

Journal of the Senate

SIXTEENTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
 Tuesday, January 30, 2001—2:30 p.m.

The Senate was called to order by President Dave Kerr.
 The roll was called with thirty-nine senators present.
 Senator Huelskamp was excused.
 Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

We hear from people every day who really need some kind of help,
 They worry about bills.
 They worry about taxes.
 They worry about their jobs.
 They worry about their business.
 They worry about their families.

They have problems with government agencies.
 They have problems in the work place.
 They have problems with the law.
 They have problems with us.

They are desperately looking for someone they can believe.
 someone they can trust.
 someone who cares.
 someone who will listen.
 someone who tries to understand.
 someone who wants to help.

Let each of us be that person, Lord.
 Let each of us be the one they know they can trust.
 the one who obviously cares.
 the one who takes time to listen.
 the one who really wants to help.

Let each of us be that one.

I ask this in Jesus' Name,

AMEN

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 153. An act concerning employment; providing for a fair share representation fee to be paid to certain labor organizations under certain circumstances; relating to procedures, rights and duties; amending K.S.A. 44-803 and repealing the existing section, by Senators Gooch, Gilstrap, Haley, Hensley and Steineger.

SB 154, An act concerning the public employer-employee relations act; relating to the applicability of the act to local units of government; amending K.S.A. 75-4321 and repealing the existing section, by Senators Gooch, Gilstrap, Haley and Steineger.

SB 155, An act designating United States highway 75 as the combat wounded veterans highway; amending K.S.A. 2000 Supp. 68-1010 and repealing the existing section, by Senators Harrington, Allen, Brownlee, Emler, Goodwin, Hensley, Jenkins, Jordan, Kerr, Oleen, Schmidt, Schodorf, Teichman, Tyson, Umbarger and Wagle.

SB 156, An act concerning racing and gaming; concerning electronic gaming machines; amending K.S.A. 74-8702 and K.S.A. 2000 Supp. 19-101a and 74-8723 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 157, An act concerning school districts; authorizing boards of education to adopt policies providing for payment of fees, tuition and other charges by credit or debit cards, by Senator Vratil.

SB 158, An act concerning school districts; authorizing boards of education to adopt policies for acquisition of credit or debit cards for the use of school district officers and employees, by Senator Vratil.

SB 159, An act concerning the code of civil procedure for limited actions; amending K.S.A. 2000 Supp. 61-2803, 61-2907, 61-3002, 61-3003, 61-3302, 61-3505, 61-3507, 61-3508, 61-3509, 61-3510, 61-3513, 61-3604, 61-3606, 61-3608, 61-3803, 61-3804, 61-3808 and 61-4105 and repealing the existing sections; also repealing K.S.A. 2000 Supp. 61-2906 and 61-3401, by Committee on Judiciary.

SB 160, An act concerning the dental practices act; relating to licensure and fees; amending K.S.A. 2000 Supp. 65-1431, 65-1447 and 65-1456 and repealing the existing sections, by Committee on Public Health and Welfare.

SB 161, An act concerning school districts; authorizing boards of education to adopt policies relating to the use of credit or debit cards, by Senator Gilstrap.

SB 162, An act concerning veterinarians; amending K.S.A. 47-816, 47-822 and 47-825 and repealing the existing sections, by Committee on Agriculture.

SB 163, An act concerning the flag of the United States of America; relating to the use and display thereof, by Senators Jackson, Adkins, Allen, Brownlee, Brungardt, Clark, Emler, Gilstrap, Gooch, Haley, Harrington, Jordan, Lyon, Oleen, Pugh, Schmidt, Schodorf, Tad-diken, Teichman, Tyson, Umbarger and Wagle.

SB 164, An act establishing the Kansas school board development program, by Committee on Education.

SB 165, An act authorizing boards of education of school districts to establish and maintain charter schools; also repealing K.S.A. 2000 Supp. 72-1903, 72-1904, 72-1905, 72-1906, 72-1907, 72-1908, 72-1909 and 72-1910, by Committee on Education.

