Approved:	3-23-11
	Date

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE

The meeting was called to order by Chairman Pete Brungardt at 10:30 a.m. on March 9, 2011, in Room 144-S of the Capitol.

All members were present.

Committee staff present:

Doug Taylor, Office of the Revisor of Statutes Dennis Hodgins, Kansas Legislative Research Department Connie Burns, Committee Assistant

Conferees appearing before the Committee:

Ernest Garcia, Kansas Highway Patrol Mike King, Kansas Lottery Commission Jordan Austin, National Rifle Association of America Patricia Stoneking, Kansas State Rifle Association

Others attending:

See attached list.

Introduction of Bills

Senator Owens 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.

Confirmation Hearings:

Chairman Brungardt stated the committee was conducting two hearings for confirmation: Ernest Garcia, Superintendent, Kansas Highway Patrol, and Mike King, Member, Kansas Lottery Commission.

The Chairman welcomed Ernest Garcia to the podium for comments. Mr. Garcia provided a brief biographical overview of his military and federal government experience and his education. The Chairman called for questions regarding the confirmation. (Attachment 1)

Mike King provided a brief biographical overview of his experience and education. The Chairman called for questions regarding the confirmation. (Attachment 2)

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 Ernest Garcia, Superintendent, Kansas Highway Patrol, to serve at the pleasure of the Governor; and Mike King, Member, Kansas Lottery Commission, which expires March 15, 2014. Senator Owens seconded the motion. The motion carried.

HB 2013--sale and purchase of rifles and shotguns

Chairman Brungardt opened the hearings on HB 2013.

Staff provided an overview of the bill.

Jordan Austin, National Rifle Association of America, spoke in support of the bill. (<u>Attachment 3</u>) The current state statute requires that Kansas citizens can only purchase long guns in states that share a border with Kansas. Kansas firearms dealers (FFL's) can only sell long guns to either Kansas citizens, or citizens

CONTINUATION SHEET

The minutes of the Federal and State Committee at 10:30 a.m. on March 9, 2011, in Room 144-S of the Capitol.

of states that share a border with Kansas. The bill would repeal those sections of code which require such actions and allow Kansas citizen's the freedoms that exist under Federal law with regard to the sale and purchase of long guns.

Patricia Stoneking, President, Kansas State Rifle Association, appeared in favor of the bill. (<u>Attachment 4</u>) The repeal of these statutes will allow for residents of states that are not contiguous to Kansas to purchase rifles and shotguns at licensed dealers in Kansas and allow for Kansas residents to purchase guns in states not contiguous to Kansas. Federal law currently allows for this.

Representative Richard Carlson provided written testimony in support of the bill. (<u>Attachment 5</u>) The bill only deals with licensed firearm dealers in Kansas, having the ability to sell long guns to qualified residents of states that do not border Kansas.

Chairman Brungardt closed the hearings on HB 2013.

Final Action:

HB 2013--sale and purchase of rifles and shotguns

Senator Ostmeyer moved to pass <u>HB 2013</u> out favorably. Senator Haley seconded the motion. The motion carried.

The next meeting is scheduled for March 10, 2011. The meeting was adjourned at 11:20 a.m.

SENATE FEDERAL AND STATE AFFAIRS COMMITTEE GUEST LIST

DATE 3-9-11

NAME	REPRESENTING
TED HENRY	CAPITOL STRATICIES.
Chris Tymes	KDWP
MEGIAN PINEGIAR	A6)
Sarah Gillook	PPKN
Tombhiraken	KMCA
Kun Briches	Cov. office
any Karcia	NASN. VV
Smed Saria	KHP
Patricia SomeKing	KSRA
Kyle Smith	KSAL
JONN 5072-1012	356 LL
Berend Koops	Hein Lan Firm
MIKE TAYLOR	UN: F.ED GOVERNMENT
MIKE KING	Loffery
Peggy King	. /
MARVIN STEES	CAPITAL CITY Oic
Tom PALACE	Puch

Senate Confirmation Information Summary

Prepared and Submitted by the Office of Governor Sam Brownback

Appointee: Ernest Garcia

Patrol

Position: Superintendent, Kansas Highway

Expiration Date: N/A

Term Length: POG

Statutory Authority: K.S.A. 74-2105

• Statutory geographic representation Requirements (insert any that apply)

Party Affiliation: R

Congressional District: 3

County: Johnson County

Size Requirement (if any):

Other, specify:

Statutory party affiliation requirement: N/A

• Statutory industry or occupation requirements: N/A

Salary:

107,990

Predecessor: Terry Maple

Board Composition Prior to Confirmation of New Appointee:

Terry Maple, Superintendent

ERNEST EUGENE GARCIA

1400 EAST WEST HWY, APT.1721 SILVER SPRING, MD 20910 MOBILE: 703.887.5765 • WORK: 703.605.4003

ernest.e.garcia@sss.gov

U.S. Citizen: Yes; Federal Employee: Yes

Highest Grade Level and Dates: ES-0301; 01/25/2007 - Present

Security Clearance Type and Date: Top Secret (SCI), OPM Investigative Services, 2005

PROFILE/EXPERIENCE

Senior executive and retired United States Marine Corps officer valued for versatile and adaptive leadership. Specialist in civil affairs, possessing graduate degrees in both public administration and social welfare (large systems). Graduate of the Harvard Business School Excellence in Education program in Corporate Governance, and Wichita State University's Center for Management Development Mini-MBA program with an emphasis on The Challenge of Leadership, and Strategic Management: A Framework for the Future. Experienced leader, adept at evaluating organizational context, establishing plans and programs, and maintaining accountability for achieving ambitious goals and objectives. Exceptional history of public service with demonstrated ability to collaborate, interact with, and persuade diverse individuals at the highest levels of government, both foreign and domestic. Build coalitions and collaborate with national and international groups, including private voluntary organizations, non-government organizations, the United Nations, and related groups, particularly in humanitarian assistance and disaster response environments. Cutting-edge skills in managing high-intensity scenarios, including combat service and humanitarian interventions. Selected for multiple political appointments, including service to Presidents George Bush and Ronald Reagan and U.S. Senator Bob Dole. Possess Top Secret Clearance (SCI).

"Your commitment and dedication have been an inspiration for those who will follow in your footsteps, and for all Americans who join me today in saluting you for a job extremely "well done".

Bush, George President

Commander in Chief, 2006

"...Mr. Garcia has my full confidence and trust and is just the right person to help lead the Agency as we continue moving forward towards improved responsibility, accountability, and performance."

William A. Chatfield, Director, Selective Service

System, January 2007

SELECTED PROFESSIONAL EXPERIENCE / CAREER HIGHLIGHTS

Acting Director 07/2009 -12/2009 Deputy Director 01/2007 -2/2009

proficiency gaps in the organization. Encourage positive attitudes toward diversity in the workplace, providing opportunities for staff to develop improved skills in conflict resolution.

