Senate Confirmation Oversight Committee (Committee) and returned to the Committee Chairman's Office. A meeting of the Committee to consider an appointee will not be scheduled until a completed questionnaire and other forms are received by the Chairman. Please answer each question completely to the best of your knowledge. Should a question not be applicable, please so state. Hand-written responses are strongly discouraged. If filling out this form electronically, "☐" should be replaced with "X" by the appropriate response on the form. Please contact your appointing authority if you have questions when completing the form.

Full Name: Franklin D Diehl
(please include title and middle name along with any names previously used)

Position to which Appointed: Lottery commission

Appointing Authority: Governor

Home Address: 3018 Campfire Drive Lawrence, Kansas 66049
(Street Address) (City, State, Zip)

Business Name: None

Business Address: None
(Street Address) (City, State, Zip)

Position Title: retired

Home Phone: 785 842 3376 Business Phone: same Cell Phone: 785 766 8828

Fax Number: none E-Mail Address: fddiehl@sunflower.com

Kansas resident? ☒ Yes / ☐ No Date of Birth: 02/24/1946 Place of Birth: Manhattan, Kansas

Registered Voter? yes Party Affiliation: Republican

Congressional District: 3RD Kansas Senate District: 3RD Kansas Representative District: 44TH

Do you have the legal right to live and work in the United States? ☒ Yes / ☐ No

Please answer the following questions numbered 1 – 43. Each question **MUST BE ANSWERED ON THIS ORIGINAL FORM.** If the answers the question are provided on your resume, please state "See Resume" or if you supply additional attachment(s) with answers, please state "See Attachment(s)" on this form.

1. What is your educational background? See resume
2. Describe your employment experience. Include any expertise related to the position to which you were appointed. See resume.

3. List any professional licenses that you have obtained and include the number for each license. See resume.
4. Why do you feel you are a good candidate for the position to which you have been appointed?
I have always used a common sense approach to solving problems.
5. What do you see as the purpose or mission of the role to which you have been appointed?
Keeping the citizens of Kansas informed and protected.
6. **Military Service:** List rank, date and type of discharge from active service.
☐None see resume
7. **Government Experience:** List any experience or association with local, state or federal government (exclusive of elective public office but including advisory, consulting, honorary, appointed or other part-time service or positions) and include dates of service.
☒None
8. **Elective Public Office:** List all elective public offices sought and/or held with dates of service.
☐None I ran for county attorney in Wabaunsee county in 1980.
9. **Campaigns:** Have you ever played a role or held a position in a political campaign? If so, please identify the candidate(s), the dates of the campaign and describe your involvement.
☐No ☒Yes I walked door to door for Douglas County district attorney, in 1984.
10. **Honors and Awards:** List all scholarships, fellowships, honorary degrees, honorary society memberships and any other special recognition for outstanding service or achievements.
☒None
11. **Organization Affiliations:** List all civic, cultural, educational, charitable, or work-related organizations that you have been associated with in the past ten years. Include any position held in the organization and the dates of service. American Legion member.
☐None
12. **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 so, please describe.
☒No ☐Yes
13. **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
14. **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 particularly controversial issue other than in an official governmental capacity? If so, please describe.
☒No ☐Yes
15. **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 so, please describe.
☒No ☐Yes

25. **Other:** Please describe 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 have been 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
26. **Conflict of Interest:** How would you resolve any potential conflicts of interest that, while maybe unforeseen at this point in time, could arise? I would resign or see if the conflict could be solved in some manner.
27. **Citations:** Have you ever been cited for a breach of ethics for unprofessional conduct, or been named in a complaint to any court, administrative agency, professional association, disciplinary committee, or other professional group? If so, please provide details.
☒ No ☐ Yes
28. **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 traffic infraction? (Please include any offenses of driving under the influence, operating while impaired, reckless driving, or the equivalent offenses in other states.) If so, please explain.
☒ No ☐ Yes
29. **U.S. Military Convictions:** Have you ever been convicted by any military court? If so, please provide details.
☒ No ☐ Yes
30. **Imprisonment:** Have you ever been imprisoned, been on probation or been on parole? If so, please provide details.
☒ No ☐ Yes
31. **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 so, please provide details.
☒ No ☐ Yes
32. **Agency Proceedings and Civil Litigation of Affiliates and Family:** a.) Is your spouse or other close family member currently, or 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 so, please provide details.
☒ No ☐ Yes
- b.) 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 so, 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

16. **Opposition:** Do you know of any person or group who might take overt or covert steps to attack, even unfairly, your appointment? If so, please identify and explain the basis for the potential attack.
☒No ☐Yes
17. **Miscellaneous:** List any factors, other than the information provided above, which particularly qualifies you or is relevant to the position to which you are seeking appointment? Include any special skills. I have a logical approach to all situations and I am a quick learner.
☐None
18. **Relationship to Governmental Employees:** Are you or your spouse or other close family members related to any state governmental official or employee? If so, please provide details.
☒No ☐Yes
19. **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 so, please explain.
☐No ☒Yes I am a retired KPERS employee.
20. **Business Relationships:** Describe 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
21. **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 so, please explain.
☒No ☐Yes
22. **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 have been appointed, please indicate the employer, the position and the length of time it has been held. If not, please so state.
☒No ☐Yes
23. **Lobbying Activities:** Describe any lobbying activity during the past ten years in which you and/or your spouse have engaged for the purpose of influencing the passage, defeat or modification of any legislative or administrative action. 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
24. **Regulated Activities:** Describe 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

33. **Other Litigation:** a.) Other than the litigation described in question 32, 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 so, please describe.
☒No ☐Yes
b.) Are you aware of any pending or anticipated litigation against you or any business in which you are an officer, director, or partner? If so, please describe.
☒No ☐Yes
34. **Drivers License:** Has your driver's license ever been suspended or revoked? If so, please describe.
☒No ☐Yes
35. **Parking Tickets:** Do you have outstanding parking tickets from any jurisdiction that have remained unpaid for more than 60 days? If so, please explain.
☒No ☐Yes
36. **Security Clearance Denial:** Have you ever been denied a military or other governmental clearance? If so, please explain.
☒No ☐Yes
37. **Firings:** a.) During the past ten years, have you been fired from a job for any reason? If so, please explain.
☒No ☐Yes
b.) During the past ten years, have you quit a job after being told that you would be fired? If so, please explain.
☒No ☐Yes
c.) During the past ten years, did you leave a job by mutual agreement because of specific problems? If so, please explain.
☒No ☐Yes
38. **Alimony and Child Support:** Are you now, or have you ever been, delinquent in the payment of alimony or child support? If so, please explain
☒No ☐Yes
39. **Consumption of Alcohol:** Have you ever or are you currently abusing alcohol? If so, please explain.
☒No ☐Yes
40. **Controlled Substances:** Have you ever or are you currently engaged in the illegal use of a controlled substance or abusing the use of a prescribed controlled substance? If so, please explain.
☒No ☐Yes
41. **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

