

Journal of the Senate

FIRST DAY

SENATE CHAMBER, TOPEKA, KANSAS
Monday, January 8, 2001—2:00 p.m.

In accordance with the provisions of the Constitution of the State of Kansas and K.S.A. 46-142(d), the 2001 Session of the Kansas Legislature was called to order by Secretary of State Ron Thornburgh.

Secretary Thornburgh introduced the Rev. Fred S. Hollomon, Pastor of the Highland Park Southern Baptist Church, Topeka, Kansas, who will again serve as the Senate Chaplain, and delivered the following invocation:

Heavenly Father,

The silent moment we just had
Should help all agree
We may be called the Senate,
But we're also family.

We gather for reunions
For three months every year.
We live in forty districts;
We come from far and near.

When I say we are a family,
I don't mean we live in peace.
Just like any family
Arguments never cease.

We argue and we disagree,
We become offended.
Especially when our favorite bill
Is radically amended!

Our tempers can get very hot,
Regardless of cold weather.
But when one of us is hurting,
We always come together.

So remind us, Lord, in days ahead
When we violently disagree;
No matter how we look to others,
We're still a family!

I pray in the Name of Christ,

AMEN

Secretary Thornburgh appointed Pat Saville to serve as temporary Secretary of the Senate until such time as a permanent secretary is appointed.

Secretary Thornburgh requested the reader to call the roll of the Senate from the certified list of members-elect as submitted by the Secretary of State and recorded in the preorganizational meeting of December 4, 2000.

Thirty-nine members-elect were present.
Senator Gilstrap was excused.

Secretary Thornburgh introduced the Honorable Kay McFarland, Chief Justice of the Kansas Supreme Court, who administered the Oath of Office to the newly elected senators.

OATH OF OFFICE

STATE OF KANSAS, COUNTY OF SHAWNEE, ss:

We, and each of us, do solemnly swear or affirm that we will support the constitution of the United States and the constitution of the state of Kansas, and faithfully discharge the duties of the office of Senator of the state of Kansas. So help us God.

District	District
01 Edward W. Pugh	22 Lana Oleen
02 Sandy Praeger	23 Karin Brownlee
03 Bob Lyon	24 Pete Brungardt
04 David Haley	25 Jean Schodorf
06 Chris Steineger	26 Nancey Harrington
07 David Adkins	27 Leslie D. Donovan, Sr.
08 Barbara P. Allen	28 Paul Feleciano, Jr.
09 Kay O'Connor	29 U. L. Rip Gooch
10 Nick Jordan	30 Susan Wagle
11 John L. Vratil	31 Christine Downey
12 Robert Tyson	32 Greta H. Goodwin
13 Jim Barone	33 Ruth Teichman
14 Dwayne Umbarger	34 Dave Kerr
15 Derek Schmidt	35 Jay Emler
16 David R. Corbin	36 Janis K. Lee
17 James A. Barnett	37 Larry D. Salmans
18 Dave Jackson	38 Tim Huelskamp
19 Anthony Hensley	39 Stephen R. Morris
20 Lynn Jenkins	40 Stan Clark
21 Mark Taddiken	

Subscribed and sworn to, before me this 8th day of January, 2001.

KAY MCFARLAND
Chief Justice of the Supreme Court

CAUCUS REPORTS

The majority and minority caucus reports were submitted and read:

Majority Party Caucus
December 4, 2000

Mr. Chairperson:

The members-elect of the majority party of the Senate have met and caucused as required by K.S.A. 46-142, and:

(a) Nominate as their candidates for the following offices for the next ensuing four years:

- (1) President of the Senate, Dave Kerr
- (2) Vice President of the Senate, Sandy Praeger

(b) Select the following caucus or party officers:

- (1) Majority Leader, Lana Oleen
- (2) Assistant Majority Leader, Les Donovan
- (3) Assistant Majority Leader/Whip, Dwayne Umbarger

(c) Select the following named members of the Committee on Organization,

Calendar and Rules:

- Position No. 1, Nick Jordan
- Position No. 2, Steve Morris
- Position No. 3, Dwayne Umbarger
- Position No. 4, John Vratil
- Position No. 5, Dave Corbin
- Position No. 6, Stan Clark

Dave Kerr
 Chairperson
Majority Party Caucus

Minority Party Caucus
 December 4, 2000

Mr. Chairperson:

The members-elect of the minority party of the Senate have met and caucused as required by K.S.A. 46-142, and have selected the following caucus or party officers:

- (a) Democratic Leader, Anthony Hensley
- (b) Assistant Democratic Leader, Janis Lee
- (c) Agenda Chair, Jim Barone
- (d) Caucus Chair, Chris Steineger
- (e) Minority Whip, Christine Downey

Paul Feleciano, Jr.
 Chairperson
Minority Party Caucus

Secretary Thornburgh proceeded with the business of the election of officers of the Senate.

In compliance with the Majority Caucus Report, Senator Oleen placed in nomination the name of Senator Dave Kerr for the office of President of the Senate. Senator Hensley seconded the nomination. After inquiry by the chairperson, there being no other nominations, the nominations ceased and Senator Kerr was elected by acclamation.