MAJOR INITIATIVES:

TRAINING INITIATIVES/READINESS: Attained a 97% rate for SDs and 93% rate for RFOs for successful current field training. Ensured that SDs and RFOs were routinely provided instructions on administering the Agency's Registrant Integrated Processing System (RIPS) for a potential draft. Promoted development of a RIPS exercise (underway). Conducted a limited readiness exercise to test the system, validating the Agency's ability to furnish raw recruits to the Armed Forces within established DoD time limits. Directed development of healthcare draft plans for all states, and achieved a 93% training ratio on Health Care Personnel Delivery System (HCPDS). Trained more than 90% of SDs and RFOs on Alternative Service Plan and supporting procedures, exceeding the Agency's annual goal of 87%. Oversaw evaluation of the Readiness Plan that "drives" achievement of the Agency's central mission. Pushed SDs and RFOs to implement successful marketing campaigns for the registration process, attaining a continued national compliance rate of 90% or better and an 88% rate of appointment for Registrars in high schools across the nation.

FISCAL RESPONSIBILITY/MANAGEMENT: Oversaw finance directorate, analyzing and evaluating performance in concert with an upcoming OMB audit. Identified major problems within the directorate, including outdated guidance, lack of basic financial management skills, and poor internal controls. Cooperated with OMB and internal auditors to mitigate problems, and recommended eventual removal of Finance Director based on multiple audit findings that led to a "qualified opinion" of the Agency's fiscal health. Provided appropriate documentation for submission of Anti-Deficiency Act violation letters. Provided guidance to a new finance manager after placing the directorate under the supervision of the Director of Support Services.

TECHNOLOGY MANAGEMENT: Led a major modernization effort within the Agency that fulfills the tenets of the Clinger-Cohen Act of 1996 and meets the strategic and information resource goals of the agency. Allocated resources to replace individual equipment and Agency legacy systems. Oversaw preparation for migration to a new database environment driven by Microsoft's SQL. Facilitated training for employees, both for individual skills development and "train the trainer" purposes. Cooperated with an Agency team of IT professionals to begin development of a Central Registrant Processing Portal (CRPP), a web-based too intended to consolidate disparate mobilization systems into a single user-focused platform (with plans to save over \$3.5 million for the SSS).

KEY ACCOMPLISHMENTS:

- Developed the Agency's SSS Strategy and Response Plan, published in 08/2006, for Pandemic Flu Response, cited by Departments of Health and Human Services and Homeland Security as the "best small agency plan" reviewed.
- Reenergized staff, outlining goals, expectations, and standards to guide subordinate managers and line employees.
- Addressed critical personnel issues at the Data Management Center, reevaluating staffing shortages and creating an innovative plan to downgrade the levels of replacement personnel, conserving critical budget dollars while relieving understaffing created by staff retirements.
- Implemented first-ever line-item review of Agency budget, coordinating with OMB.
- Prepared budget estimates and submissions for the Agency's \$22-28 million annual budget. Provided expert guidance to the Director on the nuances of presenting the budget to the House and Senate Appropriations Subcommittees.

Liaised with Congress and congressional staff, the Military Services, and members of the executive branch to further the goals and mission of the Selective Service System.

Interacted with government agencies, including OMB, the Office of Personnel Management, and Government Services Administration, to further the Agency's agendas.

CHIEF OF STAFF, GS-0301-15 - 10

04/2005 - 12/2006

Selective Service System (SSS)

Hours/week: 60-70 National Headquarters 1515 Wilson Blvd.

Supervisor: William A Chatfield Arlington, VA 22209-2425

Telephone: (703) 999-9900, May Contact

Appointed by President George Bush to serve as Chief of Staff to Director William Chatfield. Provided oversight of all Agency programs, and remained accountable for daily operations. Collaborated with Director and Deputy Director in setting policy, goals, and objectives for the agencies. Maintained contact with the four Directorates, four Region Directors, the Data Management Center (DMC), and the State Directors to communicate policy guidance of the Director and Deputy Director. Acted as a principal advisor to the Director and Deputy Director on issues and activities related to the operation of the SSS.

STRATEGIC MANAGEMENT: Reviewed and offered input on the Agency's Strategic Plan, FY 2006 Performance Budget, and OMB's required Performance Assessment Rating Tool for SSS registration programs, personnel delivery programs, registrant reclassification programs, and alternative service programs. Reorganized four SSS Regions into more efficient units, promoting coordinated leadership and goals. Identified and analyzed staffing problems and developed plans and programs to realign staffing functions more closely with organizational goals and initiatives. Led an effort to reengineer other Agency processes, improving registration marketing and compliance with external mandates (such as those of Department of Homeland Security).

ADMINISTRATIVE/BUDGET MANAGEMENT: Managed and oversaw the administrative functions of the Office of the Director, including annual budget/financial tracking for the Agency. Tracked and analyzed the Director's annual budget requirements and funding/spending allocations. Evaluated current budget allocations and priorities, and redefined and realigned assets to more effectively address agency priorities. Directed and monitored the four Associate Directors, and senior staff assigned to manage official correspondence and documents for the Director's review and signature. Monitored and maintained final accountability for grammatical and mechanical consistency in all executive level business communications.

HUMAN CAPITAL MANAGEMENT: Provided guidance and mentoring to assigned subordinate staff. Apprised senior management of staffing issues requiring executive authority. Identified areas of staff weakness and worked with employees to develop plans for improvement. Encouraged professional development opportunities, identifying eligible employees for additional skills training or leadership enhancement activities. Prepared and delivered performance appraisals for direct report staff, and ensured subordinate managers were accountable for assigned staff performance. Nominated deserving employees for awards, using incentives, mentoring, and specific guidance to elicit top performance. Delivered discipline as necessary to ensure an effective work environment for all. Provided guidance to Region Directors on the documentation

HUMAN RESOURCE/BUDGET MANAGEMENT: Executed the immediate office's annual budget of \$2 million, part of the overall annual city budget of \$325 million. Directly supervised the work activities of 20 administrative support staff, monitoring assignments, evaluating performance, and maintaining a productive work schedule.

CONGRESSIONAL LIAISON: Due to previous experience on Capitol Hill, assumed the role of congressional liaison for the city and city manager. Travelled annually to Washington, D.C. to meet with Kansas congressional delegations, sharing the city's annual plan with staffers and promoting positive relationships that benefited the city's financial posture. Discussed issues such as defense contracts, federal funding for various purposes, and other pressing issues. Liaised with other government offices and personnel (e.g. Housing and Urban Development, DoD) as directed by congressional staff to deliberate pressing issues affecting the city.

KEY ACCOMPLISHMENTS:

- Built a coalition between the Sedgwick County and City of Wichita Fire Departments, promoting the concept of consolidation to conserve funds and material resources and better allocate resources and staff.
- Participated in a coalition to bring AirTran Airways, the nation's second largest low fare airline carrier at the time, to Wichita to offer carrier services. Actively promoted the Fair Fares campaign that brought pledges from more than 360 businesses, organizations, and communities totaling \$4.7 million, a key component in securing the carrier.
- Coordinated an operational evacuation exercise for Wichita's City Hall, simulating a bomb event and anthrax contamination. Partnered with other city offices and officials, county authorities, and McConnell Air Force Base to perform the long overdue exercise.

Additional Work Experience:

EXECUTIVE VICE PRESIDENT, EASTERN REGION, SOURCEONE MANAGEMENT, Denver, CO 09/1988-09/1998

SELECTED MILITARY WORK EXPERIENCE

UNITED STATES MARINE CORPS ACTIVE

DUTY/RESERVE

05/1966-07/2006

Activated in July 2003 in support of the Global War on Terrorism Veteran of Operations Desert Shield, Desert Storm, Operation Iraqi Freedom and CJTF-Haiti Honorably Retired in December 2006 after 35 years of Active and Reserve service.

