

MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS.

The meeting was called to order by Chairperson Senator Lana Oleen at 11:10 a.m. on February 17, 2000 in Room 245-N of the Capitol.

All members were present except: Senator Harrington, excused

Committee staff present: Mary Galligan, Legislative Research Department
Russell Mills, Legislative Research Department
Theresa Kiernan, Revisor of Statutes
Judy Glasgow, Committee Secretary

Conferees appearing before the committee: Judge Tracy Klinginsmith
Senator Pugh
James Battese, Prairie Band Potawatomi Police Chief
Terry Scott, Prairie Band Potawatomi Police Dept.
Ron Hein, Indian Nations in Kansas

Others attending: See attached sheet

Chairman Oleen recognized Judge Klinginsmith, Jackson County District Court, who appeared before the committee to provide information on an amendment to **SB 425** which was passed out of the Judiciary Committee and is on the Senate calender. (Attachment 1). Judge Klinginsmith stated that he was offering this amendment to resolve a matter that was occurring before it became a larger problem.

Chairman Oleen encouraged members of the Federal and State Affairs Committee to participate in the trip scheduled on March 1 to visit Fort Leavenworth.

Chairman Oleen opened the hearing on:

SB 543 –Concerning Native American Indian tribal law enforcement officers

Legislative staff gave a brief review of the bill for committee members. Theresa Kiernan stated that this bill would allow tribal officers assisting state, county or city law enforcement agency to have the same powers and duties of such state, county or city agency.

Chairman Oleen recognized Chief Battese, Prairie Band Potawatomi Police Chief, a proponent to **SB 543**. Chief Battese stated that this bill would be a bridge toward cooperation and communication between the State and tribal police officers. He stated that this bill would show the rest of the nation that States and tribes can get along. Chief Battese urged the committee to favorably consider this bill.

Chairman Oleen called on Terry Scott, Officer of the Tribal Police for the Prairie Band Potawatomi Nation. Officer Scott, a proponent of **SB 543**, gave a brief history of the types of training that the officers of the Tribal Police have completed. (Attachment 2). He stated that tribal police basic training is on par with any law enforcement agency in Kansas and that they receive updated training as needed. Officer Scott noted that although the department is only two years old it has a mix of older officers with a great deal of experience and younger officers who need such maturity to guide them in the current career development. Officer Scott stated that tribal police have been requested on occasions to respond to off-reservation incidents to have the same powers and duties wherein a deputy or trooper was not available or needed assistance. He stated that the passage of **SB 543** will provide additional law enforcement assistance if and when it's needed at not cost to the requesting agency. He ask for favorable consideration of **SB 543**.

CONTINUATION SHEET

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MINUTES OF THE SENATE FEDERAL AND STATE AFFAIRS COMMITTEE, Room 245-N
Statehouse, at 11:10 a.m. on February 17, 2000.

Chairman Oleen recognized Ron Hein, representing Indian Nations in Kansas, as a proponent. Mr. Hein stated that Indian Nations in Kansas (INIK) supports **SB 543** which provides for cross deputization under certain circumstances. (Attachment 3) Mr. Hein stated that this bill would be one more step in an ongoing effort to improve relationships and to have better intergovernmental cooperation. Mr. Hein urged the committee to approve **SB 543**

After discussion and question from the committee concerning the liability of the officers Senator Gooch moved to amend the bill to include immunity on line 19. Senator Vratil seconded the motion. The motion passed.

Senator Gooch moved to pass the amended bill favorably to the full Senate. Senator Biggs seconded the motion. The motion carried.

Senator Oleen requested the introduction of a bill by County Clerks concerning number of times delinquent tax notices are mailed. Senator Biggs moved to introduce the bill. Senator Vratil seconded the motion; the motion carried.

Chairman Oleen called the committee's attention to information received by the committee on **SB 322** by the Department of Corrections regarding how other states dealt with some of the issues. After discussion by the committee Senator Biggs moved to amend the bill to include notification by parolee board before the release. Senator Vidricksen seconded the motion. The motion carried.

Senator Vratil moved to amend the bill to limit release to those who commit a non-violent crime. Senator Vidricksen seconded the motion. The motion carried.

Senator Gooch moved to pass amended **SB 322** favorably to the full Senate. Senator Jones seconded the motion. The motion passed.

The meeting adjourned at 12:10 p.m. The next meeting will be February 21, 2000 at 11:00 a.m.