Senator Oleen then placed in nomination the name of Senator Sandy Praeger for the office of Vice President of the Senate. Senator Hensley seconded the nomination. After inquiry by the chairperson, there being no other nominations, the nominations ceased and Senator Praeger was elected by acclamation.

Secretary Thornburgh requested Senators Oleen and Hensley to escort the newly elected President and Vice President to the front of the Senate Chamber, where Chief Justice McFarland administered the Oath of Office.

OATH OF OFFICE

We, and each of us, do solemnly swear that we will support the constitution of the United States and the constitution of the State of Kansas, and faithfully discharge the duties of our respective offices in the Kansas State Senate.

DAVE KERR, *President*
 SANDY PRAEGER, *Vice President*

Subscribed and sworn to, before me the 8th day of January, 2001.

KAY MCFARLAND
Chief Justice of the Supreme Court

Secretary Thornburgh passed the gavel to President Kerr.

REMARKS BY PRESIDENT KERR

On behalf of my fellow senators, I thank Chief Justice McFarland for her assistance in today's ceremony. I also want to recognize and thank the many family members and friends present today without whom most of us would not or could not be here.

I am greatly honored to have been elected President of the Kansas Senate. In executing the duties of this office, I will seek your help, your guidance and your considerable patience. Abraham Lincoln once said, "Nearly all men can stand adversity, but if you want to test a man's character, give him power."

I am well aware that any power vested in this position exists only because you and the people of Kansas have chosen to make it so. Any misuse or abuse of that power and it will be quickly dissipated.

Since the Session of 1869, many talented and articulate people have labored in these lovely Senate chambers providing democratic, representative government for our state. In order for this group of forty to be remembered by those who follow us as truly exceptional, much will be demanded of us. We will begin each day with a prayer in the expectation that the almighty will guide our words and deeds. We will end each day with the announcement that we will meet again on the morrow in the hope that each successive day will be still more productive and beneficial to our constituents.

So it will be for the next 89 days. Perhaps it might be helpful to keep in mind this additional admonition from President Lincoln. "You cannot bring about prosperity by discouraging thrift. You cannot strengthen the weak by weakening the strong. You cannot help the wage earner by pulling down the wage payer. You cannot further the brotherhood of man by encouraging class hatred. You cannot build character and courage by taking away man's initiative and independence. You cannot help men permanently by doing what they could and should do for themselves."

REMARKS BY MINORITY LEADER HENSLEY

Thank you, Mr. President. I want to express my appreciation to our chaplain Fred Holloman for observing a moment of silence for our friend and colleague, the late Janice Hardenburger, and for his condolences to the Mark Gilstrap family on the death of Mark's mother.

In the preparation for any new term, there are always very difficult challenges. The greatest challenge for me was scraping off from my front windshield my old parking sticker to be replaced with my new one!

Mr. President, on behalf of the minority party, I congratulate you, the Vice President, the Majority Leader, and the other elected leadership of the majority party.

Also on behalf of the minority party, I want to say we look forward to working with all of the members of the majority party. We pledge cooperation but know that there will be those times when we will disagree.

The members of the minority party also want to congratulate and welcome the new members of the Kansas State Senate - both those of you who have been elected for the first time to the Kansas Legislature, and those of you who came over from serving in the Kansas House of Representatives.

Mr. President, for me, the beginning of this session marks a special anniversary in my legislative tenure. This is the beginning of my 25th session.

My tenure is surpassed only by the Senator from Segwick, the dean of the Legislature, Senator Paul Feleciano, who begins his 29th session.

I point this out not to boast, or to lecture you on the pros and cons of legislative term limits, but to recognize that whether this is your first or 25th session, what we did here today is still a very exciting and awesome experience for us and for our families as well.

And, even more exciting and awesome is that now we take on a great responsibility. We have been entrusted by the people of our district to represent them in this great legislative body.

The margin between the majority and minority was determined by the results of the November 7th election. It goes without saying for Democrats in Kansas, those results were very disappointing.

We put our time and effort into the campaigns because we believe that a competitive two-party system of government is good for the political process and good for the people of Kansas. And there were a lot of good citizens who put their name and reputation on the line to run for state senate on the Democratic ticket.

But, now that the election is over, and oaths have been administered, we begin the legislative process of debating and deciding public policy. That debate and those decisions will be very important and will focus on a multitude of issues ranging from the quality of our water, to how we fund our schools, to how we draw the lines for our Congressional and legislative districts.

An institution such as this Senate is guided by basic principles, and I am reminded that a member of Congress once stated: "Basic principles must endure if we are to have an effective institution, and chief among these is the belief that the principle of minority rights is equal in dignity and in importance and in no way subservient to the principle of majority rule."

That Congressman was the former Republican Minority Leader Bob Michel of Illinois when he made a similar speech on the first day of a new term.

I am also reminded by what President Bond said on this very day four years ago, "We labor under a set of rules and tradition that call us to treat each other with respect and courtesy even when we strongly disagree."

Mr. President, the members of the minority party pledge our respect for the basic principle of majority rule. In return, we ask for your respect for our role and rights in this process.

Thank you, Mr. President.