COMMANDER, CIVIL AFFAIRS, Deployed in Support of Operation Iraqi Freedom, LT

COL, O-5 24th

07/2004 - 01/2005

Marine

Expeditionary

Unit

Hours/week: 80

(MEU)

Camp Kalsu

Iskandaria,

Iraq

Supervisor: BG Ron Johnson

Telephone: (703) 614-3556, May Contact

Selected as Commander/Director for a team of civil affairs specialists, and 50 Army, Marine, and Navy personnel involved in building relationships with the Iraqi population to facilitate military and humanitarian missions of securing and rebuilding the country. Mobilized following service in Haiti with Operation Secure Tomorrow.

for Disease Control and Prevention; the US Embassy; certain UN agencies, such as UNICEF; Non-Government Organizations (NGOs) such as Food for the Poor, and certain Private Voluntary Organizations (PVOs) such as the Red Cross, Catholic Relief Services, and Catholic Charities.

HUMANITARIAN RELIEF: Developed Medical Civic Action Projects (MEDCAPs) to provide the population with essential medical care. Provided agricultural and veterinary support to Haitian farmers, focusing on rebuilding the food chain. Provided a near-immediate emergency response to the devastating floods/mudslides that hit the island in May 2004. Led a small team of civil affairs specialists and 50 US Marines, via helicopter, to assess the damages and provide immediate relief, including medical care, emergency shelters, food, water, and other supports.

KEY ACCOMPLISHMENTS:

Received multiple accolades for this assignment, including the President's Meritorious Service Medal, the Defense Meritorious Service Medal, and a Letter of Gratitude from the Office of the UN Resident Coordinator.

OPERATIONS DIRECTOR, LT COL, O-5 07/2003 - 03/2004

 2^{nd}

Marine

Expeditionary Hours/week:

Force

80

Camp LeJeune, NC 28542

(Colombia, South

America-Jan

2004)

Supervisor: Colonel Ken Custer

Telephone: (910) 451-8963, May Contact

During 2004, served as a principal instructor for the Colombian Marines in a curriculum designed to teach civil-military collaboration techniques, aimed at facilitating relationships between the military and the local population for the purpose of identifying and neutralizing Colombian drug traffickers.

- Successfully taught 100 foreign Marines in a series of 40-hour classes during a one-month assignment to the Colombian Headquarters for Military Forces (equivalent to the U.S. Pentagon).
- Developed curriculum and multi-media materials for the program and delivered direct instruction, including discussions, lectures, and visual presentations, in both English and Spanish.

EDUCATION:

UNIVERSITY OF KANSAS, Lawrence, KS 66045; Master of Public Administration (MPA); Major Field: Public Administration; Graduated: 05/1977; GPA: 3.0/4.0; Relevant Coursework; State and Local Finance; Urban Planning; Health Services Planning

UNIVERSITY OF KANSAS, Lawrence, KS 66045; Master of Social Work; Major: Social Welfare (Large Systems); Graduated: 06/1975; Relevant Coursework: Large Systems Administration; Social Public Policy.

Chief of Staff for Senator Bob Dole, U.S.

Senate

Legislative Assistant to Senator Bob Dole, U.S.

Senate

1978-1979

1977

Job-related training courses:

PROFESSIONAL TRAINING:

10/2006 POTOMAC, LTD., Continuity of Operations (COOP) and Emergency Planning in the Government Environment Training Workshop

06/2006 HARVARD BUSINESS SCHOOL: Executive Education Program on Corporate Governance.

05/2002 STATE OF KANSAS: Division of Emergency Management, Legal Authorities in a Crisis, 8 hours.

05/2001 WICHITA STATE UNIVERSITY: Center for Management Development, Mini-MBA program.

MILITARY TRAINING:

O1/1999 Theory and Nature of War, 43.5 hours (covered warfare from the perspective of both Western and Eastern cultures and from the concept of total war to that of revolutionary warfare, providing valuable background on the history of conflict in Asia and the Pacific)

Public Affairs Officer Course, 2 weeks (including instruction in the theory, concepts, policies, and principles of community relations within the military environment, public affairs communications, speech and research, journalist and broadcast instruction necessary for the public affairs officer)

Job-related licenses/certificates:

05/2002 Kansas Emergency Management Certificate (Kansas Division of Emergency Management)
COOP Training

Job-related skills (e.g., other languages, computer software/hardware, tools, machinery, typing speed, etc.):

Languages: Spanish: Expert Proficiency in Reading, Speaking, and Writing

Laws & Federal Regulations: United States Code Title X -- Armed Services; FMR 7000.14-R, DoD Financial Management Regulation; OMB circular A-11, "Preparation, Submission, and Execution of the Budget"; OMB Circular A-19, "Legislative Coordination and Clearance"; Government Performance and Results Act (GPRA); DoD Directive 7045.14, "Planning, Programming, and Budgeting System (PPBS)"; GAO AIMD-00-21.3.1, "Standards of Internal Control in the Federal Government"; Military Selective Service Act (MSSA), U.S.C. APP.460.

Computer Skills: Microsoft Word, Internet Explorer; Outlook. Microsoft Power Point. Typing Speed: 40 wpm.

Job-related honors, awards, special accomplishments, and additional information:

04/2007 Key to the City Award, presented by Garden City, KS Mayor Reynaldo Mesa; from Kansas Hispanic and Latino Affairs Commission.

2006-08 Federal Performance Appraisals: "Outstanding"

I certify to the best of my knowledge and belief, the information on and attached to this application is true, correct, complete, and made in good faith. As a current federal employee, I certify that I have not received a separation incentive.

November 2009

ERNEST

GARCIA

E.

SUPPLEMENTAL INFORMATION

Name:

Social Security Number:

U. S. Citizen:

Current Permanent Federal Employee:

Employment Category:

Last Performance Rating Date:

Days Willing to Travel per month:

Lowest Grade Accept:

Preferred Geographic Areas:

D.C.

Leave Without Pay:

Retired Military:

Date of Military Retirement:

Veteran's Preference:

Veteran's Preference Points:

combat related disability)

Dates of Military Service:

Type of Discharge:

Honorable

Separation Incentive Pay:

Date of Birth:

Sex:

Race or National Origin:

Ernest E. Garcia

xxx-xx-6077

Yes

Yes

Career SES

01/30/2008

10 days

SES

Kansas/Washington

No

Yes

07/01/2006

Yes (N/A for SES positions)

10-points (rated by VA as over 50%

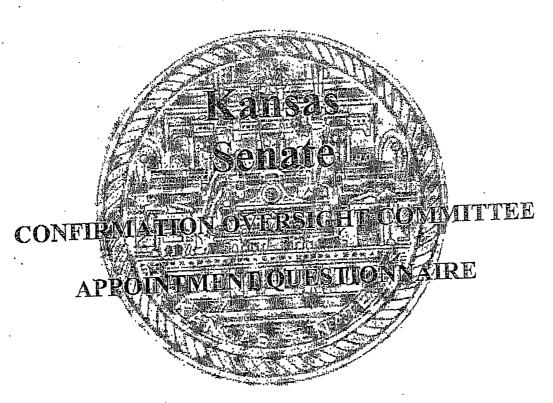
05/20/1966-07/01/2006

No

07/12/yyyy

Male

White-Mexican-American



Full Name: Etnest Evgene Garcia (please include title and middle name along with my names previously used)
Ernie García
Home Address: 1400 East West Hwy # 172 Silver Spring MD 20910 (Chy, State, Zip)
Driver's License Number: Desition to which Appointed: Superinterview of KS Highway Patrol Position to which Appointed: Superinterview of KS Highway Patrol
Position to which Appointed: Superintendent of the trighted
Appointing Authority: SOUPTHORE

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

(for Committee use only)	Y Thursday	Complete
KBI Check: N/A	In-Process	
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, "\(\sigma\)" 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.

