

# Journal of the Senate

TWENTY-NINTH DAY

---

SENATE CHAMBER, TOPEKA, KANSAS  
Friday, February 16, 2001—9:30 a.m.

The Senate was called to order by President Dave Kerr.

The roll was called with thirty senators present.

Senators Barnett, Barone, Downey, Goodwin, Oleen, Praeger, Schodorf, Umbarger, Vratil and Wagle were excused.

Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

I arrive at caucus at seven o'clock,

At subcommittee I'm late.

It adjourns barely in time to make

Commerce at half past eight.

At nine-thirty I'm in Utilities.

Ways and Means at half past ten.

In between I talk to reporters

Who ask me where I have been!

Another subcommittee at noon.

I'm beginning to feel the crunch.

Lobbyist wants to talk while I eat;

By the way, I bought my own lunch!

Returned phone calls and answered some letters

In Education at half past one.

Phone call from home said pipes had burst,

And they asked me if I'm having fun!

Dictated newsletter as fast as I could,

Then session at half past two.

Carried a bill I had barely read,

At 3:30 an interview.

A Joint Committee at four o'clock,

Constituents begin to arrive.

And then I'm due, believe it or not,

At a subcommittee at five!

Four social events I should attend,

All starting at the same time.

Constituents will be at three of them.

(It should be considered a crime.)

This was a typical day for me.

But it seems that some remarks

Indicate that some folks think

This job is a walk in the park.

I hope you will forgive me, Lord,  
 When my thoughts tend to turn dirty  
 When someone asks me the question:  
 "You don't start work till 2:30?"

Forgive me in the Name of Christ, AMEN

#### **PRESENTATION OF PETITIONS**

The following petition was presented, read and filed:

**SP 4**, by Senator Dave Kerr: A petition protesting the increase in the "KPL" rates, signed by John Zink and 651 others of Larned, Kansas, and the surrounding area.

#### **INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were introduced and read by title:

**SB 329**, An act concerning child support enforcement; establishing the Kansas payment center; income withholding; amending K.S.A. 23-4,136, 38-1121, 38-1123 and 60-2803 and K.S.A. 2000 Supp. 23-4,106, 23-4,108, 23-4,118, 60-1610 and 60-2308 and repealing the existing sections, by Committee on Ways and Means.

**SB 330**, An act concerning the professional services sunshine act; relating to certain exemptions; amending K.S.A. 2000 Supp. 75-37,132 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:

Education: **HB 2155**.

Federal and State Affairs: **SB 328**.

Public Health and Welfare: **SB 325**.

Ways and Means: **SB 326, SB 327; HB 2040, Sub HB 2129**.

#### **CHANGE OF REFERENCE**

The President withdrew **SB 204** from the Committee on Ways and Means, and rereferred the bill to the Committee on Natural Resources.

The President withdrew **SB 202, SB 220, SB 259** from the Committee on Education, and referred the bills to the Committee on Ways and Means.

The President withdrew **SB 258** from the Committee on Ways and Means, and referred the bill to the Committee on Financial Institutions and Insurance.

The President withdrew **SB 240** from the Committee on Public Health and Welfare, and referred the bill to the Committee on Ways and Means.

#### **INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS**

Senators Brownlee and O'Connor introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1817—

A RESOLUTION congratulating and commending Darren Sproles.

WHEREAS, Darren Sproles, a senior running back on the Olathe North Senior High School football team, played his final game for the Olathe North Eagles in the 2000 Kansas High School Activities Association Class 6A championship game at Memorial Stadium in Lawrence on November 18, 2000. The Olathe team defeated the Manhattan High School team 42-7 to capture the class 6A championship four out of the past five years. Head coach Gene Wier's game plan was to give Darren the ball. By the end of the game Darren had carried the ball 28 times for 281 rushing yards and five touchdowns. Darren finished his senior year with a total of 2,477 rushing yards and 49 touchdowns; and

WHEREAS, Darren Sproles has received the following awards as a result of his senior football season:

Class 6A offensive player of the year,

Greater Kansas City player of the year,

Kansas Sports Hall of Fame offensive player of the year,  
 U.S.A. Today Kansas player of the year,  
 All-Class, All-State top 11 player of the year in all publications,  
 Simonone award winner for the Greater Kansas City area; and  
 WHEREAS, Darren Sproles plans to attend Kansas State University on a football scholarship; Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That we congratulate and commend Darren Sproles for his spectacular accomplishments as a high school football player and wish him great success in the future; and

*Be it further resolved:* That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to Darren Sproles and to Olathe North Senior High School, both c/o Larry Chanay, Principal, Olathe North Senior High School, 600 E. Prairie, Olathe, Kansas 66061-3397.

