

# Journal of the Senate

THIRD DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Wednesday, January 16, 2002—2:30 p.m.

The Senate was called to order by President Dave Kerr.

The roll was called with forty senators present.

President Kerr introduced as guest chaplain, Rev. David C. Fulton, Pastor, Trinity Lutheran Church, Topeka, Kansas, and Wing Chaplain of the 190th ARW, Forbes Field, Topeka, Kansas, who delivered the invocation:

The beauty of Kansas O God, is thy beauty, it's the smell of freshly turned earth, the beauty of a Kansas sunset across the vast expanse of Kansas prairie, it's the beauty of a laughing child and the wrinkled face of our elders. We sing of thy beauty, O beautiful for spacious skies, for amber waves of grain....God open our souls to the blazing beauty of our home on the range, the land and the people.

Grant us a graced awareness O God, that we are stewards of this beauty, that you call us to preserve and protect the delicate beauty of the land and its people, to protect it from wild eyed terrorists, to protect it from exploiters, to provide for public safety and well being for all.

WE are *all* stewards O God, however, you have entrusted a greater responsibility, to those who gather here, to act on behalf of all the people of Kansas. God bless their souls, grant them a passion of the well being of all who call Kansas home, and grant them wisdom to work together for the good of all. In the midst of the dealing, testimonies, speeches and meetings, let there be O God, a profound awareness of the beauty of Kansas, from the land to the people, God shed thy grace on us...in the name of all that we hold sacred...amen

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 388**, An act concerning insurance; relating to risk-based capital requirements; amending K.S.A. 2001 Supp. 40-2c01 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 389**, An act concerning insurance; authorizing the insurance commissioner to share information with functional regulatory agencies, by Committee on Financial Institutions and Insurance.

**SB 390**, An act concerning insurance; relating to reinsurance matters; amending K.S.A. 40-221a and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 391**, An act regulating traffic; concerning failure to comply with traffic citation; amending K.S.A. 8-2110 and repealing the existing section, by Committee on Transportation.

**SB 392**, An act relating to drivers' licenses; concerning habitual violators; amending K.S.A. 8-285 and repealing the existing section, by Committee on Transportation.

**SB 393**, An act concerning the teacher service scholarship program; relating to the awarding of scholarships; amending K.S.A. 2001 Supp. 74-32,102 and repealing the existing section, by Committee on Education.

**SB 394.** An act concerning school districts; relating to the closure of school buildings by boards of education; amending K.S.A. 72-8213 and K.S.A. 2001 Supp. 72-8233 and repealing the existing sections; also repealing K.S.A. 72-8136a, 72-8136b, 72-8136c, 72-8136d and 72-8136e, by Committee on Education.

**SB 395.** An act concerning plant and animal diseases; relating to state of disaster emergency; unlawful acts and punishment therefor; amending K.S.A. 21-3436 and K.S.A. 2001 Supp. 47-623 and 48-924 and repealing the existing sections, by Committee on Agriculture.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and resolution were referred to Committee as indicated:

Ways and Means: **SB 385, SB 386, SB 387; SCR 1614.**

#### REFERRAL OF APPOINTMENTS

The following appointments made by the Governor and submitted to the senate for confirmation, were referred to Committees as indicated:

*Secretary, Department of Administration*, Joyce H. Glasscock, effective upon the date of confirmation by the Senate to serve at the pleasure of the Governor.

(Federal and State Affairs)

*Credit Union Administrator*, Jerel L. Wright, effective upon the date of confirmation by the Senate to serve a four-year term ending November 30, 2005.

(Financial Institutions and Insurance)

*Member, Board of Indigents' Defense Services*, Ruth E. Graham, effective upon the date of confirmation by the Senate to serve a three-year term ending January 15, 2005.

(Judiciary)

*Member, Board of Indigents' Defense Services*, David L. Herndon, effective upon the date of confirmation by the Senate to serve a three-year term ending January 15, 2005.

(Judiciary)

*Member, Kansas, Inc.*, Rolland A. Vincent, effective upon the date of confirmation by the Senate to fulfill a term ending January 15, 2004.

(Commerce)

*Member and Chair, Kansas Parole Board*, Marilyn Scafe, effective upon the date of confirmation by the Senate to serve a four-year term ending January 15, 2006

(Judiciary)

#### MESSAGE FROM THE GOVERNOR

##### CONFIRMATION WITHDRAWAL

January 15, 2002

*To the Senate of the State of Kansas:*

Please be advised that the previously submitted name for confirmation by the Senate on June 1, 2001, is now hereby withdrawn.

BILL GRAVES  
Governor

*Kansas Human Rights Commission*, L. Clay Thompson

#### COMMUNICATIONS FROM STATE OFFICERS

KANSAS DEPARTMENT OF HEALTH & ENVIRONMENT  
The Bureau of Waste Management

December 2001

A Review of the Kansas Solid Waste Program and Expenditures in FY 2001 was submitted by the Bureau of Waste Management, Kansas Department of Health & Environment.

KANSAS DEPARTMENT OF HEALTH & ENVIRONMENT  
Division of Health  
January, 2002

The Bureau of Epidemiology and Disease Prevention HIV/STD Section, submitted a legislative report on the HIV infections in Kansas.

DEPARTMENT OF ADMINISTRATION  
Kansas State Employees Health Care Commission  
January 7, 2002

In compliance with KSA 75-6509, Kyle L. Wendt, Health Benefits Administrator, submitted the state of Kansas Health Care Benefits Program Annual Report.

DEPARTMENT OF ADMINISTRATION  
Division of Purchases  
January 15, 2002

John T. Houlihan, Director of Purchases, as required under the provisions of HB 2119, submitted a Status Report to the Kansas Legislature on the Reverse Auction Pilot Project.

DEPARTMENT OF HUMAN RESOURCES  
Office of the Secretary  
January 15, 2002

Richard E. Beyer, Secretary of Human Resources, submitted a report to the legislature on the adequacy of the Unemployment Insurance Trust Fund.

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

On motion of Senator Oleen the Senate adjourned until 8:00 a.m., Thursday, January 17, 2002.

HELEN A. MORELAND, *Journal Clerk.*

PAT SAVILLE, *Secretary of Senate.*

