

# Journal of the Senate

TWENTY-SECOND DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Wednesday, February 7, 2001—2:30 p.m.

The Senate was called to order by President Dave Kerr.  
The roll was called with forty senators present.  
Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

This job would be relatively easy if issues were always obviously good or obviously bad.

But such is usually not the case.

Most of the issues we face are neither all good or all bad, but a combination of both.

Seldom do I find myself either in darkness or light, but somewhere in the twilight zone.

There is often not even a fine line between right and wrong, but a wavy line that hooks and curls and leaves me confused.

Which explains why sometimes even my most loyal constituents wonder how on earth I could have voted the way I did.

And that is why I am so incredibly grateful, O God, when I am faced with an issue which I consider is either altogether right or blatantly wrong. And if the majority of my constituents agree, I can add relief to my gratitude. . . . provided my judgment is synchronized with Your will!

That is my prayer in Jesus' Name,

AMEN

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 258**, An act relating to the Kansas state employees health care commission; requiring a report to the legislature regarding the feasibility of allowing counties to opt into the state employees health care benefits program, by Committee on Ways and Means.

**SB 259**, An act concerning school district finance; revising definitions; increasing base state aid per pupil; affecting determination of at-risk pupil and low enrollment weightings; revising the special education and capital improvements funding formulas; providing for capital outlay state aid; authorizing adoption of local enhancement budgets and providing revenue sources for funding such budgets; amending K.S.A. 75-2319 and K.S.A. 2000 Supp. 72-978, 72-6407, 72-6410, 72-6412 and 72-6414 and repealing the existing sections; also repealing K.S.A. 2000 Supp. 72-6442, by Committee on Ways and Means.

**SB 260**, An act relating to agricultural ethyl alcohol; concerning the expiration date for the agricultural ethyl alcohol incentive program; amending K.S.A. 79-34,164 and repealing the existing section, by Committee on Ways and Means.

**SB 261**, An act concerning cities; limiting certain franchise fees; amending K.S.A. 12-2001 and repealing the existing section, by Committee on Utilities.

**SB 262.** An act concerning crimes; relating to profits from such crimes and civil action to recover thereof; crime victims compensation board; amending K.S.A. 74-7319 and 74-7320 and repealing the existing sections, by Senator Adkins.

**SB 263.** An act concerning crimes, criminal procedure and punishment; relating to collection of DNA specimens; amending K.S.A. 2000 Supp. 21-2511 and repealing the existing section, by Senators Adkins and Goodwin.

**SB 264.** An act concerning the equus beds groundwater management district no. 2; relating to the powers, duties and operation of the district; amending K.S.A. 82a-1021 and K.S.A. 2000 Supp. 79-201a and 79-3606 and repealing the existing sections, by Committee on Agriculture.

**SB 265.** An act concerning the residential landlord and tenant act; notice of termination of tenancy; amending K.S.A. 58-2570 and repealing the existing section, by Senator Schmidt (By request).

**SB 266.** An act relating to income taxation; authorizing research and development credits, by Senators Steineger, Adkins, Gilstrap, Jordan and Vratil.

**SB 267.** An act concerning the retirement system for judges; relating to contributions and retirement annuities; amending K.S.A. 2000 Supp. 20-2603 and 20-2610 and repealing the existing sections, by Committee on Judiciary.

**SB 268.** An act concerning the retirement system for judges; relating to contribution and retirement annuities; amending K.S.A. 2000 Supp. 20-2603 and 20-2610 and repealing the existing sections, by Committee on Judiciary.

**SB 269.** An act concerning crimes, criminal procedure and punishment; relating to confinement in county jail; reimbursement; amending K.S.A. 2000 Supp. 21-4602, 21-4603 and 21-4603d and repealing the existing sections, by Senators Lee, Barone, Feleciano, Gilstrap, Gooch, Hensley and Steineger.

**SB 270.** An act concerning the arts; relating to funding therefor; amending K.S.A. 2000 Supp. 79-4804 and repealing the existing section, by Senators Feleciano, Adkins, Barone, Downey, Gilstrap, Gooch, Goodwin, Haley, Hensley, Lee, Schodorf and Steineger.

