

Investigations Division - Fire Investigations

Consequences of Not Funding this Program

Statutory mandate would not be met.

Statutory Basis	Mandatory vs. Discretionary	MOE/Match Rqt.	Priority Level
Specific K.S.A. 31-133, 31-137, 31-138, 31-401, 31-402, 31-403, 31-405, 31-406, 31-157	Mandatory	No	1

Program Goals

A. Of cases investigated by State Fire Marshal, desire a reduction of 10% of total incendiary fires and explosions in Kansas.
 B. Increase the total number of persons arrested/convicted of arson and other related crimes.
 C. Maintain an above “national standard” arson conviction/clearance percentage due to dedicated specialized investigative skilled personnel for fire/explosive investigations.

Program History

Arson is one of the hardest crimes to convict. The national conviction rate for arson is 3%. The State Fire Marshal's program consistently maintains an average conviction rate between 10% and 14% annually. In many arson cases other crimes are present such as murder, burglary, insurance fraud, thefts, domestic disputes, and illicit drug manufacturing. Explosives or incendiary weapons are used in 92% of all mass casualty or terrorist (domestic or international) crimes. The Division provides thorough, effective, efficient, and reliable investigation of any fire, explosion or attempt to cause a fire and/or explosion that occurred within the state. All state fire marshal's investigators are state certified law enforcement officers and they hold an assortment of certifications centered around the investigation of fires and explosions/blasts. The Accelerant Detection Canines (ADC) also hold nationally recognized certifications.

Performance Measures

Outcome Measures	Goal	FY 2019 Actuals	FY 2020 Actuals	FY 2021 Actuals	FY 2022 Previous Est.	FY 2022 Actuals	FY 2023 Est.	FY 2024 Est.	3- yr. Avg.
1. Request for OSFM investigations	A,C	373	367	390	400	413	400	400	390
2. Polygraph examinations	A,B,C	11	14	10	15	6	10	10	10
3. Cost per investigation hour	A,B,C	\$49	\$60	\$54	\$51	\$67	\$61	\$62	\$60
<i>Output Measures</i>									
4. Canine responses	A,B,C	64	78	58	51	77	75	75	71

State Fire Marshal

5. Investigation hours		21,126	18,064	18,004	21,500	15,049	21,500	21,500	17,039
<i>Additional Measures as Necessary</i>									
6. Mileage driven by investigators	A,B,C	191,089	172,697	234,997	285,000	176,242	185,000	185,000	194,645

Funding

<i>Funding Source</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Approved</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
State General Fund	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Non-SGF State Funds	\$1,028,823	\$1,077,332	\$980,860	\$1,118,643	\$1,014,248	\$1,306,586	\$1,324,684	\$1,024,147
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$1,028,823	\$1,077,332	\$980,860	\$1,118,643	\$1,014,248	\$1,306,586	\$1,324,684	\$1,024,147
FTE	12.8	12.8	12.8	12.8	12.8	12.3	12.3	12.8

Investigations Division - Fire Safe Cigarette Program

Consequences of Not Funding this Program

Statutory mandate would not be met.

<u>Statutory Basis</u>	<u>Mandatory vs. Discretionary</u>	<u>MOE/Match Rqt.</u>	<u>Priority Level</u>
Specific K.S.A. 31-601 through 31-613	Mandatory	No	1

Program Goals

A. Reduce the number of fires caused by cigarette misuse.
 B. Increase compliance/reduce violations by cigarette vendors.
 C. Increase cigarette accountability.

Program History

Program provides for the oversight of Fire Safe Cigarettes and the enforcement/compliance of the statutes and regulations. All cigarettes that are sold in the State of Kansas must be certified and approved as limited ignition cigarettes. FY 2014 began the fourth full registration and certification process for the program and the first year for renewals. In FY 2015 the certification process continued, and we began the random testing of brands to ensure the paper meets the standards set out in K.S.A. 31-603.

