

Journal of the Senate

SIXTY-THIRD DAY

SENATE CHAMBER, TOPEKA, KANSAS
Friday, April 12, 2002—11:00 a.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,

O, help us go home

Far from the green dome

Where our kids or our grandchildren play

Where seldom is heard

That old “shortfall” word,

And my schedule’s not crowded all day.

Home, home has not changed,

And I plan to stay there till May.

Where seldom is heard

That old “shortfall” word,

And my schedule’s not crowded all day.

Thank You for Your patience with me, Lord,

AMEN

(Sung to the tune of “Home on the Range”)

PRESENTATION OF PETITIONS

The following petitions were presented, read and filed:

SP 5, by Senator Pete Brungardt: A petition favoring support of The Health Care Providers’ Rights of Conscience Act (HB 2711), signed by Jenny Goter and 158 citizens of Saline County.

SP 6, by Senator Dave Jackson: A petition favoring support of The Health Care Providers’ Rights of Conscience Act (HB 2711), signed by Dallas Anderson and 141 citizens of Shawnee County.

SP 7, by Senator Lynn Jenkins: A petition favoring support of The Health Care Providers’ Rights of Conscience Act (HB 2711), signed by Bill Tenbrink and 52 citizens of Shawnee County.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

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

Assessment and Taxation: **HB 2396**.

Federal and State Affairs: **HB 2782 (Separately)**.

Organization, Calendar and Rules: **SR 1843**.

Ways and Means: **HB 2782 (Separately); HB 3034**.

REFERRAL OF APPOINTMENTS

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

Member, State Civil Service Board, William A. Dean, effective upon the date of confirmation by the Senate to serve a four-year term ending March 15, 2006.

(Ways and Means)

Member, State Civil Service Board, Glenn W. Fisher, effective upon the date of confirmation by the Senate to serve a four-year term ending March 15, 2006.

(Ways and Means)

Member, Public Employee Relations Board, Sally S. O'Grady, effective upon the date of confirmation by the Senate to serve a four-year term ending March 15, 2006.

(Ways and Means)

MESSAGE FROM THE HOUSE

Announcing passage of **HB 2948, HB 3003, HB 3009; Substitute HB 3017; HB 3023, HB 3032.**

Passage of **SB 396, as amended, SB 472, as amended, SB 501, as amended, SB 643, as amended by House Substitute for SB 643.**

The House adopts the conference committee report on **HB 2818.**

The House adopts the conference committee report on **SB 437.**

The House adopts the conference committee report on **SB 504.**

The House nonconcurrs in Senate amendments to **HB 2337** and requests a conference and has appointed Representatives Ray, Campbell and Gilbert as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **Substitute HB 2754** and requests a conference and has appointed Representatives Holmes, Sloan and McClure as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **HB 2933** and requests a conference and has appointed Representatives Humerickhouse, Novascone and Ruff as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **HB 3031** and requests a conference and has appointed Representatives Holmes, Sloan and McClure as conferees on the part of the House.

The House announces the appointment of Representative Humerickhouse to replace Representative P. Long as a conferee on **HB 2676.**

The House announces the appointment of Representative Humerickhouse to replace Representative P. Long as a conferee on **HB 2729.**

INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

HB 2948, HB 3003, HB 3009; Substitute HB 3017; HB 3023, HB 3032 were there-upon introduced and read by title.

CONSIDERATION OF MOTIONS TO CONCUR OR NONCONCUR

On motion of Senator Morris the Senate nonconcurrred in the House amendments to **SB 429** and requested a conference committee be appointed.

The President appointed Senators Morris, Jordan and Feleciano as a conference committee on the part of the Senate.

On motion of Senator Vratil the Senate nonconcurrred in the House amendments to **SB 489** and requested a conference committee be appointed.

The President appointed Senators Vratil, Schmidt and Goodwin as a conference committee on the part of the Senate.

On motion of Senator Morris the Senate nonconcurrred in the House amendments to **SB 509** and requested a conference committee be appointed.

The President appointed Senators Morris, Jordan and Feleciano as a conference committee on the part of the Senate.

On motion of Senator Harrington the Senate nonconcurred in the House amendments to **SB 541** and requested a conference committee be appointed.