**SB 271.** An act concerning tourism; relating to funding therefor; amending K.S.A. 2000 Supp. 79-4804 and repealing the existing section, by Senators Feleciano, Barone, Downey, Gilstrap, Gooch, Goodwin, Haley, Hensley, Lee and Steineger.

**SB 272.** An act concerning crimes, criminal procedure and punishment; relating to collection of DNA specimens; amending K.S.A. 2000 Supp. 21-2511 and repealing the existing section, by Senator Feleciano.

**SB 273.** An act concerning acupuncture; providing for the licensure of certain persons to practice acupuncture; establishing an acupuncture review committee; providing for administration by the state board of healing arts; authorizing the fixing and collecting of fees; providing penalties for violations, by Senator Feleciano.

**SB 274.** An act concerning insurance; providing coverage for certain mental health conditions; amending K.S.A. 40-2,103, 40-2,105 and 40-19c09 and repealing the existing sections.

**SB 275.** An act enacting the addictions counselor licensure act; amending K.S.A. 2000 Supp. 74-7507 and repealing the existing section; also repealing K.S.A. 65-6601 through 65-6606, by Senator Salmans.

**SB 276.** An act concerning naturopathic physicians; relating to licensing of such persons; repealing K.S.A. 65-2872a, by Committee on Ways and Means.

**SB 277.** An act enacting the voluntary political contributions act of 2001, by Senators Brownlee, Barnett, Brungardt, Clark, Corbin, Donovan, Emler, Harrington, Huelskamp, Jackson, Jordan, Kerr, Lyon, O'Connor, Pugh, Salmans, Schmidt, Schodorf, Taddiken, Teichman, Tyson and Wagle.

**SB 278.** An act concerning telecommunications; relating to the definition of enhanced universal service; amending K.S.A. 2000 Supp. 66-1,187, 66-2002, 66-2005 and 66-2009 and repealing the existing sections; also repealing K.S.A. 66-2012, 66-2013 and 66-2016, by Committee on Commerce.

**SB 279.** An act concerning fees for birth certificates and copies thereof; providing for the use of the revenue derived from such fees; amending K.S.A. 2000 Supp. 65-2418 and repealing the existing section, by Senators Oleen and O'Connor.

**SB 280**, An act designating a part of United States 24 highway as the Charles Sheldon trafficway, by Senators Jackson, Allen, Barnett, Downey, Emler, O'Connor, Schodorf, Tyson and Umbarger.

**SB 281**, An act concerning school district finance; relating to local option budgets; affecting the definition of state prescribed percentage and district prescribed percentage; amending K.S.A. 2000 Supp. 72-6433 and repealing the existing section, by Senators Brownlee, Adkins, Allen, Jordan, O'Connor and Vratil.

**SB 282**, An act concerning school district finance; relating to local option budgets; affecting the definitions of state prescribed percentage and district prescribed percentage; amending K.S.A. 2000 Supp. 72-6433 and repealing the existing section, by Senators Allen, Adkins and Vratil, Brownlee, Jordan and O'Connor.

**SB 283**, An act concerning local units of government; relating to the seizure of automobiles by cities and counties, by Committee on Elections and Local Government.

**SB 284**, An act concerning the election of precinct committeemen and precinct committeewomen; relating to reporting requirements, by Committee on Elections and Local Government.

**SB 285**, An act concerning governmental ethics; relating to reporting of lobbying expenses; amending K.S.A. 46-269 and repealing the existing section, by Committee on Elections and Local Government.

**SB 286**, An act concerning governmental ethics; relating to reporting of gifts; amending K.S.A. 46-269 and repealing the existing section, by Committee on Elections and Local Government.

**SB 287**, An act concerning elections; relating to campaign finance; amending K.S.A. 25-4148 and repealing the existing section, by Senators Hensley, Barone, Gooch and Steineger.

**SB 288**, An act concerning the state minimum wage; amending K.S.A. 44-1203 and repealing the existing section, by Senators Hensley, Feleciano, Gilstrap, Gooch, Haley and Steineger.

**SB 289**, An act creating the children's protective services commission; prescribing the membership, powers, duties and functions of the commission, by Senator Hensley.

**SB 290**, An act concerning campaign finance; relating to indirect expenditures; amending K.S.A. 25-4156 and repealing the existing section, by Senators Hensley, Barone, Downey, Feleciano, Gilstrap and Gooch.

