

Journal of the Senate

THIRTY-THIRD DAY

SENATE CHAMBER, TOPEKA, KANSAS
Thursday, March 3, 2016, 2:30 p.m.

The Senate was called to order by President Susan Wagle.
The roll was called with 36 senators present
Senators Holland, Kerschen, McGinn and Powell were excused.
Invocation by Reverend Cecil Washington, Jr.:

Heavenly Father, God of ALL wisdom and UNFAILING love; would You now share fresh measures of Your limitless attributes with us? We are limited, needy creatures. Help us to discern, to absorb and to be reflections of Your wisdom and Your love. As You bring us together in these chambers, would You bring us together in Your Spirit? We need Your Spirit of Wisdom, Unity and Love to prevail...not just as a thought to put into this prayer, but as a principle to put into practice. And Lord, we're asking for this in harmony with Your will. It is for Your glory, for our good and the good of those we're responsible for. And according to 1 John 4:15, You promised to hear and answer when we pray that way. So, Lord, we look forward to the emergence and realization of Your blessings...today, tomorrow and on into the future. Again Lord, I thank You for hearing this prayer, and gratefully anticipate the future. In Jesus' Name, Amen.

The Pledge of Allegiance was led by President Wagle.

POINT OF PERSONAL PRIVILEGE

Senators Tyson and Baumgardner rose on a Point of Personal Privilege to recognize several Armed Forces veterans whom have been actively involved in working with veterans suffering from Post Traumatic Stress Disorder. Specifically honored was Norman Holle who has worked with over 845 veterans suffering from PTSD.

Guests introduced were Norman Holle, Carolyn Holle, Dee Martin, Mike Martin, Becky Golba, Chuck Golba and Alan Olsen.

The senators honored the guests with a standing ovation..

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 479, AN ACT concerning crimes, punishment and criminal procedure; relating to firearms, unlawful possession thereof; amending K.S.A. 2015 Supp. 21-6301 and repealing the existing section, by Committee on Federal and State Affairs.

SB 480, AN ACT concerning crimes, punishment and criminal procedure; relating to conditions of parole or postrelease supervision; search and seizure; amending K.S.A.

2015 Supp. 22-3717 and repealing the existing section, by Committee on Federal and State Affairs.

SB 481, AN ACT concerning the Kansas sexually violent predator act; relating to restrictions on location of transitional release or conditional release facilities or buildings; amending K.S.A. 2015 Supp. 59-29a11 and repealing the existing section, by Committee on Federal and State Affairs.

SB 482, AN ACT concerning crimes, punishment and criminal procedure; relating to expungement; arrest records; amending K.S.A. 2015 Supp. 22-2410 and repealing the existing section, by Committee on Federal and State Affairs.

SB 483, AN ACT concerning the uniform controlled substances act; relating to substances included in schedules I, III and IV; amending K.S.A. 65-4127e and K.S.A. 2015 Supp. 65-4105, 65-4109 and 65-4111 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 484, AN ACT concerning tribal-state compacts; approving a compact between the Prairie Band Potawatomi Nation and the state of Kansas; relating to cigarette and tobacco sales, taxation and escrow collection, by Committee on Federal and State Affairs.

SB 485, AN ACT concerning tribal-state compacts; approving a compact between the Iowa Tribe of Kansas and Nebraska and the state of Kansas; relating to cigarette and tobacco sales and taxation, by Committee on Federal and State Affairs.

SB 486, AN ACT concerning civil rights; amending the Kansas act against discrimination; amending K.S.A. 44-1001 and 44-1009 and K.S.A. 2015 Supp. 44-1002 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 487, AN ACT concerning open meetings; relating to justifications for closed or executive meetings; amending K.S.A. 2015 Supp. 75-4319 and repealing the existing section, by Committee on Ways and Means.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Corrections and Juvenile Justice: **HB 2460, HB 2463, HB 2464.**

Education: **HB 2622.**

Ethics and Elections: **HB 2558.**

Financial Institutions and Insurance: **HB 2632.**

Judiciary: **HB 2502, HB 2696.**

Public Health and Welfare: **HB 2615.**

Transportation: **Sub HB 2473; HB 2522, HB 2563, HB 2643.**

CHANGE OF REFERENCE

The President withdrew **HB 2516, HB 2567** from the Committee on **Education**, and referred the bills to the Committee on **Federal and State Affairs**.