Performance Measures

<i>Outcome Measures</i>	<i>Goal</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Previous Est.</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
1. Brands holding current certifications	B	1,166	1,226	1,265	1,275	1,060	1,100	1,200	1,184
2. Number of brands certified	C	540	203	709	725	313	55	132	408
3. Safe cigarette testing costs	B	\$24,966	\$11,900	\$0	\$25,000	\$0	\$25,000	\$20,000	\$3,967
<i>Additional Measures as Necessary</i>									
4. Fires caused by smoking	A	217	275	128	280	171	180	180	191
5. Injuries/fatalities worked by OSFM	A	17	19	17	15	41	15	15	26

Funding

<i>Funding Source</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Approved</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
State General Fund	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Non-SGF State Funds	\$24,966	\$11,900	\$0	\$25,000	\$0	\$25,000	\$20,000	\$3,967
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$24,966	\$11,900	\$0	\$25,000	\$0	\$25,000	\$0	
FTE	12.8	12.8	12.8	12.8	12.8	12.3	12.3	12.8

Prevention Division - Plans Review, Inspections, & Enforcement

Consequences of Not Funding this Program

Statutory mandate would not be met.

<u>Statutory Basis</u>	<u>Mandatory vs. Discretionary</u>	<u>MOE/Match Rgt.</u>	<u>Priority Level</u>
Specific K.S.A. 31-133, 31-133a, 31-139, 31-144, 31-146, 31-148, 31-150, 39-925(a), 55-1807 through 55-1813, 65-34, 133, 136, 137, 65-508(b)	Mandatory	No	1

Program Goals

A. Inspection and plans review emphasis on priority occupancies; schools, colleges, universities, nursing homes, hospitals, childcare facilities, hotels/motels and as well as jail and corrections institutions. These occupancies have populations at greatest risk (children, senior citizens, mentally or physically challenged, hospitalized and the incarcerated).

B. Inspection and plans review of facilities where larger numbers of people congregate such as restaurants, assembly areas and multiple family residential buildings.

C. Prioritize inspections and compliance of flammables and combustible fuels due to the potential health and safety dangers they pose to Kansans and the environment. These facilities are considered a security risk as they are recognized as targets for terrorism.

Program History

The fire prevention program reduces the potential impact of fire and explosion hazards where people live, work, and congregate through fire and life safety inspection, code enforcement and public education. The program aids in the reduction of deaths, injuries and property losses that result from fire, explosion, and hazardous materials incidents.

Performance Measures

<i>Outcome Measures</i>	<i>Goal</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Previous Est.</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3- yr. Avg.</i>
1. Field inspection hours-general	A,B	15,186	14,188	12,720	14,992	11,113	12,350	13,585	12,674
2. Code enforcement hours	A,B	2,062	2,842	2,252	2,477	2,437	2,681	2,949	2,510
3. Cost per general inspection	A,B	\$282	\$185	\$267	\$274	\$333	\$391	\$387	\$262
<i>Output Measures</i>									
4. Plans review hours	A,B	3,337	4,044	4,885	5,400	6,130	6,743	7,417	5,020
5. Inspections completed annually-general	A,B, C	7,088	11,323	7,912	8,616	6,300	6,939	7,632	8,512
<i>Additional Measures as Necessary</i>									

State Fire Marshal

6. CMS inspections completed annually - Centers for Medicaid/Medicare (CMS)

A	628	487	421	677	471	518	577	460
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Funding

<i>Funding Source</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Approved</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
State General Fund	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Non-SGF State Funds	\$1,997,096	\$2,097,710	\$2,114,992	\$2,364,208	\$2,098,403	\$2,710,688	\$2,951,666	\$2,103,702
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$1,997,096	\$2,097,710	\$2,114,992	\$2,364,208	\$2,098,403	\$2,710,688	\$0	\$2,103,702
FTE		30.0	30.0	30.0	30.0	31.0	31.0	30.0

Prevention Division - Boiler Safety Program

Consequences of Not Funding this Program

Statutory mandate would not be met.

<u>Statutory Basis</u>	<u>Mandatory vs. Discretionary</u>	<u>MOE/Match Rgt.</u>	<u>Priority Level</u>
Specific K.S.A. 44-913 through 44-930	Mandatory	No	1

Program Goals

- A. Locate and inspect all boilers and pressure vessels; issue certificates.
- B. Identify hazards and code violations, enforce corrections, repairs and/or replacement units.
- C. Review inspection reports of partner companies ensuring compliance of regulations and codes.