**SB 291**, An act concerning crimes, criminal procedure and punishment; creating the crime of causing harm to another person by motor vehicle and prescribing penalties therefor, by Senator Allen.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Agriculture: **SB 245**.

Assessment and Taxation: **SB 244**, **SB 250**, **SB 252**, **SB 253**.

Education: **SB 238**, **SB 246**, **SB 247**, **SB 248**, **SB 257**.

Elections and Local Government: **SB 256**.

Natural Resources: **SB 237**, **SB 251**, **SB 254**, **SB 255**.

Federal and State Affairs: **HB 2038**.

Judiciary: **SB 241**.

Public Health and Welfare: **SB 239**, **SB 240**.

Transportation: **SB 243**, **SB 249**.

Ways and Means: **SB 242**.

#### CHANGE OF REFERENCE

The President withdrew **SB 255** from the Committee on Natural Resources, and referred the bill to the Committee on Ways and Means.

#### MESSAGE FROM THE HOUSE

Announcing passage of **HB 2056**, **HB 2074**, **HB 2169**.

**INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS**

**HB 2056, HB 2074, HB 2169** were thereupon introduced and read by title.

**FINAL ACTION ON CONSENT CALENDAR**

**SB 5, SB 53, SB 54** having appeared on the Consent Calendar for the required two full legislative days without objection from any member, were considered on final action.

**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.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelkamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The bill passed.

**SB 53**, An act repealing K.S.A. 2000 Supp. 8-1,112; concerning apportioned fleet registration; relating to interstate reciprocity permits.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelkamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The bill passed.

**SB 54**, An act relating to liquid-fuel carriers; concerning bonding requirements; amending K.S.A. 2000 Supp. 55-508 and repealing the existing section; also repealing K.S.A. 2000 Supp. 55-509.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelkamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The bill passed.

**REPORTS OF STANDING COMMITTEES**

Committee on **Elections and Local Government** recommends **SB 47** be passed.

Also **SB 125** be amended on page 4, in line 17, by striking "is" and inserting "if";

On page 7, line 26, by striking the line; and the bill be passed as amended.

Committee on **Utilities** recommends **SB 51** be amended on page 4, in line 37, following "date" by inserting ". The monthly rate of production decline shall be equal to the average extrapolated monthly decline rate for the well or project for the twelve-month period immediately prior to the production enhancement project beginning date"; in line 41, by striking all following the period; by striking all in lines 42 and 43;

On page 5, by striking all of line 1 and beginning a new paragraph as follows:

"(iii) In the";

Also on page 5, in line 42, following the semicolon, by inserting "or"; by striking all in line 43;

On page 6, by striking all in lines 1 through 4; in line 5, by striking "(ix)" and inserting "(viii)"; and the bill be passed as amended.

**REPORT ON ENROLLED BILLS**

**SR 1808, SR 1809, SR 1810, SR 1811, SR 1814, SR 1815** reported correctly enrolled, properly signed and presented to the Secretary of the Senate on February 7, 2001.

**SCR 1603** reported correctly enrolled, properly signed and presented to the Secretary of State on February 7, 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 Morris in the chair.

On motion of Senator Morris the following report was adopted:

Recommended that **SB 6, SB 7, SB 56, SB 68, SB 87, SB 130** be passed.

Senator Pugh moved to amend **SB 69**, on page 1, in line 28, by striking "20" and inserting "19"

Upon the showing of five hands a roll call vote was requested.

On roll call, the vote was: Yeas 17, Nays 23, Present and Passing 0, Absent or Not Voting 0.

Yeas: Barone, Clark, Gilstrap, Gooch, Haley, Harrington, Huelskamp, Jackson, Jordan, Lyon, O'Connor, Pugh, Salmans, Steineger, Taddiken, Tyson, Wagle.

Nays: Adkins, Allen, Barnett, Brownlee, Brungardt, Corbin, Donovan, Downey, Emler, Feleciano, Goodwin, Hensley, Jenkins, Kerr, Lee, Morris, Oleen, Praeger, Schmidt, Schodorf, Teichman, Umbarger, Vratil.

The motion failed and the amendment was rejected.

The committee recommended **SB 69** be passed.

**EXPLANATION OF VOTE**

MR. PRESIDENT: Recognizing it is very early in the session, I vote yes on this amendment.