COMMUNICATIONS FROM STATE OFFICERS

January 29, 2016

Department of Health and Environment

Secretary and State Health Officer, Susan Mosier, submitted the FY 2015 report of the Pregnancy Maintenance Initiate program.

President Wagle announced this report is on file in the office of the Secretary of the Senate and is available for review at any time.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Faust-Goudeau and Petersen introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1772—

A RESOLUTION recognizing Addison's Army Against Melanoma for its work educating and spreading awareness about melanoma skin cancer.

WHEREAS, During the summer of 2011, both Briana Cox and her newborn second child, Addison, were diagnosed with stage IV melanoma skin cancer. In a rare occurrence, the cancer had passed from mother to daughter during pregnancy. Briana lost her life to melanoma on February 12, 2012, at the age of 33, and was followed by Addison on August 8, 2013. Addison's Army Against Melanoma was formed to continue Briana's dream of fighting against melanoma skin cancer through education, advocacy and prevention; and

WHEREAS, Addison's Army Against Melanoma was formed by the following members: James Cox (President and Co-Founder); Kimberly Rubio (Vice-President and Co-Founder); Jessica Edgerle (Board Member); Elisha Snell (Board Member); Sarah Stotler (Secretary); and Gabriella Westfall (Treasurer); and

WHEREAS, Melanoma is the most dangerous type of skin cancer and the leading cause of death from skin disease. In addition to the surface of the skin, melanoma can also metastasize to organs, systems and structures in the body. However, melanoma can often be found early through monthly self-examinations of moles and routine cancer-related checkups by doctors or other health care professionals; and

WHEREAS, Three years ago, Addison's Army Against Melanoma started its Coloring Book Campaign, which is designed to bring the melanoma awareness message to young kids in Wichita, Kansas area schools. It teaches students, in an age-appropriate way, how to protect themselves against the dangers of sun exposure. Addison's Army started this program with 500 coloring books in just one school. Within three years, the project grew to over 40,000 coloring books in over 100 schools; and

WHEREAS, In both 2014 and 2015, Addison's Army Against Melanoma received a \$25,000 Excellence in Education grant from State Farm Insurance to help double the number of coloring books in Kansas schools: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we recognize Addison's Army Against Melanoma for its work educating and spreading awareness about melanoma skin cancer; and

Be it further resolved: That the Secretary of the Senate shall send enrolled copies of this resolution to James Cox, Kimberly Rubio, Jessica Edgerle, Elisha Snell, Sarah Stotler, Gabriella Westfall and Senator Faust-Goudeau.

On emergency motion of Senator Faust-Goudeau **SR 1772** was adopted unanimously.

Guests introduced were Becky Stewart, Koby Herbst, Jessica Edgerle, Sarah Stotler, Katie Owen, Kimberly Rubio, Rose Rosales, Crystal Apsley, Michelle Rodriguez and Nikolas Rodriguez.

The senators honored the guests with a standing ovation.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **SB 459** be amended on page 3, following line 13, by inserting:

"Sec. 3. K.S.A. 2015 Supp. 31-504 is hereby amended to read as follows: 31-504. (a) The owner of any display fireworks storage facility shall obtain a storage site permit from the state fire marshal for permanent or temporary storage. Storage permits are not required for day boxes used at a display site.

(b) A storage site permit shall be valid for a period of four years. ~~The No~~ fee for a storage site permit shall ~~not be less than \$25 or more than \$75 be charged.~~";

Also on page 3, in line 14, by striking "and" and inserting a comma; also in line 14, after "31-503" by inserting "and 31-504";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking the first "and" and inserting a comma; also in line 2, after "31-503" by inserting "and 31-504"; and the bill be passed as amended.

Also, **SB 443** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

On motion of Senator Bruce, the senate adjourned pro forma until 8:00 a.m. March 04, 2016.

ROSE MARIE GLATT, CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*
COREY CARNAHAN, *Secretary of the Senate.*

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