INTRODUCTION OF GUESTS

President Kerr introduced Dr. Chuck Allred, President of the Kansas Academy of Family Physicians. Dr. Allred is currently the Program Director of the Smoky Hill Family Practice Residency Program in Salina. The Academy sponsors the doctor of the day program and provides daily assistance for health concerns in the Capitol during the session.

Also recognized were Jim Woods, Sgt.-at-Arms; Pat Saville, Secretary of the Senate; and from the Kansas Highway Patrol Captain Larry Fox and 2nd Lt. Don Cackler

Introduced as the new reader was Becky Schroeder, a third year law student at Washburn University.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

On emergency motion of Senator Oleen, **SR 1801** by Senators Kerr, Praeger and Hensley as follows, was introduced and adopted by voice vote:

SENATE RESOLUTION No. 1801—

A RESOLUTION relating to the organization of the Senate.

Be it resolved by the Senate of the State of Kansas: That the Secretary of the Senate notify the House of Representatives that the Senate is organized with the following officers:

Dave Kerr, president,
Sandy Praeger, vice president,
Lana Oleen, majority leader,
Anthony Hensley, minority leader,
Pat Saville, secretary,
Jim Woods, sergeant at arms,

and awaits the pleasure of the House of Representatives.

On emergency motion of Senator Oleen, **SR 1802** by Senators Kerr, Praeger and Hensley as follows, was introduced and adopted by voice vote:

SENATE RESOLUTION No. 1802—

A RESOLUTION relating to assignment of seats of the Senate.

Be it resolved by the Senate of the State of Kansas: That the permanent seats of the Senate are hereby assigned as follows: Adkins 23, Allen 14, Barnett 16, Barone 35, Brownlee 32, Brungardt 31, Clark 6, Corbin 5, Donovan 13, Downey 39, Emler 26, Feleciano 36, Gilstrap 34, Gooch 28, Goodwin 40, Haley 27, Harrington 25, Hensley 37, Huelskamp 24, Jackson 10, Jenkins 11, Jordan 7, Kerr 2, Lee 38, Lyon 21, Morris 3, O'Connor 15, Oleen 1, Praeger

4, Pugh 18, Salmans 30, Schmidt 22, Schodorf 8, Steineger 33, Taddiken 29, Teichman 17, Tyson 12, Umbarger 9, Vratil 20 and Wagle 19.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolutions were introduced and read by title:

SB 1. An act relating to sales taxation; concerning the taxation of certain services provided by telecommunications companies; amending K.S.A. 2000 Supp. 79-3603 and repealing the existing section, by Special Committee on Assessment and Taxation.

SB 2. An act concerning certain parallel electric generation services; amending K.S.A. 66-1,184 and repealing the existing section, by Special Committee on Utilities.

SB 3. An act establishing certain requirements for certain purchases of motor-vehicle fuels for state motor vehicles, by Special Committee on Utilities.

SB 4. An act establishing certain requirements for certain purchases of diesel fuels for state motor vehicles, by Special Committee on Utilities.

SB 5. An act concerning the Kansas higher education coordination act; revising the definition of postsecondary educational institution; amending K.S.A. 2000 Supp. 74-3201b and repealing the existing section, by Legislative Educational Planning Committee.

SB 6. An act concerning the state board of regents; relating to the exercise of its powers, duties and functions with respect to the community colleges; amending K.S.A. 2000 Supp. 74-3202c and repealing the existing section, by Legislative Educational Planning Committee.

SB 7. An act concerning the state board of education; affecting the powers and duties thereof; amending K.S.A. 72-7513 and repealing the existing section, by Legislative Educational Planning Committee.

SB 8. An act concerning Washburn university; relating to determination of operating grant entitlements; amending K.S.A. 2000 Supp. 72-6503 and repealing the existing section; also repealing K.S.A. 2000 Supp. 72-6503a, by Legislative Educational Planning Committee.

SB 9. An act concerning school districts; relating to review of curriculum standards in certain core academic areas; amending K.S.A. 2000 Supp. 72-6439 and repealing the existing section, by Special Committee on Preschool and K-12 Matters.

SB 10. An act concerning postsecondary educational institutions; relating to the identification, selection and approval of core indicators of quality performance; amending K.S.A. 2000 Supp. 71-801, 74-3202c and 74-3202d and repealing the existing sections, by Legislative Educational Planning Committee.

SB 11. An act concerning vocational education; relating to supervision of the administration of programs by local educational agencies; amending K.S.A. 2000 Supp. 72-4408 and 72-4412 and repealing the existing sections, by Legislative Educational Planning Committee.

SB 12. An act concerning taxation; authorizing subtraction from federal adjusted gross income of certain pension and retirement benefits; amending K.S.A. 2000 Supp. 79-32,117 and repealing the existing section, by Legislative Educational Planning Committee.

SB 13. An act concerning certain cereal malt beverage and liquor licensees; relating to certain fees; amending K.S.A. 41-317, 41-326, 41-331, 41-334, 41-507, 41-2607, 41-2629 and 41-2702 and repealing the existing sections, by Special Committee on Federal and State Affairs.

SB 14. An act concerning mediation; relating to disputes which may be ordered to mediation; relating to certain costs of mediation; amending K.S.A. 44-817 and K.S.A. 2000 Supp. 5-509 and 5-516 and repealing the existing sections, by Special Committee on Federal and State Affairs.

