

SENATE BILL No. 354

By Committee on Federal and State Affairs

1-21

AN ACT concerning fire and fire protection; relating to the Kansas fire service training commission; modifying member appointment, compensation and meeting requirements of such commission; amending K.S.A. 76-327a and repealing the existing section.

Be it enacted by the Legislature of the State of Kansas:

Section 1. K.S.A. 76-327a is hereby amended to read as follows: 76-327a. (a) There is hereby created within the university of Kansas a Kansas fire service training commission ~~which~~. *Such commission* shall consist of 12 members ~~which shall include who are residents of Kansas and include:~~

(1) ~~A member representing the Kansas state firefighters association, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state firefighters association;~~

(2) ~~a member representing the Kansas state association of fire chiefs, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state association of fire chiefs;~~

(3) ~~a member representing the Kansas state association of professional fire chiefs, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas state association of professional fire chiefs;~~

(4) ~~a member representing the international association of arson investigators, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the international association of arson investigators;~~

(5) ~~a member representing the Kansas fire marshal's association, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas fire marshal's association;~~

(6) ~~a member representing the Kansas fire educators association, to be selected by the governor who shall consider, but not be limited to, a list of three nominees submitted therefor by the Kansas fire educators association;~~

(7) ~~a member representing the Kansas state council of firefighters, to be selected by the governor who shall consider, but not be limited to, a list~~

1 of three nominees submitted therefor by the Kansas state council of
2 firefighters;

3 ~~(8) a member representing the Kansas community college fire~~
4 ~~training, to be selected by the governor who shall consider, but not be~~
5 ~~limited to, a list of three nominees submitted therefor by the Kansas~~
6 ~~community college fire training;~~

7 ~~(9) a member representing~~

8 *(1) Eight members appointed by the governor as follows:*

9 *(A) One member nominated by the Kansas state firefighters*
10 *association who is a full-time or part-time firefighter employed by a fire*
11 *department;*

12 *(B) one member nominated by the Kansas state firefighters*
13 *association who is a volunteer or paid-per-call firefighter;*

14 *(C) one member nominated by the Kansas state association of fire*
15 *chiefs who is a chief officer of a fire department that employs full-time or*
16 *part-time firefighters;*

17 *(D) one member nominated by the Kansas state association of fire*
18 *chiefs who is a chief officer of a fire department that utilizes volunteer or*
19 *paid-per-call firefighters;*

20 *(E) one member nominated by the Kansas fire marshal's association;*

21 *(F) one member nominated by the Kansas chapter of the*
22 *international association of arson investigators;*

23 *(G) one member nominated by the Kansas state council of*
24 *firefighters; and*

25 *(H) one member nominated by the chairperson of the Kansas fire*
26 *service training commission who represents a Kansas high school,*
27 *community college or technical college that provides firefighter training;*

28 ~~(2) the Kansas state fire marshal, to be selected by the governor who~~
29 ~~shall consider, but not be limited to, a list of three nominees submitted~~
30 ~~therefor by or the Kansas state fire marshal marshal's designee;~~

31 ~~(10) a member representing the Kansas forest service, to be selected~~
32 ~~by the governor who shall consider, but not be limited to, a list of three~~
33 ~~nominees submitted therefor by the Kansas forest service;~~

34 ~~(11) a member representing the Kansas university fire service~~
35 ~~training, to be selected by the governor who shall consider, but not be~~
36 ~~limited to, a list of three nominees submitted therefor by the Kansas~~
37 ~~university fire service training; and~~

38 ~~(12) a member representing~~

39 *(3) the Kansas state forester or the state forester's designee;*

40 *(4) the vice provost of the university of Kansas who oversees the*
41 *operation of the Kansas fire and rescue training institute or the vice*
42 *provost's designee; and*

43 *(5) the executive director of the Kansas board of emergency medical*

1 services board, to be selected by the governor who shall consider, but not
2 be limited to, a list of three nominees submitted therefor by the emergency
3 medical services board or the executive director's designee.

4 (b) ~~Six members initially appointed to a position described in~~
5 ~~subsection (a)~~ *Each member of the commission appointed pursuant to*
6 *subsection (a)(1) shall serve for a two-year term and thereafter the term of*
7 *members appointed to such positions shall be four years. The members*
8 *who shall serve two-year terms shall be chosen by lottery at the first*
9 *commission meeting. The initial two-year terms shall expire on July 1,*
10 *2004 and four-year terms shall expire on July 1, 2006. Vacancies in any*
11 *position shall be filled in the same manner as original appointments or*
12 *until a qualified successor is appointed. Whenever a vacancy occurs in*
13 *any such membership position, a successor shall be appointed in the same*
14 *manner as the original appointment.*

15 (c) (1) ~~The~~ *A chairperson and vice-chairperson* ~~vice chairperson~~ shall
16 be selected by the members of the commission ~~at the first meeting of the~~
17 ~~commission~~ and shall serve for a term of two years. No chairperson shall
18 serve more than two consecutive terms.

19 (2) In the absence or disability of the chairperson, the ~~vice-~~
20 ~~chairperson~~ *vice chairperson* shall exercise all the powers of the
21 chairperson. *In the absence or disability of the chairperson and vice*
22 *chairperson at a regularly scheduled meeting of the commission, if a*
23 *quorum is present at such meeting, the members shall select a member*
24 *from those present to preside over the meeting.*

25 (3) *The chairperson shall preside over regular and special meetings*
26 *of the commission, sign official documents on behalf of the commission*
27 *and represent the commission at various venues and functions as needed.*

28 (d) ~~The Kansas fire service training~~ commission shall meet at least
29 quarterly in each year on dates fixed by the commission. Special meetings
30 may be held upon ~~call~~ notice of the chairperson of the commission or upon
31 petition to the chairperson by not less than seven commission members.
32 The date and place of all special meetings shall be designated in the ~~call~~
33 *meeting notice.*

34 (e) *The members of the commission shall receive mileage, tolls and*
35 ~~parking~~ *serve without compensation. Members who are not state officers*
36 *or employees and who are attending meetings of such commission, or*
37 *attending a subcommittee meeting thereof authorized by such commission,*
38 *shall be compensated as provided in K.S.A. 75-3223(e), and amendments*
39 *thereto, for attendance at any meeting of the commission or any*
40 *subcommittee meeting authorized by the commission.*

41 Sec. 2. K.S.A. 76-327a is hereby repealed.

42 Sec. 3. This act shall take effect and be in force from and after its
43 publication in the statute book.