SB 166, An act concerning school districts; conferring the power of local control on boards of education; amending K.S.A. 72-8205 and repealing the existing section, by Committee on Education.

SB 167, An act repealing K.S.A. 2000 Supp. 72-89c01 and 72-89c02, relating to suspension of driving privileges for school safety violations, by Committee on Education.

SB 168, An act concerning teachers; relating to hearings provided upon notice of non-renewal or termination of contracts of employment; amending K.S.A. 72-5438, 72-5439, 72-5440, 72-5441, 72-5442, 72-5443 and 72-5446 and repealing the existing sections, by Committee on Education.

SB 169, An act concerning public works projects for state agencies; prescribing payment of minimum wages for work thereon and preferences for certain employees to work thereon, by Senators Hensley, Gilstrap, Gooch, Haley and Steineger.

SB 170, An act concerning the Kansas children's cabinet; relating to agreements with not-for-profit foundations or other entity; concerning investment of certain moneys; requiring approval by the attorney general, by Committee on Ways and Means.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Commerce: **SB 146.**

Natural Resources: **SB 148.**

Federal and State Affairs: **SB 152.**

Financial Institutions & Insurance: **SB 151.**

Public Health and Welfare: **SB 149, SB 150.**

Ways and Means: **SB 147.**

COMMUNICATIONS FROM STATE OFFICERS

OFFICE OF THE ATTORNEY GENERAL

January 26, 2001

Carla J. Stovall, Attorney General, submitted for confirmation by the Senate the reappointment of Paula S. Salazar as a member of the Crime Victims Compensation Board, pursuant to K.S.A. 74-7303, such term to expire March 15, 2005.

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

MESSAGE FROM THE HOUSE

Announcing passage of **HB 2016, HB 2031, HB 2032.**

INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

HB 2016, HB 2031, HB 2032 were thereupon introduced and read by title.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senator Harrington introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1809—

A RESOLUTION congratulating and commending Mariah Perrin.

WHEREAS, Mariah Perrin, a senior at Maize High School, has been named as a \$10,000 McGregor Scholarship winner at Wichita State University; and

WHEREAS, Ms. Perrin's interests are in English and literature. She is a National Merit commended scholar and has been involved with Scholar's Bowl, Students Against Destructive Decisions, Spanish Club, National Honor Society and the Wichita Wind Ensemble. She has also been in the Maize concert band for four years, taught flute and served as drum major of the marching band for two years; and

WHEREAS, Mariah is the daughter of Steven and Karen Perrin of Wichita: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend Mariah Perrin upon being awarded a McGregor Scholarship at Wichita State University; and

Be it further resolved: That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to Senator Harrington for presentation to Ms. Perrin.

On emergency motion of Senator Harrington **SR 1809** was adopted unanimously.

Senator Harrington introduced and welcomed Mariah and her parents.

Senator Harrington introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1810—

A RESOLUTION congratulating and commending Evan Borst.

WHEREAS, Evan Borst, a senior at Goddard High School, has been selected to receive two scholarships at Wichita State University, the \$10,800 Wallace Scholarship and the \$16,000 McGregor Scholarship; and

WHEREAS, Mr. Borst, an Eagle Scout, is a National Merit commended student and has been in the Kansas Regents Honor Academy. He has an active interest in science and technology and was involved in Kansas BEST and the Kansas Science Olympiad during his

junior and senior years. He is a four year member of the Science Club and was part of the championship Mars Space Settlement Team. He has also participated in forensics, marching band and the wind ensemble; and

WHEREAS, Evan is the son of Mark and Nancy Borst of Goddard: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend Evan Borst upon being awarded the Wallace Scholarship and the McGregor Scholarship at Wichita State University; and

Be it further resolved: That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to Senator Harrington for presentation to Mr. Borst.