42. **Governmental Delinquencies:** Are you delinquent in the payment of any obligation owed to the federal or state government or any political or taxing subdivision or any instrumentality thereof? (Include delinquencies in the payment of: Income, property, or other taxes; exactions, fees or special assessments; loans, including any defaults, on or under loans which are or were made by, guaranteed, insured or subsidized by any unit of government or instrumentality thereof; overpayment of benefits; required payments into or under governmental programs; payments under a diversion arrangement or other repayment schedule.) If applicable, please state whether such delinquency is under formal appeal.
☒ No ☐ Yes

43. **Other:** Please provide any additional information, favorable or unfavorable, which you feel should be considered in connection with your appointment. If none, please so state.
☒ None

Please include resume and completed Statement of Substantial Interest not more than twelve months old.

REFERENCES

Name: Carroll Crossfield Knows you how?: Friend
Address: 1143 S. Maple Ottawa Kansas
(City, State, Zip)
Home Phone: 620 791 7718 Business Phone: none

Name: Stanton Hazlett Knows you how?: former boss
Address: 2720 Princeton Ave. Lawrence, Kansas 66049
(City, State, Zip)
Home Phone: 785 841 8607 Business Phone: 785 296 2486

Name: Alexander Walczak Knows you how?: former co-worker
Address: 10704 W. 125th place Overland Park, Kansas 66213
(City, State, Zip)
Home Phone: 913 851 2952 Business Phone: 785 296 2486

Name: Mark Knight Knows you how?: friend and former co-workder
Address: 3333 Glacier Drive Lawrence, Kansas 66044
(City, State, Zip)
Home Phone: 785 979 8158 Business Phone: 785 296 2215

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

9/21/2010

FRANKLIN D. DIEHL
3018 Campfire Drive
Lawrence, Kansas 66049
785.842.3376 (H) - 785.766.8828 (C)

EDUCATION

Legal: Washburn University School of Law, Topeka, Kansas.
J.D. conferred May 1977
Admitted to Kansas Bar September 1977

Undergraduate: Kansas State University, Manhattan, Kansas, Bachelor of Science
– History (cum laude), minor – Political Science & Secondary
Education, December 1971. Secondary Teaching Certification,
Kansas and Missouri.

LEGAL & PROFESSIONAL EXPERIENCE

11/95 – 1/10 Deputy Disciplinary Administrator, Office of Disciplinary
Administrator, Topeka, Kansas.
Responsible for handling complaints against Kansas attorneys.

1/85 – 11/95 Assistant District Attorney, Douglas County District Attorney's
Office, Lawrence, Kansas.
Responsible for the prosecution of adult criminal cases, both
felony and misdemeanor offenses, from charging through
disposition. Presented preliminary hearings, motions and trials,
including jury and court trials, and appellate work.

6/82 – 1/85 Assistant Attorney General, Kansas Attorney General's Office,
Topeka, Kansas.
Legal Advisor for the Kansas Bureau of Investigation. Assisted
County Attorneys in the prosecution of criminal cases, handled
conflict cases and prosecuted criminal cases throughout Kansas.

9/78 – 6/82 Partner, Baldock & Diehl, Alma, Kansas.
General Law practice.

3/80 – 6/84 B & D Insurance, Inc., Alma, Kansas.
Licensed insurance agent.

- 9/78 – 1/81 Assistant County Attorney, Wabaunsee County Attorney's Office,
Alma, Kansas.
Responsible for the prosecution of both adult and juvenile cases,
involuntary commitments and Child in Need of Care proceedings.
Assistant County Counselor.
- 6/77 – 9/78 Staff Attorney, Legal Services for Prisoners, Hutchinson
Correctional Facility, Hutchinson, Kansas.
Represented inmates in prison disciplinary proceedings and in
District Court.
- 6/72 – 6/74 Realty Specialist, Department of Housing and Urban
Development, Detroit, Michigan.
Inspected housing for rehabilitation/demolition purposes.
- 1/72 – 6/72 Substitute Teacher, Kansas City, Missouri School District.

MILITARY EXPERIENCE

- 5/65 – 8/68 Sergeant, United States Air Force. Honorably discharged.
Electronics Intercept Operator – Top Secret clearance, dealing with
highly classified information.

PROFESSIONAL & COMMUNITY ORGANIZATIONS (past and present)

National Organization of Bar Counsel
Kansas County & District Attorneys Association
Douglas County Bar Association
Reno County Bar Association
Kansas Bar Association
American Legion

STATE OF KANSAS



KANSAS GOVERNMENTAL ETHICS COMMISSION

ELECTRONIC STATEMENT OF SUBSTANTIAL INTERESTS FORM

INSTRUCTIONS: This statement 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:

Diehl

Last Name

Franklin

First Name

D

MI

Shelley J. Diehl

Spouse's Name

3018 Campfire Drive

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

Lawrence, KS 66049

City, State, Zip Code

(785) 842-3376

Home Phone Number

(785) 842-3376

Business Phone Number

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.
- ☐ 7. Other (Contractor / Member of Compact)

Kansas Lottery

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

Commissioner

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. *

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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.	None	Farm rental	My sisters and I own farm land in Wabaunsee county which we rent to a neighbor.	33.3%	both
	1302 18th Wamego, Kansas 66547				

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.	None	None	both

E. RECEIPT OF COMPENSATION: (Part 1) 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.	Disciplinary administrator	701SW Jackson Topeka, Kansas 66603	lawyer discipline

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.	Johnson County District Attorney	100 Kansas Avenue , Olathe Ks 66061	prosecution of criminals

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.	None	None	both
	None		

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.	None	None	both

H. DECLARATION: I 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.

Date Electronically Filed: 09/19/2010

Name of Person Making Statement: Franklin D Diehl

Senate Confirmation Information Summary

Prepared and Submitted by the Office of Governor Sam Brownback

Appointee: Lee Tafarielli

Position: Adjutant General

Expiration Date: N/A

Term Length: POG

Statutory Authority: K.S.A. 48-203

Party Affiliation: R

- Statutory geographic representation Requirements (insert any that apply)

Congressional District: 2

County: Jefferson County

Size Requirement (*if any*):

Other, specify:

- Statutory party affiliation requirement: N/A
- Statutory industry or occupation requirements: N/A

Salary: 106,394

Predecessor: Tod Bunting

Board Composition Prior to Confirmation of New Appointee:

Maj. Gen. Tod M. Bunting

BIOGRAPHICAL SUMMARY

Name: TAFANELLI, LEE E.