The President appointed Senators Brungardt, Barnett and Gooch as a conference committee on the part of the Senate.

On motion of Senator Praeger the Senate nonconcurred in the House amendments to **SCR 1623** and requested a conference committee be appointed.

The President appointed Senators Praeger, Teichman and Feleciano as a conference committee on the part of the Senate.

CHANGE OF CONFERENCE

The President announced the appointment of Senator Haley as a member of the Conference Committee on **SB 403** to replace Senator Downey.

The President announced the appointment of Senator Oleen as a member of the Conference Committee on **SB 403** to replace Senator Vratil.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Jackson, Hensley and Jenkins introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1844—

A RESOLUTION congratulating and commending the Topeka Lutheran School girls basketball team and Coach Walt Malone for winning third place at the National Lutheran Tournament of Champions.

WHEREAS, The Topeka Lutheran girls basketball team was undefeated the last two seasons in the Topeka Parochial League and the Parochial League Tournament. Last summer, the Topeka Lutheran School girls won 10 games with 0 losses in the Washburn Summer Basketball League. In addition to the Parochial League Tournament, the Topeka Lutheran School girls won the Annual Topeka Lutheran Invitational Tournament and the St. John's - Alma Preseason Tournament two consecutive years. They also won the Holy Cross Tournament in Emma, Missouri, as a newcomer to the tournament; and

WHEREAS, After a perfect 24 - 0 season during 2001-2002, which included wins over public, private and parochial school teams from Kansas, Missouri and Oklahoma, the Topeka Lutheran School girls were invited to the National Lutheran Tournament of Champions sponsored by the Lutheran Basketball Association of America, Inc. and held at Valparaiso University from March 21 to 24, 2002. The National Tournament included 24 teams from throughout the United States; and

WHEREAS, At the national tournament, the Topeka Lutheran School girls received a bye the first round. In second round play, they defeated a team from Heartland, Michigan. In the third round, they defeated a team from Wheaton, Illinois. In the semi-finals, the Topeka Lutheran School girls lost by 4 points in overtime to a team from Cedar Rapids, Iowa. The Topeka Lutheran School team bounced back from their only defeat of the season by winning the third place championship game by 9 points, defeating a team from Williamsburg, Iowa. Two Topeka Lutheran School players, Jamie Stinson and Angela Wiseman, were named to the All-Tournament Team; and

WHEREAS, Members of the Topeka Lutheran School girls basketball team were: Eighth graders, Jessica Berry, Christy Weems, Angela Wiseman and Jamie Stinson and seventh graders, Elise Bruns, Rachael Rost, Stephanie Lange and one sixth grader, Alisha Bolz. For tournaments, the team was joined by seventh graders Elizabeth Dale, Josie Berry, Melissa Powell, Chelsey Rogers and Mikayla Khalil. The Head Coach was Walt Malone. The Assistant Coaches were David Bruns and Jim Stinson; and

WHEREAS, The members of this outstanding basketball team have received national recognition for their fine sportsmanship and athletic abilities; and

WHEREAS, The success of this team was due to its excellent teamwork, strong competitive spirit and determination to win. The team also had the enthusiastic support of the school's administrators, the faculty, the students and the players' parents: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That the Topeka Lutheran School girls basketball team and Coach Malone be congratulated and commended for winning third place at the National Lutheran Tournament of Champions and for their success during the past two basketball seasons; and

Be it further resolved: That the Secretary of the Senate be directed to send two enrolled copies of this resolution to Gery Pralle, Principal; and one copy each to Walt Malone, Head Coach, and David Bruns and Jim Stinson, Assistant Coaches, all addressed to Topeka Lutheran School, 701 S.W. Roosevelt, Topeka, Kansas 66606.

On emergency motion of Senator Jackson **SR 1844** was adopted unanimously.

Senator Jackson introduced team members Jessica Berry, Christy Weems, Angela Wiseman, Jamie Stinson, Elise Bruns, Rachael Rost, Stephanie Lange, Alisha Bolz, Elizabeth Dale, Josie Berry, Melissa Powell, Chelsey Rogers and Mikayla Khalil. Also recognized were Walt Malone, head coach, and assistant coaches, David Bruns and Jim Stinson.