SB 15. An act concerning state moneys; relating to the remittance of moneys to the state treasurer; amending K.S.A. 2-220, 2-427, 2-1425, 2-2128, 2-2212, 2-2440e, 2-2478, 2-2814, 2-3317, 8-267, 8-280, 8-1333, 8-2418, 8-2425, 9-1917, 9-1918, 12-2623, 17-1271, 17-2206a, 17-2236, 17-2265, 17-5610, 17-5701, 17-7508, 17-7515, 20-156, 20-1a01, 20-1a02, 20-1a03, 20-213, 20-2801, 21-4610a, 22-4526, 25-4006, 25-4119a, 25-4119f, 25-4145, 25-4152, 25-4180, 25-4181, 25-4305, 28-172b, 31-133a, 31-134, 31-159, 32-854, 32-877, 32-984, 32-991, 32-993, 32-1047, 32-1173, 34-101, 36-512, 36-515b, 38-2009, 39-757, 39-784, 39-936, 39-1210, 40-112, 40-223, 40-1706, 40-2120, 40-2251, 40-2305, 40-2306, 40-2809, 40-2906a,

40-3016, 40-3118, 40-3213, 40-3421, 41-317, 41-328, 41-347, 41-501, 41-2606, 41-2622, 41-2645, 41-2702, 44-324, 44-411, 44-532, 44-566a, 44-570, 44-575, 44-587, 44-712, 44-714, 44-806a, 44-812, 44-926, 44-1019, 44-1506, 44-1512, 45-107, 45-116, 46-237a, 46-265, 46-280, 46-288, 46-802, 46-1118, 46-1121, 46-1207a, 46-1503, 47-417a, 47-437, 47-504, 47-624, 47-672, 47-820, 47-842, 47-1008, 47-1011, 47-1011a, 47-1218, 47-1503, 47-1721, 47-1805, 47-1809, 47-1831, 47-2101, 48-272, 48-273, 48-942, 48-1613, 48-1623, 48-3108, 48-3302, 49-420, 49-428, 50-1005, 53-104, 55-176, 55-609, 55-711, 55-901, 55-1204, 55-1207, 58-3074, 58-4107, 59-901, 60-306, 65-102a, 65-157, 65-171e, 65-171v, 65-1,109a, 65-245, 65-6a45, 65-6a56, 65-6b10, 65-770, 65-1718, 65-1817a, 65-1926, 65-2011, 65-2015, 65-2855, 65-2863a, 65-28,121, 65-2911, 65-3023, 65-4216, 65-4415, 65-4437, 65-4514, 65-5002, 65-5309, 65-5413, 65-5513, 65-5708, 66-1,155, 68-173, 68-413, 68-423a, 68-1139, 72-1387, 72-2148, 72-4432, 72-4442, 72-4463, 72-6418, 72-6505, 72-7080, 72-7528, 72-9705, 74-504e, 74-617, 74-715, 74-1108, 74-1109, 74-1110, 74-1405, 74-1503, 74-1609, 74-2117, 74-2445, 74-3267a, 74-3903, 74-4551, 74-5055, 74-5619, 74-5805, 74-6708, 74-7010, 74-7039, 74-7317, 74-7506, 74-8821, 74-8824, 74-8826, 74-8827, 74-8835, 75-420, 75-433, 75-436, 75-438, 75-441, 75-706, 75-750, 75-1119b, 75-1513, 75-1514, 75-2250, 75-2251, 75-2253, 75-2254, 75-2562, 75-2701, 75-2705, 75-2728, 75-3320, 75-3345, 75-3728b, 75-3747, 75-3768, 75-37,118, 75-4201, 75-4214, 75-4215, 75-4603, 75-4614, 75-46a05, 75-4704a, 75-5039, 75-5049, 75-5132, 75-5289, 75-52,136, 75-5397a, 75-5533, 75-5662, 75-5733, 75-6210, 75-6513, 75-6605, 75-7033, 76-116e, 76-168, 76-326b, 76-376, 76-385, 76-466, 76-509, 76-518, 76-6a06, 76-762, 76-1201c, 76-12a08, 76-12a10, 76-12a15, 76-1302a, 76-1409a, 76-17a11, 76-17c01a, 76-1906, 76-1939, 76-1953, 76-2056, 76-2101a, 76-2201a, 76-2614, 77-138, 77-165, 77-430, 77-431, 79-6a04, 79-6a10, 79-1112, 79-1124, 79-3095, 79-32,105, 79-3303, 79-3311, 79-3387, 79-3454, 79-3495, 79-4108, 79-41a03, 79-4227, 79-5117, 79-5211, 82a-212, 82a-731, 82a-952, 82a-954, 82a-1206, 82a-1216, 82a-1315a, 82a-1315c, 82a-1408, 82a-1413, 82a-1503, 83-214, 83-302, 83-402, 83-501 and 83-502 and K.S.A. 2000 Supp. 1-204, 2-205, 2-225, 2-1011, 2-1012, 2-1205, 2-1421a, 2-2464a, 2-2507, 2-2911, 2-3315, 8-116a, 8-132, 8-143g, 8-145, 8-146, 8-1,101, 8-1,112, 8-241, 8-255, 8-1008, 8-1911, 8-2110, 9-1111b, 9-1135, 9-1703, 9-1803, 9-1804, 9-2107, 9-2108, 12-1694, 12-1698, 12-2539, 12-4116, 12-4117, 13-13a38, 16a-2-302, 17-7509, 19-4707, 20-166, 20-1a04, 20-1a11, 20-350, 20-362, 20-367, 21-3851, 22-4504, 22-4529, 23-108a, 48-3303, 49-622, 55-155, 55-164, 55-180, 55-427, 55-443, 58-2011, 58-3066, 58-4118, 65-163, 65-166a, 65-1,205, 65-505, 65-519, 65-526, 65-708a, 65-750, 65-1436, 65-1526, 65-1657, 65-1658, 65-1951, 65-1954, 65-2418, 65-3415a, 65-3415b, 65-3424b, 65-3424d, 65-3424k, 65-3431, 65-34,117, 65-34,145, 65-34,146, 65-34,150, 65-34,151, 65-3503, 65-4610, 65-5913, 65-6128, 65-6129, 65-6129b, 65-6512, 65-6809, 65-6910, 66-1,139, 66-1,139a, 66-1a01, 66-1503, 68-2096, 72-979, 72-4530, 72-4939, 72-6441, 73-1231, 74-534, 74-1106, 74-2022, 74-2124, 74-2704, 74-3256, 74-3272a, 74-3298, 74-32,107, 74-32,119, 74-32,138, 74-5005, 74-5074, 74-5086a, 74-5091, 74-50,108, 74-50,156, 74-5204, 74-7009, 74-7325, 74-7334, 74-8203, 74-8711, 74-8813, 74-8815, 74-8818, 74-8822, 74-8823, 74-8836, 74-8927, 74-8929, 74-9808, 75-715, 75-7b23, 75-1308, 75-2256, 75-2265, 75-2534, 75-3352, 75-3365, 75-3683, 75-3765, 75-5048, 75-5282, 75-5542, 75-5670, 75-7021, 79-15,112, 79-15,116, 79-3391, 79-3408c, 79-3425, 79-3491a, 79-34,104, 79-34,126, 79-3620, 79-3710, 79-4710, 79-4713, 79-5303 and 82a-1315b and repealing the existing sections, by Legislative Budget Committee.