TOLLIT.	•	\wedge	ī		(i) .	
Full Name: Ernest	Eugene	d middle name along w	ith any pames pt	= FNIC	Gare1/4	•
I WENT TO THE PARTY OF THE PART	(please include title at	dans + Va	MEAR +	رري در اطاعة	tates!	_
Position to which Appointed:	Superinter	MAN (MES	110/19 F	0 1		
Appointing Authority:	OVERNOR					• • • • •
7.45	111.1.11.	. #1721	\leq	Silver Spe	ing MD 209 ty, State, Zip)	<u> 1</u> 70
Home Address: 1400 Ea	(Street Address)	4		(Ci	ty, Slate, Zip)	
Business Name: U.S. S	dative S	rulce			4	-
Business Mario		رکه ورا ج	Δ.	folindon.	VA 22-20 9 ity, State, Zip)	<u>}</u>
Business Address: 1515	(Street Addrags)	<u>>10C</u> 2		0 (0	ity, State, Zip)	
	1 \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \		Hons.	·		
Position Title: A53301276	01125			T. II Dhanar	and as Home	#
Home Phone: $\frac{703-887-5}{100}$	765 Business P	hone: <u>-103-605</u>	· 4005	Jeli Phone: &	OWA HT	_
7,	11125	E-Mail Add	lress: <u>Che</u>	nestowa	EV. COME	
Fax Number: 103 (035 - 1	4110			C	1 Pil. KS	Э
Fax Number: 103 (a)5 - A	MNo Date of	Birth: 7/12/4	14 Place	of Birth:	den Lay,	=
Kansas resident? Lifes ?	, ,	~	Car Alama	Ronablica	an	
Registered Voter? In Ma	injland	Party Aff	Illation:	LINE	77	
1008	e e e e e e e e e e e e e e e e e e e	Dietrict 37	- Kansas	Representativ	ve District:	===
Registered Voter? _n _110 Congressional District: #	S Kansas Senau	District.			·. ·	
Do you have the legal right	to live and work	in the United St	ates?	/cs / □No		
Do you have the legal right	, 10 1110 0000 11 1000		,		•	
			•		NORTHER BY O	i Pe I

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

- What is your educational background? Bachelonis two Master's Degrees from KU Attachment(s)" on this form. 1.
- Describe your employment experience. Include any expertise related to the position to which you 2. were appointed. See Resumme

2-21-10	
	have obtained and include the number for each license.
3.	List any professional licenses that you have obtained and include the number for each license.
4. '	Why do you feel you are a good candidate for the position to which you have been appointed?
5.	What do you see as the purpose or mission of the role to which you have been appointed? What do you see as the purpose or mission of the role to which you have been appointed? To protect and sorve the popula of the role to which you have been appointed? To protect and sorve the popula of the role to which you have been appointed? To protect and sorve the popula of the role to which you have been appointed?
	Military Service: List rank, date and type of discharge from active service. Military Service: List rank, date and type of discharge from active service.
6.	None Let. Col USA (O. Van ()
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.
	Those Sa Kosum
8.	Elective Public Office: List all elective public offices sought and/or held with dates of service.
	KZNT-ma
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 Xiyes Assistant to Sonzhou Die
10.	Honors and Awards: List all scholarships, fellowships, honorary degrees, honorary society memberships and any other special recognition for outstanding service or achievements. Illumore See Resone
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.
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.
	ZNo Tyes
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.
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.
15.	The real state way ever had any association with any person, group or business venture that
	Form 08/08 - Page:
	•
•	

- 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. 图No □Yes
- 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 Stal Arms of U.S., U.S. Marine Corps
- 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 \(\subseteq\)Yes
- 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
- 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.
- 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. KNo \(\subseteq\text{Yes}\)
- 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.
- 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.

- 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.
- 26. Conflict of Interest: How would you resolve any potential conflicts of interest that, while maybe unforeseen at this point in time, could arise? To the event possible, Recless myself from the Potential Conflict of interest
- 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.
- 28. Convictions: Have you ever been convicted of or entered a plea of guilty or noto 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
- 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
- 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.

 XINO
 Yes
- 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.

 Kino Dyes
 - 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

7*	
33.	Other Litigation: a.) Other than the litigation described in question 32, have you or any busine, which you are or were an officer, director, or partner been a plaintiff or a defendant in a civil lawsuit? If so, please describe. Kino Iyes b.) Are you aware of any pending or anticipated litigation against you or any business in which yo are an officer, director, or partner? If so, please describe. No Iyes
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.	Scentity Clearance Demial: Have you ever been denied a military or other governmental clearance? If so, please explain.
37.	Firings: a.) During the past ten years, have you been fired from a job for any reason? If so, please explain. No Tyes b.) During the past ten years, have you quit a job after being told that you would be fired? If so, please explain. No Tyes
	c.) During the past ten years, did you leave a job by mutual agreement because of specific problems? If so, please explain. XINO 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 Tyes
39.	Consumption of Alcohol: Have you ever or are you currently abusing alcohol? If so, please explain. MNo Yes
40. :	Controlled Substances: Have you ever or are you currently engaged in the illegal use of a controlled substance? If so, please explain the use of a prescribed controlled substance? If so, please explain the use of a prescribed controlled substance? If so, please explain the use of a prescribed controlled substance? If so, please explain the use of a prescribed controlled substance? If so, please explain the use of a prescribed controlled substance? If so, please explain the use of a prescribed controlled substance? If so, please explain the use of a prescribed controlled substance? If so, please explain the use of a prescribed controlled substance? If so, please explain the use of a prescribed controlled substance? If so, please explain the use of a prescribed controlled substance?
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?

- 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.