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

SENATE RESOLUTION No. 1845—

A RESOLUTION congratulating and commending Scott Toland for winning the All-Kansas Spelling Bee.

WHEREAS, Scott Toland of Iola won the All-Kansas Spelling Bee for the second year in a row on April 6, 2002; and

WHEREAS, Scott will travel to Washington, D.C., in late May where he will represent the State of Kansas in the National Spelling Bee for the second year in a row; and

WHEREAS, Scott is the 14-year-old son of John and Karen Toland of Iola and is an eighth grade student at Iola Middle School; and

WHEREAS, Scott won the state championship by spelling the word “avoirdupois” after it was misspelled by his final opponent and then correctly spelling the word “phaeton”; and

WHEREAS, Other words Scott spelled correctly during the state competition include posthumous, formaldehyde, pylon, wherewithal, visceral, schism, esoteric and sepulchral; and

WHEREAS, All Kansans are proud of Scott Toland for his achievements and for representing Kansas well in the National Spelling Bee: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That the Senate congratulates and commends Scott Toland for winning the All-Kansas Spelling Bee for the second year in a row and wishes him well as he represents our state in the National Spelling Bee; and

Be it further resolved: That the Secretary of the Senate provide a copy of this resolution to Scott Toland and to his parents, John and Karen Toland, both addressed to P.O. Box 312, Iola, Kansas 66749.

On emergency motion of Senator Schmidt **SR 1845** was adopted unanimously.

Senator Schmidt introduced and congratulated Scott on winning the All-Kansas Spelling Bee for two consecutive years.

Accompanying Scott was his mother Karen Toland

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

SENATE RESOLUTION No. 1846—

A RESOLUTION congratulating and commending the William Allen White Children's Book Award on its 50th Anniversary.

WHEREAS, The William Allen White Children's Book Award was established for the children of Kansas by Ruth Gagliardo in 1952. With the consent of the White family, the award was named for William Allen White, the famous editor of The Emporia Gazette who was an advisor to presidents, a Pulitzer Prize winner and was fondly known as the Sage of Emporia; and

WHEREAS, The award encourages students in grades three to eight to read good literature. The award promotes literacy and the enjoyment of reading and provides opportunities for students to meet and to interact with authors of children's books; and

WHEREAS, The award was the first state award in the nation to be reader selected. The award selection process provides students with practice in the democratic right to vote; and

WHEREAS, The award is sponsored by Emporia State University and is funded by the Trusler Foundation, patrons of the award and Emporia State University; and

WHEREAS, The 50th Anniversary of the William Allen White Children's Book Award is to be celebrated at Emporia on October 5, 2002: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend the William Allen White Children's Book Award upon completion of 50 years of furthering the reading of good literature by Kansas school children; and

Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to Dean Joyce Davis, White Library, Emporia State University, 1200 Commercial, Emporia, Kansas 66801.

On emergency motion of Senator Barnett **SR 1846** was adopted unanimously.

Senator Barnett introduced and welcomed Dean Joyce Davis, Liz Martell and Sharon Sharp.

POINT OF PERSONAL PRIVILEGE

In recognition of the Civil Air Patrol, Senator Salmans rose on a point of personal privilege to introduce Col. George M. Boyd, Patrol Commander, and commend him and the patrol on their many contributions to the State of Kansas.

Each Senator received a certificate making them an honorary member of the Civil Air Patrol.

REPORTS OF STANDING COMMITTEES

Committee on **Public Health and Welfare** recommends **Substitute for HB 2285** be amended on page 1, in line 13, by striking "This act" and inserting "Sections 1 to 5, inclusive, and amendments thereto,"; in line 16, by striking "upon request"; in line 33, after the period, by inserting "An ophthalmic lens shall include a contact lens with or without power.";

On page 2, in line 1, by striking "or dispenses"; in line 5, after "mail" by inserting "to Kansas residents"; in line 7, after "the" by inserting "state"; also in line 7, by striking "examiners in optometry" and inserting "healing arts"; in line 11, by striking "board" and inserting "state board of healing arts"; in line 14, before the semicolon, by inserting ", if required"; in line 23, by striking "board" and inserting "state board of healing arts"; in line 26, by striking "board" and inserting "state board of healing arts"; in line 33, by striking "licensed to"; in line 34, by striking all before "who";