SB 16, An act concerning the Kansas code for care of children; relating to temporary custody hearing; amending K.S.A. 38-1543 and repealing the existing section, by Joint Committee on Corrections and Juvenile Justice Oversight.

SB 17, An act concerning retirement; relating to the Kansas public employees retirement system and systems thereunder; death benefits; amending K.S.A. 2000 Supp. 74-4989 and repealing the existing section, by Joint Committee on Pensions, Investments and Benefits.

Senate Concurrent Resolution No. 1601—

By Senators Kerr, Oleen and Hensley

A CONCURRENT RESOLUTION relating to a committee to inform the governor that the two houses of the legislature are duly organized and ready to receive communications.

Be it resolved by the Senate of the State of Kansas, the House of Representatives concurring therein: That a committee of two members from the Senate and three members from the House of Representatives be appointed to wait upon the governor, and inform the governor that the two houses of the legislature are duly organized and are ready to receive any communications the governor may have to present.

On emergency motion of Senator Oleen, **SCR 1601**, was adopted by voice vote.

In compliance with **SCR 1601**, President Kerr appointed Senators Jordan and Downey as senate members of the committee to notify the Governor the Senate is organized.

Senate Concurrent Resolution No. 1602—

By Special Committee on Utilities

A CONCURRENT RESOLUTION urging the Federal Energy Regulatory Commission to investigate certain natural gas prices.

WHEREAS, The price of natural gas delivered to consumers in the area of the Hugoton Gas Field is comparable to the price of the same natural gas delivered to consumers hundreds of miles away in the Midwest and Upper Midwest; and

WHEREAS, The cost of transporting natural gas for sale to consumers at long distances should logically be reflected in higher prices for those customers than for customers in or near areas where natural gas is produced: Now, therefore,

Be it resolved by the Senate of the State of Kansas, the House of Representatives concurring therein: That the Federal Energy Regulatory Commission (FERC) be urged to investigate why the cost of natural gas sold to Kansas consumers is comparable to the price of natural gas sold to consumers at great distances; and

Be it further resolved: That the Secretary of State be directed to send an enrolled copy of this resolution to the Federal Energy Regulatory Commission.

MESSAGE FROM THE GOVERNOR

August 16, 2000

To the Senate of the State of Kansas:

Submitted herewith for confirmation by the Senate are appointments made by me as Governor of the State of Kansas as of August 16, 2000, pursuant to law.

Bill Graves
Governor

Member, Agriculture Remediation Board, Roger A. Long, pursuant to the authority vested in me by SB 501, effective upon the date of confirmation by the Senate to serve a two-year term expiring June 30, 2002.

Member, University of Kansas Hospital Authority, Clay Edmands, pursuant to the authority vested in me by KSA 76-3304, effective upon the date of confirmation by the Senate to serve a three-year term expiring March 15, 2003.