Program History

The Boiler Safety Program was transferred to the State Fire Marshal from the Secretary of Labor by the 2013 Legislature. Inspections of boiler units in operation in Kansas are completed to ensure safety requirements are met according to the codes and laws. The agency also inspects all new installations of boilers and unfired pressure vessels in Kansas. Inspection requirements vary by vessel type, some are on a three-year cycle, some are annual, and some are done twice a year. The Office of the State Fire Marshal partners with insurance companies, receiving inspection reports for issuing boiler certifications.

Performance Measures

<i>Outcome Measures</i>	<i>Goal</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Previous Est.</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3- yr. Avg.</i>
1. Boilers/pressure vessels inspected - OSFM	A	3,290	3,377	4,021	4,423	3,842	4,226	4,649	3,747
2. Units with deficiencies	B	1,675	2,073	2,365	2,601	1,699	1,869	2,056	2,046
3. OSFM per inspection cost		\$145	\$154	\$132	\$140	\$132	\$147	\$148	\$139
<i>Output Measures</i>									
4. Certificates issued	A	13,524	11,386	12,069	13,275	11,893	12,063	13,269	11,783
5. Boilers/pressure vessels inspected - Insurance Partners	C	10,982	8,514	10,176	11,093	9,375	10,312	11,343	9,355

Funding

<i>Funding Source</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Approved</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
State General Fund	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Non-SGF State Funds	\$476,547	\$519,361	\$530,423	\$618,874	\$506,822	\$619,587	\$689,070	\$518,869
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

State Fire Marshal

Total	\$476,547	\$519,361	\$530,423	\$618,874	\$506,822	\$619,587	\$0	\$518,869
FTE	8.0	8.0	8.0	8.0	8.0	7.0	7.0	8.0

Prevention Division - Elevator Safety Program

Consequences of Not Funding this Program

Statutory mandate would not be met.

Statutory Basis		Mandatory vs. Discretionary	MOE/Match Rqt.	Priority Level
Specific	2022 HB 2005	Mandatory	No	1

Program Goals

- A. Locate all elevators; issue annual certificates.
- B. Identify hazards and code violations, enforce corrections, repairs and/or replacement of units.
- C. Review inspection reports, ensuring compliance of regulations and codes.

Program History

2022 HB 2005, section 2 through 21, establishes the Elevator Safety Act and the duties of the state fire marshal in relation to safety standards for elevators and licensure requirements for elevator inspection, installation, and repair.

Performance Measures

Outcome Measures	Goal	FY 2019 Actuals	FY 2020 Actuals	FY 2021 Actuals	FY 2022 Previous Est.	FY 2022 Actuals	FY 2023 Est.	FY 2024 Est.	3- yr. Avg.
1. Elevators inspected	A	0	0	0	0	0	6,000	10,000	0
2. Units with deficiencies	B	0	0	0	0	0	60	100	0
3. Per certificate/licensing processing cost		\$0	\$0	\$0	\$0	\$ -	\$12	\$18	0
<i>Output Measures</i>									
4. Certificates issued	A	0	0	0	0	0	5,950	9,900	0

Funding

Funding Source	FY 2019 Actuals	FY 2020 Actuals	FY 2021 Actuals	FY 2022 Approved	FY 2022 Actuals	FY 2023 Est.	FY 2024 Est.	3-yr. Avg.
State General Fund	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Non-SGF State Funds	\$ -	\$ -	\$ -	\$ -	\$ 5,460	\$ 144,984	\$ 321,369	\$ 1,820
Federal Funds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total	\$ -	\$ -	\$ -	\$ -	\$ 5,460	\$ 144,984	\$ 321,369	\$ 1,820
FTE	0.0	0.0	0.0	0.0	0.0	3.0	2.0	0.0

Emergency Response Division - Hazardous Materials Program (Hazmat)

Consequences of Not Funding this Program

Statutory mandate would not be met.