On page 3, in line 4, by striking "board of examiners in optometry" and inserting "the state board of healing arts"; after line 5, by inserting the following:

"(k) The state board of healing arts shall remit all moneys received under this section to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the healing arts fee fund.";

Also on page 3, in line 7, by striking "registration or"; also in line 7, after "person" by inserting "who is licensed by the board of examiners in optometry and who is"; in line 9, by striking "sections 1 through section 4" and inserting "K.S.A. 65-1504b"; in line 11, after the period, by inserting: "The state board of healing arts may revoke the registration or license of any person who is registered under section 4, and amendments thereto, or licensed by the state board of healing arts and who is dispensing contact lenses in Kansas under this act for failure to comply with the requirements of sections 2 through 4 and amendments thereto."; in line 12, after "(b)" by inserting "(1)"; also in line 12, by striking all after "act"; in line 13, by striking "in Kansas"; also in line 13, after "board" by inserting "of examiners in optometry for persons licensed by the board of examiners in optometry or the state board of healing arts for persons registered under section 4, and amendments thereto, or licensed by the state board of healing arts to practice medicine and surgery"; in line 15, after the period, by inserting the following:

"(2)";

Also on page 3, also in line 15, after "board" by inserting "of examiners in optometry"; in line 16, by striking "by it"; after line 25, by inserting the following:

"(3) The state board of healing arts shall remit all moneys received under this section to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments

thereto. Upon receipt of such remittance the state treasurer shall deposit the entire amount in the state treasury. The state treasurer shall then deposit into the healing arts fee fund an amount from such deposits equal to the board's actual costs, including attorney fees, related to fine assessment and enforcement as certified by the president of the board. All expenditures from such funds shall be made in accordance with appropriation acts upon warrants of the director of accounts and reports issued pursuant to vouchers approved by the president of the board or by a person designated by the president.”;

Also on page 3, in line 27, by striking all before “or” and inserting “K.S.A. 65-1504b, and amendments thereto,”; in line 28, after “law” by inserting a comma; also in line 28, after the comma, by inserting “for persons licensed by the board of examiners in optometry,”; by striking all in line 30; in line 31, by striking all before the period; also in line 31, after the period, by inserting: “If a person dispensing contact lenses who is registered under section 4, and amendments thereto, or licensed by the state board of healing arts is operating in violation of K.S.A. 65-1504b, and amendments thereto, or section 4, and amendments thereto, or both, the state board of healing arts or the attorney general may commence an action to enjoin such person from further violations or from mailing, shipping or otherwise delivering contact lenses in Kansas.”; in line 32, by striking “New Sec. 6.” and inserting the following:

“(d)”;

And by renumbering sections accordingly;

Also on page 3, in line 33, by striking “this act, and the” and inserting “K.S.A. 65-1504b, and amendments thereto, for persons licensed by the board of examiners in optometry, and the state board of healing arts shall administer and enforce the provisions of sections 2 through 4, and amendments thereto, for persons registered under section 4, and amendments thereto, or licensed by the state board of healing arts and each such”; in line 36, by striking “this”; in line 37, by striking “act” and inserting “the law being enforced”; and the substitute bill be passed as amended.

Committee on **Reapportionment** recommends **Substitute for HB 3012** be amended by substituting a new bill to be designated as “SENATE Substitute for Substitute for HOUSE BILL No. 3012,” as follows:

“SENATE Substitute for Substitute for HOUSE BILL No. 3012

By Committee on Reapportionment

“AN ACT concerning congressional districts; providing for the redistricting thereof; repealing K.S.A. 4-128, 4-133 and 4-135.”;

and the substitute bill be passed.

REPORT ON ENGROSSED BILLS

SB 402 reported correctly re-engrossed April 12, 2002.

ORIGINAL MOTION

On motion of Senator Oleen an emergency was declared, the rules suspended and **S Sub for Sub HB 3012** was moved to the top of the calendar under the heading of General Orders.

The motion carried on a 2/3 constitutional majority.

On motion of Senator Oleen, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate met pursuant to recess with President Kerr in the chair.