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

REFERENCES
Name: Sam Richardson Knows you how? Personal & Processional acquaintence
Address: Bllo Gilman Rd. Moberly, MO 65270-1734 (City, State, Zip)
Home Phone:
· ·
Name: Amn Pottorf Knows you how?: Lifetime Friend
Address: 2205 Comanche Dr Gardon City, Konsas (0784)
Home Phone: (620 - 275 - 6743 Business Phone: (City. State, Zip)
Name: Mike Taylor Knows you how? Tersonal & Professional Acquainten
Address: 4530 N 108th St. Kansas City, Ks Colo 109 (City, State, Zip)
Home Phone:Business Phone: 913-449-4848
Name: Joseph Orozco Knows you how?: U.S. Marine Corps
Address: 3867 Towner Ave NACO, Arizona 85620 (City. State, Zip)
(City, State, Zip) Flome Phone: 520 - 249 - 0948 Business Phone: 520 - 432 - 2841
Form 08/08 - Page 7

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 12/19/10



CONFIRMATION OVERSIGHT COMMITTEE

Acknowledgment of Release of Tax and Criminal Records Information Form

I, Ernost Eu	gene Garcia	acknowledge that as part of the
--------------	-------------	---------------------------------

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.

ignature Date 12 /17/2010

•

Form 08/08

FAX TRANSMIT	TAL Not - 4
Doug Lorgenson	From Ernie , arcia
Dept./Agency	Phone # 703 · 887 - 5765
785 - 348 - 835 NSN 7840-01-017-7950 5099 101	Fax #
NBN 7840_01_317_7359 5099 101	GENERAL SERVICES ADMINISTRATION



STATE OF KANBA

Sec. of St. bar code

KANSAS GOVERNMENTAL ETHICS COMMISSION

STATEMENT OF SUBSTAN'I IAL 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	
	Garcia	Emest	· E
	Last Name	First Name	MI
	Garcia, Amy Lou		
	Spouse's Name		
	1400 East West Hwy, #172	1	
	Number & Street Name, Ap	partment Number, Rural Route, or P.O. Box Nu	umber
	Silver Spring, Maryland 209	10	
	City, State, Zip Code		
	(240) 676-0508		
	Home Phone Number (inclu	ide area code) Business Ph	none Number (include area code)
В.	(check one 1. State Elected Of State Treasurer, Education, or Di 2. Appointed Mem 3. Appointed State 4. Employee of a S 5. General Counsel 6. Candidate for St 7. Other (Contractor)	ber of a State Board, Council, Commission or Position is Subject to Senate Confirmation; tate Agency or University; for State Office; ale Office; or / Member of Compact).	entative, Member of State Board of Authority:
List N	lame of Agency, Board, Unive	ersity or Elected Position (You may use abbrev	riations but not acronyms)
K\$ H	ighway Patrol		Superintendent
*	The last four diglts of your	rision if applicable (May use acronyms) social security number will aid in identifying This information is optional.	Position you from others with the same
			. Rev. 3/2006

Kunsas Legislative Research Department

Appointments and Confirmations Handbook

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

	RUSINESS NAME AND ADDRESS	TYPE OF BUSINESS	DESCRIPTION OF INTERESTS HELD	PERCENT OF OWNERSHIP INTERESTS	MHOW BA METD
1					
Z					
3.					
4.					
5.					
б.					
7.					
В.					
η,					
10.	1				

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 WIJOM GIFT RECEIVED	ADDRESS	RECEIVED BY:
TANKE OF LEADON STORES		
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", CITICK HERE
	If you have nothing to report in Section "E"1, check here

NAME OF RUSINESS	ADDRESS	TYPE OF BUSINESS
I. US Selective Service	1515 Wilson Blvd, Arlingotn, VA 22209	US Government Agency
2. Check Six, Inc.	1922 Hwy 22 West, Madisonville, LA	Consulting

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 DUSINESS	ADDRESS	TYPE OF BUSINESS
1. National Association of School Nurses	8484 Georgia Ave, 420 Silver Spring, MD	Professional Association
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...

BUS	INESS NAME AND ADDRESS		POSITION HELD	HELD BY WHOM
ı. National	Association of School Nur	ses	Ex. Director	Amy Lou Garcia
2.				
3.				
4.				
<u>5.</u>				
·6.				
7.				
	· · · · · · · · · · · · · · · · · · ·			
R.				

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

	NAME OF CLIENT / CUSTOMER			
1.	,		ADDRESS	RECEIVED BY
<u>2.</u>				
3.				
4.				
·				
5.				
i				
<u>'. </u>				
<u>. </u>				
) <u>.</u>				
				

H.	DECLARATION:				
	,	statements) has been examined by me and to the best of my knowledge and belief is statement of all of my substantial interests and other matters required by law. I lonal failure to file this statement as required by law or intentionally filing a false demeanor.			
12/26	/2010	De la company de			
	Date	Signature of Person Making Statement			
NUM	BER OF ADDITIONAL PA	-			

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

Senate Confirmation Information Summary

Prepared and Submitted by the Office of Governor Sam Brownback

Appointee: Mike King

Position: Member, Lottery Commission

Expiration Date: March 15, 2014

Term Length: four years

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

 Statutory geographic representation Requirements (insert any that apply) Party Affiliation: R

Congressional District: 4

County: Harvey County

Size Requirement (if any):

Other, specify:

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

Salary: N/A

Predecessor: Jeanine McKenna

Board Composition Prior to Confirmation of New Appointee:

Joni Breitenbach

Harold Nye

Jeanine McKenna

Franklin Diehl

Robert Wunsch





MIKE KING

PRESIDENT

KING ENTERPRISE GROUP INC (Current – March 2009): McPherson, KS

President and majority stockholder of his family owned business. King Enterprise Group (KEG) works primarily for the oil/gas and industrial clients throughout central Kansas.

- Currently has over 50 full time employees
- Responsible for client relations, growth of the company throughout the State
- Growth into new industries
- Management of the company's COO
- KEG has tripled in size during the past four (4) years
- Record backlog of work entering in 2011.
- Mike is a fixture at many community events, promoting the business environment for the entire engineering /architectural/general contracting industry as a whole
- Mike is involved many times at the board level of industries seeking the services of KEG
- Assist in development of individual projects from the budget forecasting, into design development, process & equipment selections, scheduling of any plant downtimes, actual construction activities, construction budget & schedule constraints during the project, and cost segregations after completion.
- Always looking for new innovations, KEG has the technology in their offices to communicate with engineers from across the State
- Today KEG works for Fortune 500 companies in the Oil/Gas & industrial market places: NuStar, Williams Pipeline, Cenex, Johns Manville, Viega, to name a few.

EDUCATION

John Brown University B.S. Building Construction, Business Minor

1981

ENGAGEMENT

John Brown University Board of Trustees Chair, Endowment Committee

Rotary of McPherson, President Elect

McPherson Chamber of Commerce, Board of Director

Associated General Contractors of Kansas, Member

McPherson Industrial Development Company, Member



HUTTON CONSTRUCTION CORPORATION (March 2009 – August 2004): Wichita, KS

While Mike continued as President of King Enterprise Group, he turned over the day to day operations of his company to the current COO. Mike then turned his energies to become Vice President of Business Development for Hutton during a period of planned sustained growth. Mike helped his best friend's general contracting business change emphasis from a pure bid & specification contractor into a State wide provider of project development services. These included primarily construction management at risk & design/build approaches to the general building industry, however also added financing options if desired. Legislation passed in 2007 enabled school districts and other governmental agencies to legally use these methods on a per project basis.

- Hutton grew to over 125 employees and nearing \$100 million in annual volume of work
- Mike was charged & succeeded at growing the client base throughout the entire State
- Opened an office in Garden City KS.
- Worked directly with building client relations in the private & public sectors involving numerous engineering & architectural firms in a team approach to project development
- Mike was responsible to responding to Request for Proposal's (RFP's), then once selected, generate and provide the Request for Quotations (RFQ's) and lead the interview team before the appropriate owner's board.
- Mike's team would provide conceptual plans & drawings, conceptual estimates & schedules, cash flow projections, and project team selection best suited for the individual project in question.
- Served as "the Face" of Hutton at many events around the State including Chamber of Commerce memberships and active participation in Hutchinson and Garden City.
- Being well versed in the geographical differences between western, central, and eastern Kansas, Mike developed varying strategies that complemented the various "styles" of management, project development, and use of local contractors. A one size fits all approach was never an option.
- Mark Hutton, owner of Hutton Construction described Mike as the "cheerleader" of the company. Not in a bad way, but that Mike's always positive personality and upbeat nature spread throughout the ranks of the company.
- REASONS FOR LEAVING Mike left Hutton with a great friendship still intact and consulates Hutton as needed today. Mike was piece of a ten year transition plan that now has the second generation Hutton (Ben) in place as the current President. During these years King Enterprise Group started a strong growth period and timing was perfect to return in a more visible role.