<u>Statutory Basis</u>	<u>Mandatory vs. Discretionary</u>	<u>MOE/Match Rgt.</u>	<u>Priority Level</u>
Specific K.S.A. 31-133, 75-1519	Mandatory	No	1

Program Goals

- A. Maintain the technician level competencies of each of the 9 regional hazmat response teams.
- B. Provide refresher training for each regional team associated with the hazardous materials response program.
- C. Provide technician courses and specialized training in additional areas of expertise to maintain a cadre of qualified team members.

Program History

The Hazardous Materials Response Program has the responsibility to ensure all hazardous materials, weapons of mass destruction, toxic industrial chemicals, and radiological spills, releases, fires and/or explosions are handled quickly and safely with minimal exposure to the citizens of Kansas and minimal threat to lives and property. The expectations of the program have increased since the program's inception, primarily due to events of September 11, 2001. Additional response and training required by the memorandum of understanding with the Kansas Department of Health & Environment (KDHE), the Division of Emergency Management (KDEM) for response to Wolf Creek accidents/incidents, in addition to the requirements of the Biological Research Institute (BRI), and the National Bio and Agro-Defense Facility (NBAF) in Manhattan have contributed to the expanded role of the program.

Performance Measures

<i>Outcome Measures</i>	<i>Goal</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Previous Est.</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
1. Number of students trained	A, B, C	297	240	252	290	266	300	300	253
2. Number of hazmat responses	A, B, C	797	822	819	825	837	825	840	826
3. Cost of classes provided		\$70,355	\$138,326	\$134,265	\$145,500	\$133,255	\$165,000	\$175,000	\$ 135,282
<i>Output Measures</i>									

Funding

<i>Funding Source</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Approved</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
State General Fund	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Non-SGF State Funds	\$294	\$364,151	\$410,395	\$451,882	\$413,176	\$470,695	\$439,903	\$395,907
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0

State Fire Marshal

Total	\$294	\$364,151	\$410,395	\$451,882	\$413,176	\$470,695	\$0	\$395,907
FTE	2.0	2.0	2.0	2.0	2.0	2.0	1.5	2.0

Emergency Response Division - Search and Rescue Program (SAR)

Consequences of Not Funding this Program

Statutory mandate would not be met.

<u>Statutory Basis</u>	<u>Mandatory vs. Discretionary</u>	<u>MOE/Match Rgt.</u>	<u>Priority Level</u>
Specific K.S.A. 31-133, 75-1518, and 75-6102	Mandatory	No	1

Program Goals

- A. Provide refresher training for each task force associated with the program.
- B. Provide position specific courses to maintain qualified task force members.
- C. Provide specialized training in additional areas of expertise.

Program History

The Search and Rescue Program is a relatively new program for OSFM that began in FY 2016. The legislation gives the state fire marshal authority to enter into contracts to establish regional search and rescue teams to provide a response to search and rescue incidents. The program provides a coordinated response to man-made and/or natural disasters; bringing relief to affected communities by providing search and rescue, medical support, damage assessment and other humanitarian assistance throughout the state of Kansas. When called upon and approved to do so, these regional teams can and will also deploy outside of the state's jurisdiction to provide these same services across the nation.

Performance Measures

<i>Outcome Measures</i>	<i>Goal</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Previous Est.</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
1. Number of students trained	A, B, C	242	293	238	250	249	250	275	260
2. Number of SAR responses	A, B, C	725	694	705	700	713	725	750	704
3. Cost of classes provided		\$161,905	\$70,930	\$70,100	\$140,000	\$71,400	\$145,000	\$150,000	\$70,810
<i>Output Measures</i>									

Funding

<i>Funding Source</i>	<i>FY 2019 Actuals</i>	<i>FY 2020 Actuals</i>	<i>FY 2021 Actuals</i>	<i>FY 2022 Approved</i>	<i>FY 2022 Actuals</i>	<i>FY 2023 Est.</i>	<i>FY 2024 Est.</i>	<i>3-yr. Avg.</i>
State General Fund	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Non-SGF State Funds	\$350,472	\$433,795	\$151,690	\$361,649	\$241,623	\$358,960	\$397,272	\$275,703
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$350,472	\$433,795	\$151,690	\$361,649	\$241,623	\$358,960	\$397,272	\$275,703
FTE	2.0	2.0	2.0	2.0	2.0	2.0	2.0	2.0