

SENATE BILL No. 402

AN ACT concerning the Kansas criminal justice information system committee; amending K.S.A. 2013 Supp. 74-5701, 74-5702, 74-5703, 74-5704 and 74-5706 and repealing the existing sections.

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

Section 1. K.S.A. 2013 Supp. 74-5701 is hereby amended to read as follows: 74-5701. (a) There is hereby established the Kansas criminal justice information system committee, ~~referred to in this act as the committee~~, to be composed of the following persons or their designated representative: (1) The secretary of administration, ~~who shall serve as chairperson~~; (2) the director of the Kansas bureau of investigation; (3) the superintendent of the Kansas highway patrol; (4) a sheriff as designated by the Kansas sheriff's association; (5) a chief of police as designated by the Kansas association of chiefs of police; (6) the secretary of the Kansas department of corrections; (7) ~~the commissioner of the Kansas juvenile justice authority~~; (8) the judicial administrator of the office of judicial administration; (9) (8) a prosecutor as designated by the Kansas county and district attorneys association; (10) (9) a court administrator or clerk as designated by the Kansas association of district court clerks and administrators; and (11) ~~an administrator or director of a public 9-1-1 communications center as designated by the Kansas 9-1-1 providers association~~ (10) a representative from the Kansas association of public safety communications officials.

(b) *The committee shall elect a chairperson and the secretary of administration shall serve as co-chairperson. The chairperson shall serve for a term of one year. The co-chairperson may cast a vote only in cases of tie votes.*

(c) The committee shall meet, on call of the chairperson, as often as is necessary to carry out the provisions of this ~~act~~ article. Members of the ~~criminal justice information system~~ committee attending meetings of such committee, or attending a subcommittee meeting thereof authorized by such committee, shall be paid subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.

(d) *As used in this article, "committee" means the Kansas criminal justice information system committee.*

Sec. 2. K.S.A. 2013 Supp. 74-5702 is hereby amended to read as follows: 74-5702. (a) The committee shall establish, maintain ~~and~~ upgrade and enhance the criminal justice information system, by adoption, management and enforcement of a minimum standard of computerized data base information exchange, ~~to interconnect each county of the state into a unified electronic information system, with at least one designated outlet or terminal in each county.~~ Such minimum standard of computerized data base information standards shall be established by the committee by ~~rule and regulation~~ rules and regulations and may be changed as technology and system management may require.

(b) *The committee shall make available through funds from K.S.A. 74-5707, and amendments thereto, a connection between each county and the state into a unified electronic information system, if the county meets the standards for use of the connection established by the committee by rules and regulations.*

(c) The committee shall approve substantive changes, *as defined by the committee by rules and regulations*, made by any state agency or other agency to ~~a data base, telecommunications~~ the electronic information exchange format, programming or other facilities accessed by, providing or using service components of; the criminal justice information system before the changes may be implemented. The committee shall report regularly to the criminal justice coordinating council, established by K.S.A. 74-9501, and amendments thereto. The committee shall inform the council and request its comments regarding proposed rules and regulations, policies and standards proposed by the committee and proposed projects which would expand or modify the criminal justice information system or its services.

(d) The committee is authorized to enter into agreements to lease or purchase such facilities and equipment as may be necessary to establish, operate and maintain such electronic information system, *or as needed to accomplish the operations of the committee.* The committee may designate a specific state agency or group of agencies to provide a specific service or group of services to the system. The cost of establishing, maintaining and upgrading such system, except as otherwise provided in this

~~act~~ *article*, shall be paid for from funds appropriated or made available for such purpose by the legislature. The committee is hereby authorized and directed to accept and use any available ~~federal~~ funds for the establishment, *maintenance*, upgrading and operation of the information system.

(e) The chairperson may appoint subcommittees to assist the committee in its operation.

(f) *Within the limits of appropriations therefor, the committee may appoint a director who shall be in the unclassified service of the Kansas civil service act and shall receive an annual salary fixed by the committee.*

Sec. 3. K.S.A. 2013 Supp. 74-5703 is hereby amended to read as follows: 74-5703. The board of county commissioners of each county shall establish, maintain and equip at least one outlet or terminal within the county as part of the statewide information system created under this ~~act~~ *article*. Upon application to and written approval of the committee, additional outlets or terminals may be established within a county by the board of county commissioners of such county or by the governing body of any city within such county. Except as otherwise provided in this ~~act~~ *article*, the cost of establishing and upgrading any such outlet or terminal, including the cost of equipment and the cost of connecting it to the statewide system, shall be paid for by the political subdivision so establishing such outlet or terminal from its general fund. The board of county commissioners of each county and the governing body of any city establishing or upgrading an outlet or terminal under this ~~act~~ *article* are hereby authorized and directed to accept and use any available ~~federal~~ funds for the operation of the *criminal justice* information system.

Sec. 4. K.S.A. 2013 Supp. 74-5704 is hereby amended to read as follows: 74-5704. The committee shall adopt and enforce such rules ~~and~~, regulations *and policies* as are necessary for the establishment, *maintenance*, upgrading and operation of the statewide *criminal justice* information system.

Sec. 5. K.S.A. 2013 Supp. 74-5706 is hereby amended to read as follows: 74-5706. The committee may provide for additional outlets or terminals in any county and for upgrading any outlet or terminal in a county in which there is more than one outlet or terminal. The cost of providing any additional outlet or terminal required under authority of this section and the cost of upgrading any outlet or terminal required under authority of this section shall be paid in accordance with this section as determined by the committee. The committee may determine that the board of county commissioners or the governing body of the city in which any such outlet or terminal is located or to be located shall pay the entire cost thereof, or that the state and such county or city shall share such cost, or that the state shall pay such entire cost. In making such determination the committee is directed to provide that the state shall pay all or part of any costs incurred under this section if the committee is of the opinion that such costs are necessary to maintain or improve the effectiveness of the statewide *criminal justice* information system as a whole.

Sec. 6. K.S.A. 2013 Supp. 74-5701, 74-5702, 74-5703, 74-5704 and 74-5706 are hereby repealed.

Sec. 7. This act shall take effect and be in force from and after its publication in the statute book.

I hereby certify that the above BILL originated in the SENATE, and passed that body

President of the Senate.

Secretary of the Senate.

Passed the HOUSE _____

Speaker of the House.

Chief Clerk of the House.

APPROVED _____

Governor.