Rank: Colonel

Branch: EN

Date of Rank: 28 August 2006

Age: 48

Date of Birth: 9 March 1961

Source and Date of Commission: ROTC, 17 December 1982

Total Years of Service: Over 29 years Years of Active Commissioned Service: Over 27 years

Present Assignment: Commander, 69th Troop Command, Topeka, Kansas

Civilian Occupation: State Representative, State Capitol, Topeka, Kansas - Program Coordinator, National Agriculture Bio-security Center, Kansas State University, Manhattan, Kansas

Military Schools Attended

Engineer Officer Basic Course

Nuclear, Biological & Chemical Officer Course

Junior Officer Maintenance Course

Staff Level Logistics Course

Introduction to Management in Logistics

Engineer Officer Advance Course

Air Assault Course

Recruiting & Retention Detachment Commander Course

Mobilization Planner Course

Worldwide Military Command & Control System Course

Force Development Officer Course (Area of Concentration 50A)

Airborne Course

US Army Command & General Staff Course

Air Command & Staff Course

- Battalion Pre-Command Course

Brigade Tactical Commander Development Program

U.S. Army War College

Brigade Pre-Command Course

Civilian Education

University of the State of New York - BS Degree - Sociology

Kansas State University - MA Degree - Environmental Planning and Management

U.S. Army War College - MS Degree - Strategic Studies

AWARDS AND DECORATIONS

Bronze Star Medal

Meritorious Service Medal with 2 Bronze Oak Leaf Clusters

Army Commendation Medal with 1 Bronze Oak Leaf Cluster

Army Achievement Medal with 1 Bronze Oak Leaf Cluster

Meritorious Unit Citation

Army Reserve Component Achievement Medal w/ 1 Silver Oak Leaf Cluster, 2 Bronze Oak Leaf Clusters

National Defense Service Medal with 1 Bronze Service Star

Iraq Campaign Medal with Bronze Campaign Star

Global War on Terrorism Service Medal

Armed Forces Reserve Medal with Silver Hour Glass Device, M Device & Numeral 2
 Army Service Ribbon
 Overseas Service Ribbon
 Army Reserve Component Overseas Training Ribbon with Numeral 2
 Combat Action Badge
 Parachutists Badge
 Air Assault Badge
 Kansas Emergency Duty Service Ribbon with 2 Gold Sun Flower Devices
 Kansas National Guard Homeland Defense Ribbon with M Device
 Kansas National Guard Service Medal with 2 Gold Sun Flower Devices

MAJOR DUTY ASSIGNMENTS

	<u>FROM</u>	<u>TO</u>
ARNG – Not on Active Duty		
Combat Engineer, Co A, 891 st Engr Bn	Aug 80	Dec 82
Reconnaissance Officer, HQ 891 st Engr Bn	Jan 83	Sep 83
Platoon Leader/Detachment Commander, Det 1 HHC 891 st Engr Bn	Sep 83	Sep 84
Equipment Platoon Leader, HQ 891 st Engr Bn	Sep 84	Nov 85
S4, 891 st Engr Bn	Nov 85	Jun 87
Active Duty – ARNG		
S1, 174 th S&S Bn	Jun 87	Sep 88
Special Assistant to The Adjutant General	Sep 88	Dec 89
Commander, Co B 891 st Engr Bn	Dec 89	Jun 90
Recruiting & Retention Manager, HQ STARC, KSARNG	Jun 90	Jan 91
Mobilization Plans Officer, DPOT, HQ, STARC KSARNG	Jan 91	Jul 93
Force Integration & Readiness Officer	Jan 93	Nov 94
S1, HQ, 69 th Inf Bde (Mech)	Nov 94	Oct 95
S3, HQ 69 th Inf Bde (Mech)	Oct 95	May 96
Education Services Officer, HQ STARC, KSARNG	May 96	Dec 97
ARNG – Not on Active Duty		
S3, 891 st Engr Bn	Dec 97	Dec 99
Deputy United States Property & Fiscal Officer	Dec 99	Feb 00
Administrative Officer, DOP, HQ STARC, KSARNG	Feb 00	May 00
Surface Maintenance Manager, DOM, HQ STARC, KSARNG	Jun 00	Oct 01
Active Duty		
Military Assistant, Office of The Secretary Of the Army, Manpower & Reserve Affairs, Pentagon	Nov 01	Jan 02
ARNG – Not on Active Duty		
Commander, 891 st Engr Cbt Bn	Jan 02	Sep 04
Active Duty		
Commander, 891 st Engr Cbt Bn	Sep 04	Jan 06
ARNG – Not on Active Duty		
Commander, 891 st Engr Cbt Bn	Feb 06	May 06
J3, Joint Forces HQ Kansas-LC	May 06	July 08
Commander, 69 th Troop Command Task Force	July 08	Present

DEPLOYMENT INFORMATION

<u>DUTY</u>	<u>STATION</u>	<u>FROM</u>	<u>TO</u>
Commander, 891 st Engr Cbt Bn	Iraq	Sep 04	Jan 06

PROMOTIONS

<u>Rank</u>	<u>Component</u>	<u>Date</u>
2LT	USAR	17 Dec 82
2LT	ARNG	07 Jan 83
1LT	ARNG	16 Dec 85
CPT	ARNG	17 Mar 87
MAJ	ARNG	06 Aug 94
LTC	ARNG	11 Apr 00
COL	ARNG	28 Aug 06



Full Name: Lee Edward Tafanelli
(please include title and middle name along with any names previously used)

Home Address: 7075 122nd Street Ozawie, Kansas 66070
(Street Address) (City, State, Zip)

Driver's License Number [REDACTED] Social Security Number [REDACTED]

Position to which Appointed: Adjutant General

Appointing Authority: Governor-Elect Sam Brownback

* Information on this page will not be made public but is used by the KBI and Department of Revenue.