Member, University of Kansas Hospital Authority, Ramon Murguia, pursuant to the authority vested in me by KSA 76-3304, effective upon the date of confirmation by the Senate to serve a three-year term expiring March 15, 2003.

Member, Kansas Public Employees Retirement System Board of Trustees, Elizabeth Miller, pursuant to the authority vested in me by KSA 74-4905, effective upon the date of confirmation by the Senate to fulfill an unexpired term ending January 15, 2001, and to serve a succeeding four-year term expiring January 15, 2005.

Member and Chair, State Board of Tax Appeals, David L. Patton, pursuant to the authority vested in me by KSA 74-2433, effective upon the date of confirmation by the Senate to serve a four-year term expiring January 15, 2005.

Member, Kansas Technology Enterprise Corporation, Richard Danforth, pursuant to the authority vested in me by KSA 74-8101, effective upon the date of confirmation by the Senate to serve a four-year term expiring January 15, 2004.

September 5, 2000

To the Senate of the State of Kansas:

Submitted herewith for confirmation by the Senate are appointments made by me as Governor of the State of Kansas as of September 5, 2000, pursuant to law.

Bill Graves
Governor

Member, Agriculture Remediation Board, Kamyar Nikoomanesh, pursuant to the authority vested in me by SB 501, effective upon the date of confirmation by the Senate to serve a three-year term expiring June 30, 2003.

Member, Agriculture Remediation Board, Laura J. Pearl, pursuant to the authority vested in me by SB 501, effective upon the date of confirmation by the Senate to serve a two-year term expiring June 30, 2002.

Member and Chair, Agriculture Remediation Board, Linda D. Peterson, pursuant to the authority vested in me by SB 501, effective upon the date of confirmation by the Senate to serve a three-year term expiring June 30, 2003.

Member and Vice Chair, Agriculture Remediation Board, Larry S. Shivers, pursuant to the authority vested in me by SB 501, effective upon the date of confirmation by the Senate to serve a four-year term expiring June 30, 2004.

Member, University of Kansas Hospital Authority, Robert W. Honse, pursuant to the authority vested in me by KSA 76-3304, effective upon the date of confirmation by the Senate to serve a three-year term expiring March 15, 2003.

Member, Kansas Lottery Commission, Carole O. Gates, pursuant to the authority vested in me by KSA 74-8709, effective upon the date of confirmation by the Senate to serve a four-year term expiring March 15, 2004.

Member, Public Employee Relations Board, Janice C. Benjamin, pursuant to the authority vested in me by KSA 75-4323, effective upon the date of confirmation by the Senate to serve a four-year term expiring March 15, 2003.

Member, Kansas Technology Enterprise Corporation, Douglas C. Brush, pursuant to the authority vested in me by KSA 74-8101, effective upon the date of confirmation by the Senate to serve a four-year term expiring January 15, 2002.

November 8, 2000

To the Senate of the State of Kansas:

Submitted herewith for confirmation by the Senate are appointments made by me as Governor of the State of Kansas as of November 8, 2000, pursuant to law.

Bridgadier General, Kansas Air National Guard, Edward A. McIlhenny, pursuant to the authority vested in me by KSA 48-208, effective upon the date of confirmation by the Kansas Senate for a period as provided in KSA 48-209, when appointee reaches age 64.

Member, Kansas Human Rights Commission, Errol V. Williams, pursuant to the authority vested in me by KSA 44-1003, effective upon the date of confirmation by the Senate to fulfill an unexpired term ending January 15, 2004.

Member, Export Loan Guarantee Review Committee, Anna R. Anderson, pursuant to the authority vested in me by KSA 74-5073, effective upon the date of confirmation by the Senate to serve a four-year term ending January 15, 2004.

Member, Export Loan Guarantee Review Committee, Leon A. Drouhard, pursuant to the authority vested in me by KSA 74-5073, effective upon the date of confirmation by the Senate to serve a four-year term ending January 15, 2005.

Member, Export Loan Guarantee Review Committee, Lavon G. Wenger, pursuant to the authority vested in me by KSA 74-5073, effective upon the date of confirmation by the Senate to serve a four-year term ending January 15, 2002.

December 15, 2000

To the Senate of the State of Kansas:

Submitted herewith for confirmation by the Senate are appointments made by me as Governor of the State of Kansas as of December 15, 2000, pursuant to law.

Bill Graves
Governor

Member, Kansas Human Rights Commission, James E. Butler, pursuant to the authority vested in me by KSA 44-1003, effective upon the date of confirmation by the Senate to serve a four-year term ending January 15, 2005.

Member, Kansas Human Rights Commission, Brenda C. Jones, pursuant to the authority vested in me by KSA 44-1003, effective upon the date of confirmation by the Senate to serve a four-year term ending January 15, 2005.

Member, Kansas Human Rights Commission, Deborah A. Wheeler, pursuant to the authority vested in me by KSA 44-1003, effective upon the date of confirmation by the Senate to serve a four-year term ending January 15, 2004.

Member, State Banking Board, Nancy A. Taylor, pursuant to the authority vested in me by KSA 74-3004, effective upon the date of confirmation by the Senate to fulfill a term ending March 15, 2002.