KING ENTERPRISE GROUP INC (August 2004 – January 1991): McPherson & Hesston KS

President and majority stockholder in his family business, Mike bought the business from his father in January 1992 allowing Mike to move his family back to Kansas. Under Mike's leadership the company grew from a small McPherson area concrete contractor to a central Kansas premier general contractor in the oil/gas and industrial marketplace.

- Defined employment benefit package was implemented to attract the best personnel possible. Those include health insurance, 100% matching 401k plan, bonus potential for every employee, vacation & holiday pay, and continued educational opportunities
- A stable work environment lead to one of the lowest employee turnover rates in the industry.
- Full time employment grew by tenfold while still providing local work
- Mike moved the emphasis of the company his father founded to an industrial based, service oriented company
- Maintaining relationships with owners, engineers, architects, and local business leaders the company enjoyed 75% of its work volume to repeat customers
- Local industries started using KEG as their local contractor of choice on larger complex projects, a continued benefit for the company even today
- Owners include Johns Manville Corp, NCRA Refinery, CertainTeed Corp, Board of Public Utilities, Black & Veatch, Williams Pipeline, NuStar Pipeline, and many local municipalities.



MARTIN K EBY CONSTRUCTION CO (May 1981 – January 1991): Wichita KS, Ft Worth TX, Marshall TX, Ft Lauderdale FL, Orlando FL

First job out of College, Mike worked for an Engineering News Record Top 400 Contractor in Kansas, Texas & Florida moving from a Field Engineer, Assistant Superintendent, Estimator, Superintendent, to a Senior Estimator in 1991. In addition Mike was a shareholder in the company.

- Onsite Field Projects included:
- \$3 million pipeline in Marshall TX
- \$3 million FM 157 Highway widening in Arlington TX
- \$26 million Loop 820 Interchange Ft. Worth TX (also estimated)
- \$33 million I-30 widening Ft. Worth, TX (also estimated)
- \$12 million Florida Turnpike new interchange Ft. Lauderdale FL
- Estimated Projects included:
- \$200 million Lock & Dam #13 on Mississippi River St. Louis MO
- \$150 million Army Readiness Base Ft. Drum NY
- \$80 million MARTA projects Atlanta GA
- \$15 million terminal expansion Dallas/Ft Worth Airport
- Many other projects for State & Federal Highways
- Bureau of Reclamation
- Corp of Engineers



HISTORY

1912 – 1934: Ezra W King (Grandfather) maintained a bridge & concrete general contracting company based out of Hesston KS. He was innovative for his time and purchased modern equipment to grow the company. At the time of his untimely death due to Hodgkin's disease, E. W. King Concrete Contractor was the largest bridge contractor in the State (west of Topeka) running over 100 men.

1950 – Current: King Construction Company Inc (Cousin) is currently the largest bridge contractor in the State of Kansas (west of Topeka) and maintains the highest ethical standards in the industry. Uncle's Leroy (deceased) and Raymond (deceased & former KS House of Representative member) re-started the company just as the interstate highway program was starting. Mike's father Clifford, was the first employee however not a stockholder in the company.

1977 - 1981: Mike worked summers for King Construction Company and worked from a labor to a foreman level. Projects included KDOT bridges across the state of Kansas, numerous county bridges, and other concrete projects.

References:

Marvin Spees, President Capital City Oil Company Topeka, KS 785.233.8008

Jeff Grace, President IMA of Kansas Wichita, KS 316.267.9221

Don Soderquist, Vice Chair (Retired) Wal-Mart Stores Inc Rogers, AR 479.986.0110

Kansas Senate

CONFIRMATION OVERSIGHT COMMITTEE

APPOINTMENT QUESTIONNAIRE

Full Name: Michael Steven King				
(please include title and m	iddle name along with any names previously used)			
•				
Home Address: 5328 NW 60th, PO Box 543	User-ter KO G7000			
	Hesston, KS 67062			
(Street Address)	(City, State, Zip)			
Driver's License Number	Social Security Number:			
Position to which Appointed:				
Appointing Authority:				
* Information on this page will not be made publ	ic but is used by the KBI and Department of Revenue.			
T-9+ mot oo maaco babi	to our is ason by the ixbi 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, "\sum " 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: Michael Steven King	
(please include title and middle name along wit Position to which Appointed: STATE LOTTERY COM	
Appointing Authority: GOVERWOR	
Home Address: 5328 NW 60th, PO Box 543	Hesston, KS 67062
(Street Address) Business Name: King Enterprise Group, Inc	(City, State, Zip)
Business Address: 1401 S Hwy 81 Bypass, McPherson KS 67460 (Street Address)	(City, State, Zip)
Position Title: President	
Home Phone: (620) 327-2133 Business Phone: (620) 241-309	5 Cell Phone: (620) 242-8977
Fax Number: (620) 241-8015 E-Mail Addres	ss: mking@kingentgroup.com
Kansas resident? Yes / No Date of Birth: 10/10/1959	Place of Birth: Newton, KS
Registered Voter? Yes Party Affilia	ation: Republican
Congressional District: 4th Kansas Senate District: 31st	Kansas Representative District: 74th
Do you have the legal right to live and work in the United States	s? 🗹 Yes / 🗆 No

Please answer the following questions numbered 1 – 43. Each question <u>MUST BE ANSWERED ON THIS ORIGINAL FORM</u>. 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? College graduate with a Bachelor of Science
- 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.
- 4. Why do you feel you are a good candidate for the position to which you have been appointed? See Attached
- 5. What do you see as the purpose or mission of the role to which you have been appointed? See Attached
- 6. Military Service: List rank, date and type of discharge from active service.

 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.
- 8. Elective Public Office: List all elective public offices sought and/or held with dates of service.

 ☑None
- 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.

 \[
 \text{Ino Pyes Financial support of various Republican candidates}
 \]
- 10. Honors and Awards: List all scholarships, fellowships, honorary degrees, honorary society memberships and any other special recognition for outstanding service or achievements.

 None 2002 Hesston Chamber Outstanding Member
- 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 Attached
- 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
- 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
- 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 Tyes
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.
	Form 08/08 - Page 4

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 Attached 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 Imprisonment: Have you ever been imprisoned, been on probation or been on parole? If so, please 30. 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

بأبر	Other Litigation: a.) Other than the litigation described in question 32, have you or any but 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 Defendant in a 1995 case, case was dismissed prior to coming to Harvey County District Court 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 Tyes
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

- 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.
- 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.