(for Committee use only)

KBI Check: N/A___ In-Process___ Complete___

DOR Check: N/A___ In-Process___ Complete___

This Questionnaire is to be fully completed by each appointee appearing before the Senate Confirmation Oversight Committee (Committee) and returned to the Committee Chairman's Office. A meeting of the Committee to consider an appointee will not be scheduled until a completed questionnaire and other forms are received by the Chairman. Please answer each question completely to the best of your knowledge. Should a question not be applicable, please so state. Hand-written responses are strongly discouraged. If filling out this form electronically, "□" should be replaced with "X" by the appropriate response on the form. Please contact your appointing authority if you have questions when completing the form.

Full Name: Lee Edward Tafanelli

(please include title and middle name along with any names previously used)

Position to which Appointed: Adjutant General

Appointing Authority: Governor-Elect Sam Brownback

Home Address: 7075 122nd Street Ozawie, KS 66070

(Street Address)

(City, State, Zip)

Business Name: National Agricultural Biosecurity Center- Kansas State University

Business Address: 203 Fairchild Hall-KSU Manhattan, KS

(Street Address)

(City, State, Zip)

Position Title: Program Coordinator

Home Phone: 785 945-3808 Business Phone: 785-532-3284 Cell Phone: 785 341-4812

Fax Number: 785-945-3808

E-Mail Address: lee.tafanelli@us.army.mil

Kansas resident? ☒ Yes / ☐ No Date of Birth: 3/9/61 Place of Birth: Warren, Michigan

Registered Voter? Yes Party Affiliation: Republican

Congressional District: 2 Kansas Senate District: 3 Kansas Representative District: 47

Do you have the legal right to live and work in the United States? ☒ Yes / ☐ No

Please answer the following questions numbered 1 – 43. Each question **MUST BE ANSWERED ON THIS ORIGINAL FORM.** If the answers the question are provided on your resume, please state "See Resume" or if you supply additional attachment(s) with answers, please state "See Attachment(s)" on this form.

1. What is your educational background? See Military Bio
2. Describe your employment experience. Include any expertise related to the position to which you were appointed. (See Attachment)

3. List any professional licenses that you have obtained and include the number for each license.
None
4. Why do you feel you are a good candidate for the position to which you have been appointed?
See Attachment
5. What do you see as the purpose or mission of the role to which you have been appointed?
See Attachment
6. **Military Service:** List rank, date and type of discharge from active service.
☐None See Military Bio
7. **Government Experience:** List any experience or association with local, state or federal government (exclusive of elective public office but including advisory, consulting, honorary, appointed or other part-time service or positions) and include dates of service.
☐None See Attachment
8. **Elective Public Office:** List all elective public offices sought and/or held with dates of service.
☐None State Representative-47th District Kansas House of Representatives
2001-Present (Resigned Jan 2005 to serve in Iraq, reappointed 2006)
9. **Campaigns:** Have you ever played a role or held a position in a political campaign? If so, please identify the candidate(s), the dates of the campaign and describe your involvement.
☒No ☐Yes
10. **Honors and Awards:** List all scholarships, fellowships, honorary degrees, honorary society memberships and any other special recognition for outstanding service or achievements.
☐None See Attached Military Bio
11. **Organization Affiliations:** List all civic, cultural, educational, charitable, or work-related organizations that you have been associated with in the past ten years. Include any position held in the organization and the dates of service.
☐None See Attachment
12. **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 so, please describe.
☒No ☐Yes
13. **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
14. **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 particularly controversial issue other than in an official governmental capacity? If so, please describe.
☐No ☒Yes Only as part of my duties as Representative for the 47th District
None of the views have been or will likely ever be considered extreme.
15. **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 so, please describe.
☒No ☐Yes

16. **Opposition:** Do you know of any person or group who might take overt or covert steps to attack, even unfairly, your appointment? If so, please identify and explain the basis for the potential attack.
☒ No ☐ Yes
17. **Miscellaneous:** List any factors, other than the information provided above, which particularly qualifies you or is relevant to the position to which you are seeking appointment? Include any special skills.
☒ None
18. **Relationship to Governmental Employees:** Are you or your spouse or other close family members related to any state governmental official or employee? If so, please provide details.
☒ No ☐ Yes
19. **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 so, please explain.
☐ No ☒ Yes Only through my employment (i.e. salary, retirement etc) with Kansas State University, the Legislature and the Kansas National Guard.
20. **Business Relationships:** Describe 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
21. **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 so, please explain.
☒ No ☐ Yes
22. **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 have been appointed, please indicate the employer, the position and the length of time it has been held. If not, please so state.
☒ No ☐ Yes
23. **Lobbying Activities:** Describe any lobbying activity during the past ten years in which you and/or your spouse have engaged for the purpose of influencing the passage, defeat or modification of any legislative or administrative action. 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
24. **Regulated Activities:** Describe 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 Please see attached Statement of Financial Interest

25. **Other:** Please describe 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 have been 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
26. **Conflict of Interest:** How would you resolve any potential conflicts of interest that, while maybe unforeseen at this point in time, could arise?
See Attachment
27. **Citations:** Have you ever been cited for a breach of ethics for unprofessional conduct, or been named in a complaint to any court, administrative agency, professional association, disciplinary committee, or other professional group? If so, please provide details.
☒No ☐Yes
28. **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 traffic infraction? (Please include any offenses of driving under the influence, operating while impaired, reckless driving, or the equivalent offenses in other states.) If so, please explain.
☒No ☐Yes
29. **U.S. Military Convictions:** Have you ever been convicted by any military court? If so, please provide details.
☒No ☐Yes
30. **Imprisonment:** Have you ever been imprisoned, been on probation or been on parole? If so, please provide details.
☒No ☐Yes
31. **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 so, please provide details.
☒No ☐Yes
32. **Agency Proceedings and Civil Litigation of Affiliates and Family:** a.) Is your spouse or other close family member currently, or 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 so, please provide details.
☒No ☐Yes
- b.) 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 so, 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

33. **Other Litigation:** a.) Other than the litigation described in question 32, 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 so, please describe.
☒ No ☐ Yes
b.) Are you aware of any pending or anticipated litigation against you or any business in which you are an officer, director, or partner? If so, please describe.
☒ No ☐ Yes
34. **Drivers License:** Has your driver's license ever been suspended or revoked? If so, please describe.
☒ No ☐ Yes
35. **Parking Tickets:** Do you have outstanding parking tickets from any jurisdiction that have remained unpaid for more than 60 days? If so, please explain.
☒ No ☐ Yes
36. **Security Clearance Denial:** Have you ever been denied a military or other governmental clearance? If so, please explain.
☒ No ☐ Yes I currently hold a Department of Defense Top Secret Clearance
37. **Firings:** a.) During the past ten years, have you been fired from a job for any reason? If so, please explain.
☒ No ☐ Yes
b.) During the past ten years, have you quit a job after being told that you would be fired? If so, please explain.
☒ No ☐ Yes
c.) During the past ten years, did you leave a job by mutual agreement because of specific problems? If so, please explain.
☒ No ☐ Yes
38. **Alimony and Child Support:** Are you now, or have you ever been, delinquent in the payment of alimony or child support? If so, please explain
☒ No ☐ Yes
39. **Consumption of Alcohol:** Have you ever or are you currently abusing alcohol? If so, please explain.
☒ No ☐ Yes
40. **Controlled Substances:** Have you ever or are you currently engaged in the illegal use of a controlled substance or abusing the use of a prescribed controlled substance? If so, please explain.
☒ No ☐ Yes
41. **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