On emergency motion of Senator Harrington **SR 1810** was adopted unanimously.

Senator Harrington introduced and welcomed Evan and his parents.

Senator Harrington introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1811—

A RESOLUTION congratulating and commending Myca Stitt.

WHEREAS, Myca Stitt, a senior at Clearwater High School, has been awarded a \$40,000 Harry Gore Memorial Scholarship at Wichita State University; and

WHEREAS, The Harry Gore Memorial scholarship recognizes leadership and academic skills and may be used to pursue any career. Ms. Stitt intends to use the scholarship to obtain a degree majoring in biology and then to enter the field of dentistry; and

WHEREAS, Ms. Stitt has been involved in the National Honor Society, the Scholar's Bowl and the Fellowship of Christian Athletes. She has participated in drama, Odyssey of the Mind Competitions, the Kansas Association for Youth, Students Against Destructive Decisions, track and the select vocal group, The Blue Notes; and

WHEREAS, Myca is the daughter of William and Roxana Stitt of Peck: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend Myca Stitt upon being awarded the Harry Gore Memorial Scholarship at Wichita State University; and

Be it further resolved: That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to Senator Harrington for presentation to Ms. Stitt.

On emergency motion of Senator Harrington **SR 1811** was adopted unanimously.

Senator Harrington introduced and welcomed Myca and her mother.

Senator Harrington introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1812—

A RESOLUTION congratulating and commending Kristen Munday.

WHEREAS, Kristen Munday, a Goddard High School senior, has been awarded the \$44,000 Clay Barton Scholarship in Business at Wichita State University. The Clay Barton Scholarship is the largest academic scholarship awarded in the state for a business major; and

WHEREAS, Ms. Munday, a straight A student, plans to obtain a business administration degree with a concentration in international business and then to pursue a master's degree in business administration or law degree; and

WHEREAS, Ms. Munday was last year's state champion in foreign extemporaneous speaking and a national qualifier for two years in extemporaneous speaking. She has also been active in Science Club, the National Honor Society, National Forensic League, Spanish Club and track; and

WHEREAS, Kristen is the daughter of Michael and Cindy Munday of Goddard: Now, therefore

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend Kristen Munday upon being awarded the Clay Barton Scholarship in business at Wichita State University; and

Be it further resolved: That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to Senator Harrington for presentation to Ms. Munday.

On emergency motion of Senator Harrington **SR 1812** was adopted unanimously.

Senator Harrington introduced and welcomed Kristen and her mother and grandparents.

REPORTS OF STANDING COMMITTEES

The Committee on **Financial Institutions and Insurance** recommends **SB 70** be amended on page 2, in line 35, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

The Committee on **Public Health and Welfare** recommends **SB 64** be amended on page 1, in line 19, by striking "hospital"; also in line 19, after "administrator" by inserting: "of a medical care facility or such administrator's designee"; in line 21, by striking "hospital" and inserting: "administrator or designee"; in line 37, by striking "hospital"; also in line 37, after "administrator" by inserting: "of a medical care facility or such administrator's designee"; in line 41, after "physician" by inserting: ", administrator or designee"; and the bill be passed as amended.

REPORT ON ENROLLED BILLS

SR 1807 reported correctly enrolled, properly signed and presented to the Secretary of the Senate on January 30, 2001.

COMMITTEE OF THE WHOLE

On motion of Senator Oleen the Senate resolved itself into Committee of the Whole, for consideration of bills on the calendar under the heading of General Orders with Senator Feleciano in the chair.

On motion of Senator Feleciano the following report was adopted:

Recommended: **SB 41, SB 42, SB 43, SB 45, SB 52** be passed.

Also, **SB 44** be passed over and retain a place on the calendar.

On motion of Senator Oleen the Senate adjourned until 2:30 p.m., Wednesday, January 31, 2001.

HELEN A. MORELAND, *Journal Clerk.*

PAT SAVILLE, *Secretary of Senate.*