Member, Kansas Racing and Gaming Commission, Gene O. Olander, pursuant to the authority vested in me by KSA 74-8803, effective upon the date of confirmation by the Senate to serve a four-year term ending January 15, 2005.

Member, Kansas Technology Enterprise Corporation, David E. Shulenburg, pursuant to the authority vested in me by KSA 74-8101, effective upon the date of confirmation by the Senate to fulfill a term ending January 15, 2002.

COMMUNICATIONS FROM STATE OFFICERS

January 8, 2001

The Honorable Dave Kerr
President, Kansas State Senate
State Capitol
Topeka, KS 66612

Dear President Kerr:

As provided in K.S.A. 75-105, I have received from the Honorable Bill Graves, Governor of the State of Kansas, since the adjournment of the 2000 session of the legislature the following communications:

Executive Directives Nos. 00-296, 00-297, 00-298, 00-299, 00-300, 00-301, 00-302, 00-303 all relating to Authorizing Certain Expenditures, Certain Personnel Transactions and Transfer of Funds.

Also, Executive Order No. 2000-07, establishing the Kansas Geographic Information Systems Policy Board and repealing Executive Order 95-180.

Executive Order No. 2000-08, offering a reward of five thousand dollars for information leading to the arrest and conviction of the individual who committed the Aggravated Burglary and Aggravated Battery of Raymond and Mabel Aguirre, and the homicide of Raymond Aguirre.

Executive Order No. 2000-09, offering a reward of five thousand dollars for information leading to the arrest and conviction of the individual or individuals who committed the double murder of Lawrence L. Daigle and Teresa C. Daigle.

These communications are on file in the office of the Secretary of the Senate and are available for review at any time by members of the legislature.

Sincerely,

Pat Saville
Secretary of the Senate

January 8, 2001

The Honorable Dave Kerr
President, Kansas State Senate
State Capitol
Topeka, KS 66612

Dear President Kerr:

This letter is to advise you that the Office of the Secretary of the Senate has received the following communications during the interim since adjournment of the 2000 Regular Session of the Legislature:

Alaska House Joint Resolution 48, relating to the free flow of people and the fair trade of goods and services across the border between the United States and Canada.

Missouri Senate Resolution recognizing the outstanding contributions of the Chamber of Commerce of Greater Kansas City and to salute their colleagues from Kansas, Senator Audrey Langworthy and Dick Bond, Representative David Adkins and others for their leadership and success in obtaining passage of the newly amended Missouri/Kansas Bi-State Cultural Legislation.

Virginia House Joint Resolution 284, memorializing the Congress of the United States to amend that portion of the Trade Act of 1974 establishing the North American Free Trade Agreement Transitional Adjustment Assistance program to extend the maximum time period for receipt of benefits from 52 weeks to 78 weeks.

West Virginia house Concurrent Resolution No. 5, applying to and petitioning the Congress of the United States to propose an amendment to the Constitution of the United States of America for submission to the states for ratification prohibiting federal courts from ordering a state or political subdivision thereof to levy or increase taxes.

West Virginia House Concurrent Resolution No. 32, urging the passage of national legislation to increase benefits to surviving spouses under the Railroad Retirement Act of 1974.

Central Interstate Low-Level Radioactive Waste Commission, submitting the 1999-2000 Annual Report.

Department of Administration, Division of Accounts and Reports, submitting Monthly Financial Reports for the months of May through September 2000.

Department of Administration, Division of Personnel Services, submitting the FY 2000 Annual Report to the Legislature.

Department of Administration, Division of Personnel Services, submitting the FY 2000 Workforce Report to the Legislature.

Department of Health and Environment, submitting all audits related to the Kansas Water Pollution Control Loan Fund (Wastewater) Program for Federal Fiscal Year 1999.

Department of Human Resources, submitting the Employment and Training Annual Report, July 1998-June 1999.

Department of Wildlife and Parks, reporting to the Legislature that Wildlife and Parks was required to exceed the established expenditure limitation on the Park Fee Fund by \$25,744.

Human Rights Commission, submitting the Annual Report for fiscal year 2000.

Kansas Council on Development Disabilities, submitting the Executive Summary for the Kansas Council on Developmental Disabilities State Plan for Federal Fiscal Years 2001-2006.

Kansas and Missouri Metropolitan Culture District Commission, submitting Comprehensive Annual Financial Report for period ended December 31, 1999.

Kansas Performance Review Board, submitting the Report on the Division of Purchases to the Legislature.

Kansas Performance Review Board, submitting the Report on the KDOT Inspection Program to the Legislature.

Kansas Public Employees Retirement System, submitting the Annual Report for the fiscal year ending June 30, 2000.

Kansas Public Employees Retirement System, submitting the Senior Services Trust Fund Statement of Net Assets As of September 30, 2000, and the Senior Services Trust Fund Statement of Changes in Net Assets For the Quarter Ended September 30, 2000.

Kansas Racing and Gaming Commission, submitting Annual Report for 1999.

Kansas Sentencing Commission, submitting the FY 2001 Prison Custody Classification Projections for the State of Kansas.

Kansas Sentencing Commission, submitting the FY 2001 Adult Inmate Prison Population Projections for Kansas.