42. **Governmental Delinquencies:** Are you delinquent in the payment of any obligation owed to the federal or state government or any political or taxing subdivision or any instrumentality thereof? (Include delinquencies in the payment of: Income, property, or other taxes; exactions, fees or special assessments; loans, including any defaults, on or under loans which are or were made by, guaranteed, insured or subsidized by any unit of government or instrumentality thereof; overpayment of benefits; required payments into or under governmental programs; payments under a diversion arrangement or other repayment schedule.) If applicable, please state whether such delinquency is under formal appeal.

☒ No ☐ Yes

43. **Other:** Please provide any additional information, favorable or unfavorable, which you feel should be considered in connection with your appointment. If none, please so state.

☒ None

Please include resume and completed Statement of Substantial Interest not more than twelve months old.

REFERENCES

Name: Senator Jay Emler Knows you how?: Through Legislative Work

Address: 1457 Shawnee Road, Lindsborg, KS 67456

(City, State, Zip)

Home Phone: 785-227-2887 Business Phone: 785-296-7354

Name: Maj Gen Tod Bunting Knows you how?: Military Service

Address: 2800 SW Topeka Blvd, Topeka, KS

(City, State, Zip)

Home Phone: _____ Business Phone: 785-274-1001

Name: Dr. Susan Peterson Knows you how?: Kansas State University

Address: 105 Anderson Hall Kansas State University, Manhattan, KS

(City, State, Zip)

Home Phone: _____ Business Phone: 785-532-6221

Name: Colonel (Ret) Lyn Smith Knows you how?: Former Commander/Friend

Address: 14028 W Highland Springs Ct Wichita, KS 67235

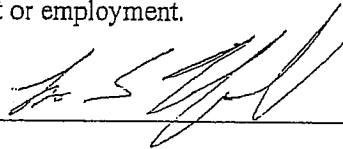
(City, State, Zip)

Home Phone: 316-721-1999 Business Phone: _____

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 12 Nov. 10

Attachment 1 Kansas Senate Confirmation Oversight Committee Questionnaire
Lee E. Tafanelli

4. Why do you feel you are a good candidate for the position to which you have been appointed?

I have been fortunate to have served in a wide variety of command and staff positions as a traditional Guardsman and as an active duty soldier at the company, battalion, brigade, State Headquarters and Headquarters Department of the Army level. At the Headquarters, Department of the Army level, I served as military assistant to the Assistant Secretary of the Army for Manpower and Reserve Affairs at the Pentagon in support of Operations Noble Eagle and Enduring Freedom following the attacks on Sept. 11, 2001. As outgoing commander of the 69th Troop Command, Kansas Army National Guard, I commanded a brigade-size task force consisting of a headquarters company team, combined arms battalion (infantry and armor, and aviation battalion), and a divisional military police company. I was responsible for the training, readiness, preparing of units for deployment, sustaining each deployed unit's rear detachment, and reconstituting each redeployed unit for future operations in addition to preparing the brigade headquarters for command and control of potential military support to civilian authority operations. This, in addition to my command of the 891st Engineer Battalion in Iraq, has given me the unique opportunity to understand the dynamics of the Kansas Army National Guard from front line soldier, all the way to the most senior leadership.

Additionally, as a State Representative, I have served as a member of the Appropriations Committee, am currently the Chairman of the Transportation and Public Safety Budget subcommittee, and also serve on the Joint Committee on Kansas Security.

This experience, along with my work as a program coordinator with the National Agriculture Bio-security Center (NABC) at Kansas State University, has given me a unique understanding of how critical parts of the public safety and homeland security system are organized, funded and work together, as well as the future challenges they will collectively face.

5. What do you see as the purpose or mission of the role to which you have been appointed?

To ensure Kansas Army National Guard mission readiness for both our state and federal missions, and aggressively transform ourselves into a sustainable and needed part of the nation's security far into the future.

7. **Government Experience:** List any experience or association with local, state or federal government (exclusive of elective public office but including advisory, consulting, honorary, appointed or other part-time service or positions) and include dates of service.

I have served as the Program Coordinator of the National Agricultural Bio-security Center at Kansas State University since 2002. In that capacity, I am responsible for coordinating research focused on protecting America's agricultural infrastructure and economy from endemic and emerging biological threats. Additionally, I am responsible for the overall management of related project resources to include analysis of proposed projects, development of goals and objectives, and ensuring sponsor research objectives are met.

11. **Organization Affiliations:** List all civic, cultural, educational, charitable, or work-related organizations that you have been associated with in the past ten years. Include any position held in the organization and the dates of service.

National Conference of State Legislatures 2000

American Legislative Exchange Council 2000

National Guard Association of the United States and of Kansas 1982

American Legion, Post 225, Ozawie, Kansas 2000

Veterans of Foreign Wars 2006

Valley Falls Rotary 2003

Kansas Military Board 2008

Governors Military Council 2006

Knights of Columbus 2000

Kansas Propane Education Research Council 2006

16. **Opposition:** Do you know of any person or group who might take overt or covert steps to attack, even unfairly, your appointment? If so, please identify and explain the basis for the potential attack.

In all my military commands, I have had to either discipline or remove Soldiers per the Uniform Code of Military Justice for illegal, unethical or other acts incompatible with military standards and professionalism. This includes everything from soldiers stealing equipment to committing domestic abuse or other violent crimes. I do not expect any issues to arise based on this, but if they do, they are easily addressed with the appropriate records.

26. **Conflict of Interest:** How would you resolve any potential conflicts of interest that, while maybe unforeseen at this point in time, could arise?

I have 10 years experience of balancing zones of responsibility between the Legislature, the Kansas National Guard and my work with Kansas State University. I treat them all as separate and distinct areas of responsibility. If any potential conflicts of interest arise during my work in the Legislature (e.g. voting on Kansas Army National Guard issues), I will either abstain from that particular vote, or if necessary, ask for guidance from Governmental Ethics Commission.