Property tax is an involuntary tax and we will have opportunities to replace this revenue with voluntary tax payments.

When we deal with the lottery we will have many opportunities to replace this revenue with additional revenue from expanded gaming. We could replace involuntary tax payments with voluntary tax payments.

MR. PRESIDENT, I will choose the path of voluntary taxes—JIM BARONE

Senator Gilstrap requested the record to show he concurs with the "Explanation of Vote" offered by Senator Barone on **SB 69**.

**SB 10, SB 39, SB 64, SB 70, SB 71** be amended by adoption of the committee amendments, and the bills be passed as amended.

**FINAL ACTION OF BILLS AND CONCURRENT RESOLUTIONS**

On motion of Senator Oleen an emergency was declared by a  $\frac{2}{3}$  constitutional majority, and **SB 6, SB 7, SB 10, SB 39, SB 56, SB 64, SB 68, SB 69, SB 70, SB 71, SB 87, SB 130** were advanced to Final Action and roll call.

**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.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The bill passed.

**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.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The bill passed.

**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.

On roll call, the vote was: Yeas 38, Nays 2, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Jackson, Jenkins, Jordan, Kerr, Lee, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Huelskamp, Lyon.

The bill passed, as amended.

**SB 39**, An act relating to income taxation; amending the Kansas community services program act; amending K.S.A. 2000 Supp. 79-32,195 and 79-32,197a and repealing the existing sections.

On roll call, the vote was: Yeas 38, Nays 2, Present and Passing 0, Absent or Not Voting 0.

Yeas: Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Wagle.

Nays: Adkins, Vratil.

The bill passed, as amended.

**SB 56**, An act relating to driving; concerning the suspension or revocation of drivers' licenses; amending K.S.A. 8-258 and 8-285 and K.S.A. 2000 Supp. 8-262 and repealing the existing sections.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The bill passed.

**SB 64**, An act relating to public health; concerning the reporting of AIDS and HIV; amending K.S.A. 2000 Supp. 65-6002 and 65-6011 and repealing the existing sections.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The bill passed, as amended.

**SB 68**, An act relating to property taxation; concerning the exemption of residential property from school levies; amending K.S.A. 2000 Supp. 79-201x and repealing the existing section.

On roll call, the vote was: Yeas 39, Nays 1, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huels-

skamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Oleen.

The bill passed.

**SB 69**, An act reauthorizing the school district property tax levy; amending K.S.A. 2000 Supp. 72-6431 and repealing the existing section.

On roll call, the vote was: Yeas 36, Nays 4, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Jackson, Jenkins, Jordan, Kerr, Lee, Morris, Oleen, Praeger, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Huelskamp, Lyon, O'Connor, Pugh.

The bill passed.

#### EXPLANATION OF VOTE

MR. PRESIDENT: The people of Kansas deserve property tax relief—not the property tax increases contained in this bill. While I support our schools, I believe we should become less reliant on funding them with property taxes. Let's fund our schools with more broad-based, balanced taxes, instead of socking it to the property owners of Kansas.—TIM HUELSKAMP

**SB 70**, An act concerning mortgages on real property; relating to the entry of satisfaction thereof; amending K.S.A. 2000 Supp. 58-2309a and repealing the existing section.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

The bill passed, as amended.

**SB 71**, An act concerning the state capitol area; relating to memorials; prescribing certain powers, duties, functions, guidelines and procedures; memorial for Kansas firefighters and advisory committee.

On roll call, the vote was: Yeas 39, Nays 1, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

Nays: Tyson.

The bill passed, as amended.

**SB 87**, An act concerning furharvesting; amending K.S.A. 32-912 and repealing the existing section.

On roll call, the vote was: Yeas 39, Nays 1, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Wagle.

Nays: Vratil.

The bill passed.

**SB 130**, An act concerning trust companies; relating to the powers thereof; amending K.S.A. 2000 Supp. 9-2103 and repealing the existing section.

On roll call, the vote was: Yeas 37, Nays 3, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Morris, O'Connor, Oleen, Praeger, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Emler, Lyon, Pugh.

The bill passed.

On motion of Senator Oleen the Senate adjourned until 2:30 p.m., Thursday, February 8, 2001.

HELEN A. MORELAND, *Journal Clerk*.

PAT SAVILLE, *Secretary of Senate*.