On emergency motion of Senator Brownlee **SR 1817** was adopted unanimously.

Senator Brownlee welcomed and congratulated Darren Sproles on his many accomplishments. Accompanying Darren were Gene Weir, Coach; Jim Ater, Athletic Director and Larry Chanay, Principal, Olathe North Senior High School, Olathe, Kansas.

Senators Brownlee and O'Connor introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1818—

A RESOLUTION congratulating and commending the  
 2000 Olathe North Senior High School football team.

WHEREAS, For the fourth time in the past five years, the Olathe North Senior High School football team is the Kansas High School Activities Association Class 6A football champion; and

WHEREAS, Capping a perfect 12-0 season, the Olathe North Eagles became the 2000 champion with a 42-7 win over Manhattan High School. The championship game was played at Memorial Stadium in Lawrence on November 18, 2000. Olathe North's head coach, Gene Wier, had a simple game plan: Give the ball to Darren Sproles. It worked. Sproles carried the ball 28 times for 281 yards and scored five touchdowns. Overall the offense rushed for 396 yards. As potent as the offense was, it was the defense that decided the outcome of the game. The defense made five interceptions of Manhattan passes with the first one being on the first play of Manhattan's second possession of the ball. Interceptions were made by Royal Whitaker (2), Jim Bergant, Jesse Gullota and Matt Wiggin. The defense caused Manhattan to punt three times in the first half and limited Manhattan's first half offense to just 72 yards; and

WHEREAS, The team was committed to work hard in every practice feeling that if it did it would again win the state championship—which determination has now become reality; and

WHEREAS, The following team members will continue their football careers at the college level:

Darren Sproles	Kansas State University
Levi Milne	Coffeyville Community College
Josh Cahill	Butler County Community College
Taylor Lewis	Coffeyville Community College
Nick Anastasio	Butler County Community College

Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That we congratulate and commend the 2000 Olathe North Senior High School football team and head coach Gene Wier upon winning the 2000 Kansas High School Activities Association Class 6A football championship; and

*Be it further resolved:* That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to Larry Chanay, Principal, Olathe North Senior High School, 600 E. Prairie, Olathe, Kansas 66061-3397.

On emergency motion of Senator Brownlee **SR 1818** was adopted unanimously.

The Olathe North High School Football Team was recognized for their achievement of winning the 2000 Class 6A State Championship. The following guests were in attendance: Gene Weir, Coach; Jim Ater, Athletic Director; Larry Chanay, Principal; Darren Sproles, Player of the Year.

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

SENATE RESOLUTION No. 1819—

A RESOLUTION congratulating and commending the  
Goddard High School Lion PRIDE band.

WHEREAS, The Goddard High School Lion PRIDE Band won seven performance trophies at the largest ever National Outback Bowl Band Festival held in Tampa, Florida December 30, 2000. The awards were presented December 31, 2000, at a New Year's Eve Awards Ceremony and Party, with the Jazz Band accepting the Grand Champion trophy; and

WHEREAS, Goddard won the following additional awards in their class: First, Field Show; first, Jazz Band; first, Concert Percussion; second, Parade; second, Concert Band; second, Marching Percussion. The Goddard bands placed either first or second in every division in which they competed; and

WHEREAS, The Jazz Band Grand Champion Trophy won by Goddard was awarded to the group scoring the most points in competition among all schools regardless of size. In all, 29 bands competed at the festival, making it the largest high school band bowl festival in the nation this season; and

WHEREAS, The 150 Goddard band students who made the Florida trip also led a parade at Disney World and participated in the mass band half-time show at the Outback Bowl game January 1, 2001: Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That we congratulate and commend the Goddard High School Lion PRIDE band; and

*Be it further resolved:* That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to George V. Tignor, Principal, Goddard High School, P.O. Box 189, Goddard, Kansas 67052-0189.

On emergency motion of Senator Harrington **SR 1819** was adopted unanimously.

Senator Harrington recognized and congratulated members of the band.

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

SENATE RESOLUTION No. 1820—

A RESOLUTION congratulating and commending the Goddard High School science team.