CONFIRMATION OVERSIGHT COMMITTEE

Acknowledgment of Release of Tax and Criminal Records Information Form

I, LEE E. TAFANBUCCI acknowledge that as part of the
(print name)

Senate Confirmation Oversight Committee process I will:

- be subject to a criminal records background investigation by the Kansas Bureau of Investigation; and
- have my tax records released by the Kansas Department of Revenue.

Such information will not be released to the general public, but will be made available for review at the appropriate time by:

- Myself;
- My appointing authority;
- Chairperson of the Senate Confirmation Oversight Committee; and
- The Vice Chair of the Senate Confirmations Oversight Committee.

By signing the "Authorization and Certification" section (on page 8) of the Senate Confirmation Oversight Committee questionnaire, the Kansas Department of Revenue will be authorized to release my tax information and the Kansas Bureau of Investigation will be authorized to conduct a criminal background investigation on me and provide that information to the appropriate individuals.

Signature

A handwritten signature in black ink, appearing to read "Lee E. Tafanbucci", written over a horizontal line.

Date

12 JAN 2011

Form 08/08

Print this form or Go Back.

STATE OF KANSAS



State Seal of Kansas

KANSAS GOVERNMENTAL ETHICS COMMISSION

ELECTRONIC STATEMENT OF SUBSTANTIAL INTERESTS FORM

INSTRUCTIONS: This statement 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:

Tafanelli

Lee

E

Last Name

First Name

MI

Tammy

Spouse's Name

7075 122nd Street

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

Ozawkie, KS 66070

City, State, Zip Code

(785) 945-3808

(785) 945-3808

Home Phone Number

Business Phone Number

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

(check one or more of the following)



Empty

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);



Empty

2. Appointed Member of a State Board, Council, Commission or Authority;



Checked

3. Appointed State Position is Subject to Senate Confirmation;



Empty

4. Employee of a State Agency or University;



Empty

5. General Counsel for a State Agency;

☐ Empty

6. Candidate for State Office.

☐ Empty

7. Other (Contractor / Member of Compact)

Adjutant General's Department

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

Adjutant General

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

☐ Empty

	BUSINESS NAME AND ADDRESS	TYPE OF BUSINESS	DESCRIPTION OF INTERESTS HELD	PERCENT OF OWNERSHIP INTERESTS	HELD BY WHOM
1.	USAA First Start Growth Fund (UTMA) USAA, San Antonio, TX	Mutual Funds	Mutual Funds	100%	both
2.	USAA Growth & Income Fund (UTMA) USAA, San Antonio, TX	Mutual Funds	Mutual Funds	100%	both
3.	KPERS Topeka, KS	Retirement	Retirement Acct	100%	self
4.	Security Benefit American Century Topeka, KS	Mutual Fund Simple IRA	Retirement Acct	100%	spouse
5.	Thrift Savings Plan P.O. Box 385021, Birmingham, AL 35238	Retirement Fund	Retirement Acct	100%	self

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

☒ Checked

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

E. RECEIPT OF COMPENSATION: (Part 1) 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

☒ Checked

If you have nothing to report in Section "E"1, check here

☒ Empty

NAME OF BUSINESS	ADDRESS	TYPE OF BUSINESS
1. Kansas National Guard	Topeka, KS	Military
2. National Ag Biosecurity Center- KSU	Manhattan, KS	Education
3. Kansas Legislature	Topeka, KS	State Government

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

☒ Empty

NAME OF BUSINESS	ADDRESS	TYPE OF BUSINESS
1. Dr. John Stringer	4301 Huntoon, Topeka, KS	Dental Office


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

☒ Empty

BUSINESS NAME AND ADDRESS	POSITION HELD	HELD BY
---------------------------	---------------	---------

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.

 Checked

H. DECLARATION: I 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.

[Back to top](#)

Senate Confirmation Information Summary
Prepared and Submitted by the Office of Governor Mark Parkinson

Appointee: Jerome Williams

Position: Member, Kansas Human Rights Commission

Term Length: 4 years

Expiration Date: January 15, 2013

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

Party Affiliation: Republican

⇒ 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: Himself - reappointed

Board Composition Prior to Confirmation of New Appointee:

(SEE ATTACHED LIST)



Acknowledgment of Release of Tax and Criminal Records Information Form

I, Verone L. Williams acknowledge that as part of the
(print name)
Senate Confirmation process I will:

- be subject to a criminal records background investigation by the Kansas Bureau of Investigation; and
- have my tax records released by the Kansas Department of Revenue.

Such information will not be released to the general public, but will be made available for review at the appropriate time by:

- myself; and
- my appointing authority.

By signing the "Authorization and Certification" section (on page 8) of the Boards and Commissions questionnaire, the Kansas Department of Revenue will be authorized to release my tax information and the Kansas Bureau of Investigation will be authorized to conduct a criminal background investigation on me and provide that information to the appropriate individuals.

Signature

Date

9/15/10

Kansas Senate

CONFIRMATION OVERSIGHT COMMITTEE APPOINTMENT QUESTIONNAIRE

Full Name: _____

Jerome Lawrence Williams

(please include title and middle name along with any names previously used)

Home Address: _____

1542 Pleasant View

(Street Address)

Wichita KS 67203

(City, State, Zip)

Driver's License Number: _____

Social Security Number: _____

Position to which Appointed: _____

Commissioner for Human Rights Commission

Appointing Authority: _____

Governor's Office

* Information on this page will not be made public but is used by the KBI and Department of Revenue.

(for Committee use only)

KBI Check: N/A ___ In-Process ___ Complete ___

DOR Check: N/A ___ In-Process ___ Complete ___

This Questionnaire is to be fully completed by each appointee appearing before the Senate Confirmation Oversight Committee (Committee) and returned to the Committee Chairman's Office. A meeting of the Committee to consider an appointee will not be scheduled until a completed questionnaire and other forms are received by the Chairman. Please answer each question completely to the best of your knowledge. Should a question not be applicable, please so state. Hand-written responses are strongly discouraged. If filling out this form electronically, "☐" should be replaced with "X" by the appropriate response on the form. Please contact your appointing authority if you have questions when completing the form.