<u>.</u>	REFERENCES
Name: Marvin Spees	Knows you how?:Knows you how?:
Address: 911 SE Adams	Topeka, KS 66607
Home Phone: (785) 633-1490	(City, State, Zip) Business Phone: (785) 233-8008
Name:	Knows you how?:Knows you how?
Address:Address = #3	
	(City, State, Zip) Business Phone: (620) 669-5462
Jim Loving Name:	Through business Knows you how?:
Address:	
Home Phone: (620) 241-2340	(City, State, Zip) Business Phone: (620) 241-2340
Rep Bob Bethell Name:	Knows you how?:
Address:	
	(City, State, Zip) Business Phone: (785) 296-7616

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_	Men Kling	12/30/2010 Date	
------------	-----------	--------------------	--



CONFIRMATION OVERSIGHT COMMITTEE

Acknowledgment of Release of Tax and Criminal Records Information Form

I,		acknowledge that as part of the
	(print name)	action reago that as part of the
Senate	e Confirmation Oversight Comm	nittee process I will:
0	be subject to a criminal records Investigation; and	s background investigation by the Kansas Bureau of
0	have my tax records released b	y the Kansas Department of Revenue.
Such i	nformation will not be released appropriate time by:	to the general public, but will be made available for review
٥	Myself;	
•	My appointing authority;	
9	Chairperson of the Senate Cont	irmation Oversight Committee; and
٥	The Vice Chair of the Senate C	onfirmations Oversight Committee.
release	emy tax information and the Kar nal background investigation on	ification" section (on page 8) of the Senate Confirmation & Kansas Department of Revenue will be authorized to usas Bureau of Investigation will be authorized to conduct me and provide that information to the appropriate
Signatı	are Muil Ley	Date
	ı	Form 08/08

Michael Steven King

Michael King
Kansas Senate – Confirmation Oversight Committee
Appointment Questionnaire
Kansas Development Finance Authority, Board of Directors
Attachment responses
12/30/2010

Question #2 — Describe your employment experience. Include any expertise related to the position to which you were appointed. My employment includes being a stockholder at every company I have worked with. With this financial balance sheet background, I have had access and as the case now, active responsibility for short & long term financial decisions and management. In addition to active corporate management, I serve as the Endowment Committee Chair at John Brown University. The current endowment holdings stand at over \$61,000,000, managed by Hirtle Callaghan's Phoenix office. Our committee meets quarterly to review the performance and make necessary policy changes.

Question #4 – Why do you feel you are a good candidate for the position to which you have been appointed? I have experience working with numerous projects that require differing finance options. I also understand the importance of creating jobs throughout the State and the prudent use of limited resources. Reviewing proposals and gleaning thru information is a normal part of my current job. In addition I have state wide exposure and understand the value that all communities bring to the economic stream. As an owner of a general contracting firm, our role is to help owners and their support team (including engineers/accountants/banking/etc) comes to mutually acceptable solution. I see this as a similar situation on this board.

Question #5 — What do you see as the purpose or mission of the role to which you have been appointed? I view my role as a board of director to review the proposals & recommendations of the staff and have active input with staff as to the decisions/policy in question. Also I see myself being fully prepared for the monthly meetings and present in person at all meetings and events. I will not have specific agendas that would disrupt the full board or staff and represent my area of the State in context with the greater good of the whole State.



CONFIRMATION OVERSIGHT COMMITTEE

Acknowledgment of Release of Tax and Criminal Records Information Form

Mich I,	hael Steven King	acknowledge that as part of the
,	(print name)	acknowledge that as part of the
Senate	e Confirmation Oversight Committee process I wi	<u>il</u> l:
9	be subject to a criminal records background investigation; and	estigation by the Kansas Bureau of
•	have my tax records released by the Kansas Dep	partment of Revenue.
Such is	nformation will not be released to the general pub appropriate time by:	olic, but will be made available for review
٠	Myself;	
G	My appointing authority;	
•	Chairperson of the Senate Confirmation Oversig	ht Committee; and
•	The Vice Chair of the Senate Confirmations Ove	rsight Committee.
release	ning the "Authorization and Certification" section ght Committee questionnaire, the Kansas Departm my tax information and the Kansas Bureau of Inval background investigation on me and provide tuals.	nent of Revenue will be authorized to
Signatu	are Guil Leij	12/30/2010 DateForm 08/08



Sec. of St. bar code

STATE OF KANSAS



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.

IDENTIFICATION:	PLEASE TYPE OR PRINT	
King	Michael	S
Last Name	First Name	MI
Peggy Elizabeth King	•	
Spouse's Name	·	
5328 NW 60th, PO Box 543		
Number & Street Name, Apar	tinent Number, Rural Route, or P.O. Box Num	ıber
Hesston, KS 67062	-	tog*
City, State, Zip Code		
(620) 327-2133	(620) 241-309	5
Home Phone Number (include		e Number <i>(include area cod</i>
State Treasurer, Sec Education, or Distri	cretary of State, State Senator, State Representate Attorney);	
2. Appointed Member 3. Appointed State Pos	Office;	thority;

Kansas Legislative Research Department

F-12

Appointments and Confirmations Handbook

C.	OWNED SHIP INTERESTS. 1:
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,
	of a business,
	you must disclose the percentage held. Please insert additional page if necessary to complete this
	section.
	If you have not in a to a second of the seco

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. King Enterprise Group Inc	General Contractor	Stock	98%	MSK
McPherson, KS 67460				
Threefold Land Company LLC	Property Owner	Stock	100%	MSK
McPherson, KS 67460				
3. Private Home - Rental	Rental Property	Held in Trust	100%	PEK
5230 NW 60th Ave, Hesston KS 67062			10078	FLX
4. King Enterprise Group, Inc - 401k	401K	Personal	100%	MSK
Mader & Shannon Wealth Management, KC			100,0	MOIX
5. King Enterprise Group, Inc - Simple IRA	Simple IRA	Personal	100%	MSK
American Century Funds, KC				
6. Eby Roll-over - 401k	401K	Personal	100%	MSK
Mader & Shannon Wealth Management,KC		7 57551121	10074	MOK
7. Peggy E King - 401K	401K	Personal	100%	PEK
Equivest		. Giodita.	10076	FER
8.				
9.				
			į	
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:
2.		
3.		

- E. <u>RECEIPT OF COMPENSATION:</u> 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
I. King Enterprise Group Inc	McPherson, KS	General Contractor
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		THE OF BUSINESS
2.		i .

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	King Enterprise Group, Inc	President	Mike	
	McPherson, KS 67460			
2.	King Enterprise Group, Inc	Director	Peggy	
	McPherson, KS 67460		, 5997	
3.	Threefold Land Company LLC	President	Mike	
	McPherson KS 67460		MIVE	
4.				
5.				
6.				
7.				
8				

G.	RECEIPT OF FEES AND COMMISSIONS: List each client or customer who pays fees or
	commissions to a business or combination of businesses from which fees or commissions you or your
	spouse received an aggregate of \$2,000 or more in the preceding calendar year. The phrase "client or
	customer" relates only to businesses or combination of businesses. In the case of a partnership, it is the
	partner's proportionate share of the business, and hence of the fee, which is significant without regard to
	expenses of the partnership. An individual who receives a salary as opposed to portions of fees or
	commissions is generally not required to report under this provision. Please insert additional page if
	necessary to complete this section.
	If you have nothing to report in Section IICI short have

If you have nothing to report in Section "G", check here \[\sqrt{\sqrt{\chi}} \].