WHEREAS, The Goddard High School science team, in conjunction with the Durango, Colorado, team, won the seventh annual International High School Settlement Design Competition July 15, 2000, at the Kennedy Space Center in Florida. This was the fourth time in seven years that the Goddard team has won the competition; and

WHEREAS, This was an international competition to design a settlement on the surface of earth's moon, "Alaskol," where over 19,000 people would make their homes with additional facilities for a transient population of 2,500. The team was given the requirement on a Friday evening with the requirement to return at 7:30 a.m. the next Monday with a 35-minute presentation of their proposal. Their proposal, estimated to cost \$80 billion to build, featured huge modular buildings, automated mining, solar power generation, provisions for the wealthy to vacation in a low-gravity setting, and for the system to be self-sustaining in five years; and

WHEREAS, The team members were Jessica Brock, Nichole Dugan, Sarah Fox, Ashley Jo Fahrenholtz, Keith Moyer, Evan Borst, Blake Bennett, Adam Goodwin, Scott Sullivan, Steven Anderson, Jeff Moore and Jacob Spence. The team coaches were Barry Schartz, Chairman of the Goddard High School science department, and Charlotte Schartz: Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That we congratulate and commend the Goddard High School science team and their coaches; and

*Be it further resolved:* That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to George V. Tignor, Principal, Goddard High School, P.O. Box 189, Goddard, KS 67052-0189.

On emergency motion of Senator Harrington **SR 1820** was adopted unanimously.

Senator Harrington recognized and congratulated members of the high school science team.

Senators Morris, Gooch, Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil and Wagle introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1821—

A RESOLUTION congratulating and commending Ben Vidricksen.

WHEREAS, Ben Vidricksen of Salina has retired after 21 years of service in the Kansas Senate representing the constituents of Senate District No. 24; and

WHEREAS, Senator Vidricksen's senate activities included service as the Assistant Majority Leader, Chairperson of the Committee on Transportation and Utilities, Governmental Organization, Legislative and Congressional Apportionment and the Joint Committee on State Building Construction, plus membership on the Confirmations Oversight, Federal and State Affairs, Interstate Cooperation and Organization, Calendar and Rules Committees; and

WHEREAS, Senator Vidricksen was instrumental in the passage of two comprehensive state highway plans, including widening of U.S. Highway 81 north of Salina to the Nebraska border; updating and refurbishing of the Capitol building, including the project to place the Ad Astra sculpture on the Capitol dome; support of veterans interests including establishment of the Kansas Veterans Home at Winfield, the state veterans cemetery program and repair of Kansas Armories; and was an active promoter of Kansas education and tourism; and

WHEREAS, Ben Vidricksen has been a stalwart member of the Salina community having owned and managed rental properties and operated a catering business there. A former chairperson of Saline County Republicans, he also was active in the North Salina Business Association, the Salina Chamber of Commerce and the Salina Convention and Tourism Bureau as well as several civic organizations: Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That we congratulate and commend Senator Vidricksen upon completion of 21 years of dedicated service to the Kansas Legislature and the citizens of Kansas; and

*Be it further resolved:* That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to Ben Vidricksen, 1427 W. Republic, Salina, Kansas 67401.

On emergency motion of Senator Morris **SR 1821** was adopted unanimously.

As part of the recognition, the following guests were in attendance to help honor Senator Ben Vidricksen: E. Stoney Wager, Executive Director, KCVA; Steve Goodman, Superintendent, Kansas Soldiers Home; Jim Hays, Superintendent, Kansas Veterans Home; Russ Haun, State Commander, DAV; Lee Stolfus, American Legion; Darrell Bencken, Quartermaster, VFW and Adjutant General Gregory B. Gardner.

#### REPORTS OF STANDING COMMITTEES

Committee on **Elections and Local Government** recommends **SB 218** be passed.

Also **SB 192** be amended on page 3, in line 39, after "committee" by inserting "per congressional district"; and the bill be passed as amended.

Committee on **Judiciary** recommends **SB 209** be passed.

#### REPORT ON ENROLLED BILLS

**SR 1817, SR 1818** reported correctly enrolled, properly signed and presented to the Secretary of the Senate on February 16, 2001.

On motion of Senator Donovan the Senate adjourned until 2:30 p.m., Monday, February 19, 2001.

HELEN A. MORELAND, *Journal Clerk*.

PAT SAVILLE, *Secretary of Senate*.