Full Name: Mr. Jerome Lawrence Williams

(please include title and middle name along with any names previously used)

Position to which Appointed: Commissioner for Human Rights Commission

Appointing Authority: Governor's Office

Home Address: 1542 Pleasant View Wichita, Ks 67203
(Street Address) (City, State, Zip)

Business Name: _____

Business Address: _____

(Street Address)

(City, State, Zip)

Position Title: _____

Home Phone: (316) 943-4863 Business Phone: _____ Cell Phone: (316) 648-3471

Fax Number: 316-945-3797 E-Mail Address: jwillis gone@yahoo.com

Kansas resident? ☒ Yes / ☐ No Date of Birth: 10-14-48 Place of Birth: Hays, Ks

Registered Voter? Yes Party Affiliation: Republican

Congressional District: 4 Kansas Senate District: 25 Kansas Representative District: 91

Do you have the legal right to live and work in the United States? ☒ Yes / ☐ No

Please answer the following questions numbered 1 – 43. Each question **MUST BE ANSWERED ON THIS ORIGINAL FORM.** If the answers the question are provided on your resume, please state "See Resume" or if you supply additional attachment(s) with answers, please state "See Attachment(s)" on this form.

1. What is your educational background? "See Resume"
2. Describe your employment experience. Include any expertise related to the position to which you were appointed. "See Resume"

3. List any professional licenses that you have obtained and include the number for each license. "See resume"
4. Why do you feel you are a good candidate for the position to which you have been appointed?
I have served for the last five years and I am familiar with the Register
5. What do you see as the purpose or mission of the role to which you have been appointed?
to make intelligent and fair decisions
6. **Military Service:** List rank, date and type of discharge from active service. "See Resume"
☐ None
7. **Government Experience:** List any experience or association with local, state or federal government (exclusive of elective public office but including advisory, consulting, honorary, appointed or other part-time service or positions) and include dates of service.
☐ None Kansas African American Affairs Commission
Kansas Human Rights Commission
8. **Elective Public Office:** List all elective public offices sought and/or held with dates of service.
☐ None Wichita School Board 8 yrs
9. **Campaigns:** Have you ever played a role or held a position in a political campaign? If so, please identify the candidate(s), the dates of the campaign and describe your involvement.
☐ No ☒ Yes as candidate for School Board.
10. **Honors and Awards:** List all scholarships, fellowships, honorary degrees, honorary society memberships and any other special recognition for outstanding service or achievements.
☐ None "See Resume"
11. **Organization Affiliations:** List all civic, cultural, educational, charitable, or work-related organizations that you have been associated with in the past ten years. Include any position held in the organization and the dates of service.
☐ None "See Resume"
12. **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 so, please describe.
☒ No ☐ Yes
13. **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
14. **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 particularly controversial issue other than in an official governmental capacity? If so, please describe.
☒ No ☐ Yes
15. **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 so, please describe.
☒ No ☐ Yes

16. **Opposition:** Do you know of any person or group who might take overt or covert steps to attack, even unfairly, your appointment? If so, please identify and explain the basis for the potential attack.
☒ No ☐ Yes
17. **Miscellaneous:** List any factors, other than the information provided above, which particularly qualifies you or is relevant to the position to which you are seeking appointment? Include any special skills.
☒ None
18. **Relationship to Governmental Employees:** Are you or your spouse or other close family members related to any state governmental official or employee? If so, please provide details.
☒ No ☐ Yes
19. **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 so, please explain.
☒ No ☐ Yes
20. **Business Relationships:** Describe 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
21. **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 so, please explain.
☒ No ☐ Yes
22. **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 have been appointed, please indicate the employer, the position and the length of time it has been held. If not, please so state.
☒ No ☐ Yes
23. **Lobbying Activities:** Describe any lobbying activity during the past ten years in which you and/or your spouse have engaged for the purpose of influencing the passage, defeat or modification of any legislative or administrative action. 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
24. **Regulated Activities:** Describe 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 *Spouse is on the Community Services Block Grant Review Committee for the City of Wichita*

25. **Other:** Please describe 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 have been 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
26. **Conflict of Interest:** How would you resolve any potential conflicts of interest that, while maybe unforeseen at this point in time, could arise? *conversation, and use of mediation skills*
27. **Citations:** Have you ever been cited for a breach of ethics for unprofessional conduct, or been named in a complaint to any court, administrative agency, professional association, disciplinary committee, or other professional group? If so, please provide details.
☒ No ☐ Yes
28. **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 traffic infraction? (Please include any offenses of driving under the influence, operating while impaired, reckless driving, or the equivalent offenses in other states.) If so, please explain.
☒ No ☐ Yes
29. **U.S. Military Convictions:** Have you ever been convicted by any military court? If so, please provide details.
☒ No ☐ Yes
30. **Imprisonment:** Have you ever been imprisoned, been on probation or been on parole? If so, please provide details.
☒ No ☐ Yes
31. **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 so, please provide details.
☒ No ☐ Yes
32. **Agency Proceedings and Civil Litigation of Affiliates and Family:** a.) Is your spouse or other close family member currently, or 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 so, please provide details.
☒ No ☐ Yes
- b.) 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 so, 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

33. **Other Litigation:** a.) Other than the litigation described in question 32, 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 so, please describe.
☒ No ☐ Yes
- b.) Are you aware of any pending or anticipated litigation against you or any business in which you are an officer, director, or partner? If so, please describe.
☒ No ☐ Yes
34. **Drivers License:** Has your driver's license ever been suspended or revoked? If so, please describe.
☒ No ☐ Yes
35. **Parking Tickets:** Do you have outstanding parking tickets from any jurisdiction that have remained unpaid for more than 60 days? If so, please explain.
☒ No ☐ Yes
36. **Security Clearance Denial:** Have you ever been denied a military or other governmental clearance? If so, please explain.
☒ No ☐ Yes
37. **Firings:** a.) During the past ten years, have you been fired from a job for any reason? If so, please explain.
☒ No ☐ Yes
- b.) During the past ten years, have you quit a job after being told that you would be fired? If so, please explain.
☒ No ☐ Yes
- c.) During the past ten years, did you leave a job by mutual agreement because of specific problems? If so, please explain.
☒ No ☐ Yes
38. **Alimony and Child Support:** Are you now, or have you ever been, delinquent in the payment of alimony or child support? If so, please explain
☒ No ☐ Yes
39. **Consumption of Alcohol:** Have you ever or are you currently abusing alcohol? If so, please explain.
☒ No ☐ Yes
40. **Controlled Substances:** Have you ever or are you currently engaged in the illegal use of a controlled substance or abusing the use of a prescribed controlled substance? If so, please explain.
☒ No ☐ Yes
41. **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

42. **Governmental Delinquencies:** Are you delinquent in the payment of any obligation owed to the federal or state government or any political or taxing subdivision or any instrumentality thereof? (Include delinquencies in the payment of: Income, property, or other taxes; exactions, fees or special assessments; loans, including any defaults, on or under loans which are or were made by, guaranteed, insured or subsidized by any unit of government or instrumentality thereof; overpayment of benefits; required payments into or under governmental programs; payments under a diversion arrangement or other repayment schedule.) If applicable, please state whether such delinquency is under formal appeal.