Mid-States Organized Crime Information Center, submitting notification to the State Legislature that this organization is operating within the state.

Pooled Money Investment Board, submitting the Annual Report for fiscal year 2000.

University of Kansas Hospital Authority, submitting the Annual Report for 2000. Also, submitting the Combined Financial Statements and Other Financial Information of the University of Kansas Hospital Authority.

These communications are on file in the office of the Secretary of the Senate and are available for review at any time by members of the legislature.

Sincerely,

Pat Saville
Secretary of the Senate

MESSAGE FROM THE HOUSE

Announcing adoption of **HR 6001**, a resolution relating to the organization of the House of Representatives:

Be it resolved by the House of Representatives of the State of Kansas

That the chief clerk of the House of Representatives notify the Senate that the House is organized with the following officers:

Kent Glasscock, speaker
Clay Aurand, speaker pro tem
Shari Weber, majority leader
Jim Garner, minority leader
Janet E. Jones, chief clerk
Howard Docker, Sergeant at arms,
and awaits the pleasure of the Senate.

Announcing passage of **SCR 1601** and the appointment of Representatives Huff, Compton and Kirk to wait upon the governor and inform him that the two houses are duly organized and ready to receive any communications he has to present.

Announcing passage of **HCR 5001**, a resolution providing for a joint session of the Senate and House for the purpose of hearing a message from the governor.

INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

HCR 5001, A concurrent resolution providing for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor, was introduced and read by title.

On motion of Senator Oleen, an emergency was declared, the rules suspended and **HCR 5001**, was adopted by voice vote.

In compliance with **HCR 5001**, President Kerr appointed Senators Corbin and Goodwin to escort the Governor; Senators Clark and Gooch to escort the Lieutenant Governor; and Senators Harrington and Haley to escort the Supreme Court.

REPORTS OF STANDING COMMITTEES

Your Committee on Confirmations Oversight begs leave to submit the following report:

The following appointments were referred to and considered by the committee and your committee recommends that the Senate approve and consent to such appointments:

By the Governor:

Agriculture Remediation Board: K.S.A. 2-3709
Roger A. Long, term expires June 30, 2002
Kamyar Nikoomanesh, term expires June 30, 2003
Laura J. Pearl, term expires June 30, 2002

Linda D. Peterson, term expires June 30, 2003
 Larry S. Shivers, term expires June 30, 2004
 Export Loan Guarantee Review Committee: K.S.A. 74-5073
 Anna R. Anderson, term expires January 15, 2004
 Leon A. Drouhard, term expires January 15, 2005
 LaVon G. Wenger, term expires January 15, 2002
 Kansas Air National Guard, Brigadier General: K.S.A. 48-208
 Edward A. McIlhenny, term expires when appointee reaches the age of 64
 Kansas Human Rights Commission: K.S.A. 44-1003
 James E. Butler, term expires January 15, 2005
 Brenda C. Jones, term expires January 15, 2005
 Deborah A. Wheeler, term expires January 15, 2004
 Errol V. Williams, term expires January 15, 2004
 Kansas Lottery Commission: K.S.A. 74-8709
 Carole O. Gates, term expires March 15, 2004
 Kansas Parole Board: K.S.A. 22-3707
 Benjamin Burgess, term expires January 15, 2003
 Kansas Performance Review Board: K.S.A. 75-7102
 Catherine Logan, term expires June 30, 2002
 Kansas Racing and Gaming Commission: K.S.A. 74-8803
 Leslie Hess, term expires January 15, 2004
 Gene Olander, term expires January 15, 2005
 Randall Rathbun, term expires January 15, 2004
 Kansas Technology Enterprise Corporation: K.S.A. 74-8101
 Douglas C. Brush, term expires January 15, 2002
 Richard Danforth, term expires January 15, 2004
 Edmond (Ted) Haggart, term expires January 15, 2003
 Doyle Rahjes, term expires January 15, 2003 defined.
 David E. Shulenburg, term expires January 15, 2002
 Kansas Public Employees Retirement System Board of Trustees: K.S.A. 74-4905
 Elizabeth Miller, term expires January 15, 2005
 Long-Term Care Ombudsman: K.S.A. 75-7304
 Matthew Hickam, term expires January 15, 2004
 Public Employee Relations Board: K.S.A. 75-4323
 Janice C. Benjamin, term expires March 15, 2003
 C. Anne Brunt, term expires March 15, 2002
 State Banking Board: K.S.A. 74-3004
 Nancy A. Taylor, term expires March 15, 2002
 State Board of Tax Appeals: K.S.A. 74-2433
 David L. Patton, term expires January 15, 2005
 University of Kansas Hospital Authority: K.S.A. 76-3304
 Clay Edmands, term expires March 15, 2003
 Robert W. Honse, term expires March 15, 2003
 Ramon Murguia, term expires March 15, 2003
 The President announced the Senate would recess until 6:30 p.m., for the purpose of a joint meeting with the House of Representatives to hear the State of State Address by Governor Graves.
 On motion of Senator Oleen the Senate adjourned until 2:30 p.m., Tuesday, January 9, 2001.

HELEN A. MORELAND, *Journal Clerk.*

PAT SAVILLE, *Secretary of Senate.*