TO THE	NAME OF CLIENT / CUSTOMER	20 T 10 C	ADDRESS	RECEIVED BY
1	·			KOODI FEID ET
2.				
_3. ·				
4.				
5.				
6.				
7.			- · · · · · · · · · · · · · · · · · · ·	
8.				
9.				
10.				
11.				
12,				
13.				

H.	DECLARATION:					
	true, correct and complete statement	, declare that this statement of substantial interests (including any has been examined by me and to the best of my knowledge and belief is a of all of my substantial interests and other matters required by law. It to file this statement as required by law or intentionally filing a false				
12/30	0/2010	Muita				
	Date	Signature of Person Making Statement				

Kansas Legislative Research Department

Topeka, Kansas 66612-1594.

Print Form

Reset Form





National Rifle Association of America

Institute for Legislative Action 11250 Waples Mill Road Fairfax, Virginia 22030-7400

Chairman Pete Brungardt Senate Federal and State Affairs Committee Kansas State Capitol Topeka, KS 66612

Chairman Brungardt,

March 9, 2011

On behalf of the National Rifle Association of America, I would like to express my support for HB 2013. This bill is a necessary fix to an outdated statute that has somehow slipped by and been ignored for far too long. I appreciate Rep. Richard Carlson's willingness to address this issue. While we have known about it for quite a while, there were other pressing issues that needed to be addressed. Now is our time to fix this problem.

A federal law, known as the National Firearms Act, was passed in 1934 that established a limitation on the sale and purchase of long guns such as rifles and shotguns to states sharing contiguous borders. The federal law was amended in 1986 to repeal the requirement of express state authorization for out-of-state purchases and the limitation to contiguous states. For whatever reason, this change in federal law was not addressed or amended into State code.

To summarize what this bill will do is quite simple. The current state statute requires that Kansas citizens can only purchase long guns in states that share a border with Kansas. Kansas firearms dealers (FFL's) can only sell long guns to either Kansas citizens, or citizens of states that share a border with Kansas.

This bill would repeal those sections of code which require such actions and allow Kansas citizen's the freedoms that exist under Federal law with regard to the sale and purchase of long guns.

This committee has a long history of supporting the 2nd Amendment rights of all Kansas citizens and I urge you to again do the same. Please support HB 2013 and repeal these outdated sections of code.

Thank you for your consideration.

Jordan Austin

Kansas State Lobbyist

who all

NRA-ILA





Kansas State Rifle Association P.O. Box 219

Bonner Springs, Kansas 66012-0219

(913) 608-1910 info@ksraweb.org

March 9, 2011

RE:

Senate Federal And State Affairs Committee

House Bill No. 2013 Hearing

Dear Chairman Brungardt and Members of the Committee:

Thank you for allowing me to submit testimony to you as a proponent of HB 2013, An Act repealing KSA 48-1901 through 48-1905; concerning the sale and purchase of certain firearms.

I am the President and Registered Lobbyist for the Kansas State Rifle Association. I speak for our membership which now hedges on 6000 individual members and over 20,000 club members. Several of our members are Federally Licensed Firearms Dealers.

The issue before you has been of strong concern to our membership and we ask that you vote in support of HB 2013 which will repeal an area of Kansas Statute that makes no sense. The repeal of these Statutes will in no way affect the States lawful compliance with Federal Code 18 USC 922(c) and in fact, will bring Kansas law parallel to Federal law.

Kansas law currently restricts the purchase of Rifles and Shotguns at dealers in Kansas to residents of Kansas and residents of states that are contiguous to Kansas. This is not necessary and is more restrictive than current Federal law. The repeal of these statutes will allow for residents of states that are not contiguous to Kansas to purchase Rifles and Shotguns at licensed dealers in Kansas and allow for Kansas residents to purchase guns in states not contiguous to Kansas. Federal law currently allows for this and there is no logical reason for Kansas law to be more restrictive than the Federal law.

There are many reasons why purchases outside of the contiguous states should be allowed for Kansas residents as it is under Federal code. For example, if I was traveling in Texas and should come upon a Rifle or Shotgun that is rare in nature, or of collector value, currently I could not purchase that firearm and would lose the opportunity to add that firearm to my collection. Another circumstance would be in a case where I saw a deal that was bargain pricing, I could not take advantage of that savings. These same situations would apply to those who are visiting Kansas from a non-contiguous state.

Another example would be a person who owns property in Kansas and resides in Kansas for say three months out of the year but their formal residency is a non-contiguous state. They would not be able to make any firearm purchases while in the State of Kansas. This is not only an inconvenience to that temporary resident but also a lost sale for the dealer in Kansas.

The current Statutes that we move to repeal are in no way necessary for the immediate or future preservation of public health, safety or welfare. We believe that the current restriction bares no merit and is an unreasonable restriction where there is no finding of its necessity. We see no obstacle to the repeal of the statutes in question.

Mr. Chairman and members of the Committee, thank you for considering our position in this most important matter. We respectfully ask that you vote in support of HB 2013 and recommend passage by the Senate.

Respectfully Submitted,

President

913-667-3044 Direct Line

913-522-4765 Cell

19

COMMITTEE ASSIGNMENTS

MEMBER: FEDERAL AND STATE AFFAIRS

CHAIRMAN: TAXATION

MEMBER: APPROPRIATIONS

RICHARD CARLSON

REPRESENTATIVE, 61ST DISTRICT HOME ADDRESS: 26810 JEFFREY RD ST. MARYS, KANSAS 66536 785-535-8271 EMAIL: CrOWN_c@fastmail.fm

OFFICE ADDRESS: STATE CAPITOL—274-W TOPEKA, KANSAS 66612 785-296-7660



HOUSE OF
REPRESENTATIVES

March 7, 2011

Senator Pete Brungardt, Chairman, Federal & State Affairs Committee Room 136 E Statehouse

Re: HB 2013 WRITTEN TESTIMONY, ONLY

Mr. Chairman and members,

Thank you for the opportunity to present testimony on behalf of HB 2013. I requested the bill to be drafted as it was apparent the Kansas statutes needed to be revised to reflect current federal BATF regulations.

First, all firearms dealers are required to have a federal firearms license and it is issued by the BATF (Bureau of Alcohol, Tobacco & Firearms). They are required to follow federal regulations even if state statutes should conflict.

The statutes this bill is repealing, require a Kansas licensed dealer to sell a long gun (rifle or shotgun) only to a qualified resident of Kansas, or a qualified resident of a neighboring state. Federal law allows the licensed firearms dealer to sell a long gun to a qualified resident of any state.

I requested Legislative Research to determine if they could find any reason this statute is on our books, and if there are any changes in federal law since the Federal Gun Control of 1968, was enacted. While I do not presume to speak for Legislative research I don't believe they found any conflicts with this bill.

This bill only deals with licensed firearm dealers in Kansas, ability to sell long guns to qualified residents of states that do not border Kansas.

Federal regulations of licensed dealers do not prohibit licensed dealers in any one state to sell to any qualified individual in any other state. This applies to long guns only. There are federal restrictions on licensed dealers selling HAND GUNS to qualified individuals in other states.

Thank you for your favorable consideration of HB 2013.

Sincerely,

Richard Carlson

State Representative 61st dist.

Sn Fed & State Attachment 5