☐ No ☒ Yes *Making payments*

43. **Other:** Please provide any additional information, favorable or unfavorable, which you feel should be considered in connection with your appointment. If none, please so state.

☒ None

Please include resume and completed Statement of Substantial Interest not more than twelve months old.

REFERENCES

Name: Keith E. Cullors Knows you how?: Friend

Address: 1833 N. Hydraulic Wichita, KS 67214
(City, State, Zip)

Home Phone: 722-2675 Business Phone: 264-5001

Name: George Johnson Knows you how?: Friend

Address: 9407 E. Cross Creek Ct Wichita, KS 67206
(City, State, Zip)

Home Phone: 630-0105 Business Phone: _____

Name: _____ Knows you how?: _____

Address: _____
(City, State, Zip)

Home Phone: _____ Business Phone: _____

Name: _____ Knows you how?: _____

Address: _____
(City, State, Zip)

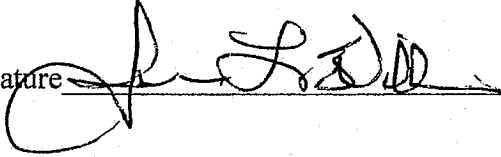
Home Phone: _____ Business Phone: _____

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

9/15/10

Jerome L. Williams
1542 Pleasant View Dr.
Wichita, KS 67203
~~XXXXXXXXXX~~ jwillisgone@yahoo.com

EDUCATION:

Friends University, M.B.A., 1992
Wichita State University, B.A., 1976

EMPLOYMENT
HISTORY:

Kansas Human Rights Commission
Topeka, Kansas, August 2005 – present
Commissioner

Review human rights cases by policy and make recommendations based on equal opportunity for every citizen regardless of race, religion, color, sex, disability, national origin or ancestry; employment in any field of work or labor for which a person is properly qualified, and to assume equal opportunities to all persons within the state to full and equal public accommodations, and to assure equal opportunities in housing.

Kansas African American Affairs Commission
Topeka, Kansas, 2004- present
Commissioner

Devise strategies to address the public policy concerns of African Americans through its partnership with the state agencies, corporations and foundations. The Commissioner serves as a conduit for progress, grants, research and policy advice for the state and local organizations in address in concerns that are unique to the African American Community in the State of Kansas.

Raytheon Aircraft Corporation
Wichita, Kansas, April 2001 – August 2003
Program Manager T-6A International Programs

Reported to the Vice President of Government Business with oversight responsibility for two International production programs. Responsibilities included direct interaction with the customer and directing an IPT. Greek programs value in excess of \$550,000,000 (45 aircraft) which included \$285,000,000 in Greek offsets. Canadian program had 26 delivered aircraft in the field.

Director-Business Ethics and Compliance,
April 1995 – April 2001

Reported to Vice President Chief Financial Officer with responsibility for the development and oversight of the Company's Ethics Compliance Program. The program involved 15,000 employees in 180 locations around the world, with emphasis on training, complaints/investigations, and communications. Delivered monthly status reports to the Ethics Committee on all aspects of the program. The Ethics Committee consisted of Vice President Chief Financial Officer, Vice President General Counsel, Vice President

Human Resource and Administration, and the Vice President of Operations.

Program Manager – Piston Powered Aircraft

March 1993 – April 1995

Reported to the Vice President of Program Management, with responsibility for the four Piston aircraft models from assembly through post delivery service. Managed an integrated product team consisting of: marketing/sales, engineering, quality, supply management, and manufacturing. The major focus of the program was product cost reduction. Presented regular program status reports to Senior Management, including RAC Chairman and CEO. Appointed head of an Integrated Product Team to conduct a feasibility study on the future of Piston Products within the company.

Manager – Employment, November 1987 – March 1993

Reported to Vice President Human Resources and Administration with responsibilities for employment activities on hourly, nonexempt, and exempt payrolls. These responsibilities included: hiring, transfers, recruitment advertising, college relations and college recruiting, unemployment compensation, employee relocation, contract labor, layoffs, recalls, and pre-employment training. Additional experience as: course developer for Management Development and Training, Assistant Manager for Compensation and served as a member of the company's 1993 contract negotiating team.

CERTIFICATES:

Basic Mediation Core Training
Total Quality Management
Employee Relations Law
Strategic Planning
Basic Management Skills

**ADDITIONAL
ACTIVITIES:**

Calvary Baptist Church, Board of Deacons
WG Williams Community Foundation, Board Member
Kansas African American Affairs Commission
Kansas Human Rights Commission
Wichita State University, Adjunct Professor, Barton School
USD 259, Board of Education, 1992-1997
Leadership Wichita, Board of Trustees
Aviation Associates Credit Union, Board of Directors

**OTHER
INFORMATION:**

United States Marine Corps, Rank: E-5, 1969-1971

References furnished upon request.



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

Williams

Jerome

L

Last Name

First Name

MI

Williams

Pamela

D.

Spouse's Name

1542 Pleasant View

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

Wichita, KS

67203

City, State, Zip Code

[316] 943-4563

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).

Human Rights Commission

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

Commissioner

Agency

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.

7890

Rev. 3/2006

- 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.					
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 X.

If you have nothing to report in Section "E"1, check here ____.

	NAME OF BUSINESS	ADDRESS	TYPE OF BUSINESS
1.	State of Kansas	Topeka, Ks.	Unemployment Insurance Commission
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.	State of Kansas	Topeka, Ks	Unemployment
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.	WG Williams Community Fdn. PO Box 2215 Wichita, Ks	Executive Director	Spouse
2.	W.G. Williams Community Foundation PO Box 2215 Wichita, Ks	Board Member	Self
3.	KS African American Affairs Comm Topeka, Ks	Board Member	Self
4.	CSPG Review Committee City of Wichita 455 N. Main.	Board Member	Spouse
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.	State of Kansas	Herman Rights Commission	Self
2.	State of Kansas Dept of Revenue	Topeka, KS	Spouse
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			

H. **DECLARATION:**

I, Jerome L. Williams, 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.

9/15/00
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.

Print Form

Reset Form