CONSIDERATION OF MOTIONS TO CONCUR OR NONCONCUR

Senator Praeger moved the Senate concur in house amendments to **SB 470**.

An act concerning the bank commissioner; creating certain positions in the unclassified service.

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, 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.

Nays: Corbin.

The Senate concurred.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 395**, submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with House Committee of the Whole amendments, as follows:

On page 1, in line 39, by striking all after "(3)"; by striking all in lines 40 and 41; in line 42, by striking "(4)";

On page 2, in line 3, by striking "(5)" and inserting "(4)"; in line 32, by striking all after "(d)(1)"; in line 33, by striking "(4), endangering" and inserting "Endangering"; in line 35, by striking all after "(2)"; in line 36, by striking "ing" and inserting "Endangering"; by striking all in lines 38 through 42 and inserting the following:

"(e) The provisions of this section shall be part of and supplemental to the Kansas criminal code.

New Sec. 2. (a) Aggravated endangering the food supply is endangering the food supply, as provided in section 1, and amendments thereto, when done with the: (1) Intent to cause damage to plants or animals or to cause economic harm or social unrest; or

(2) intent to cause illness or injury or death to a human being or beings.

(b) (1) Aggravated endangering the food supply as provided in subsection (a)(1) is a severity level 3, nonperson felony.

(2) Aggravated endangering the food supply as provided in subsection (a)(2) is a severity level 3, person felony.

(c) The provisions of this section shall be part of and supplemental to the Kansas criminal code.";

And by renumbering sections accordingly;

On page 7, by striking all in lines 3 through 43;

On page 8, by striking all in lines 1 through 38;

And by renumbering sections accordingly;

On page 1, in the title, in line 16, by striking "agriculture; relating to"; in line 17, before "state" by inserting "relating to"; in line 18, by striking "poultry production contracts;"

And your committee on conference recommends the adoption of this report.

DAN JOHNSON
DONALD L. DAHL
DANIEL J. THIMESCH
Conferees on part of House

DEREK SCHMIDT
TIM HUELSKAMP
CHRISTINE DOWNEY
Conferees on part of Senate

Senator Schmidt moved the Senate adopt the Conference Committee Report on **SB 395**.

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, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Corbin, Pugh.

The Conference Committee report was adopted.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 437**, submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with House Committee amendments, as follows:

On page 10, in line 12, after "machines" by inserting " , or any plant which is registered by the department of agriculture under article 7 of chapter 65 of the Kansas Statutes Annotated or which is licensed by the department of agriculture under article 6a of chapter 65 of the Kansas Statutes Annotated"; in line 16, by striking "commercial honey"; in line 17, after "operation" by inserting "or individual beekeeper that produces or stores honey who does not process or offer the honey for sale at retail, or any plant which is registered by the department of agriculture under article 7 of chapter 65 of the Kansas Statutes Annotated or which is licensed by the department of agriculture under article 6a of chapter 65 of the Kansas Statutes Annotated";

And your committee on conference recommends the adoption of this report.

DAN JOHNSON
DONALD L. DAHL
DANIEL J. THIMESCH
Conferees on part of House

DEREK SCHMIDT
TIM HUELSKAMP
CHRISTINE DOWNEY
Conferees on part of Senate

Senator Schmidt moved the Senate adopt the Conference Committee Report on **SB 437**.

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, 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.

Nays: Corbin.

The Conference Committee report was adopted.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 504**, submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with House Committee of the Whole amendments, as follows:

On page 8, after line 37, by inserting:

"New Sec. 6. (a) There is hereby created the Kansas natural resource legacy alliance.

(b) The alliance shall consist of the following appointed members all of whom shall be residents of the state of Kansas:

(1) The president of the senate or the president of the senate's designee, and two additional members appointed by the president of the senate, two of whom shall be landowners who own at least 160 acres of Kansas farm or ranch land and are principally engaged in production agriculture;

(2) the minority leader of the senate or the minority leader of the senate's designee and one additional member appointed by the minority leader of the senate who shall be a landowner who owns at least 160 acres and is principally engaged in production agriculture;

(3) the chairman of the senate committee on natural resources or the chairman of the senate committee on natural resources' designee provided that such designee is a member of the legislature of the state of Kansas;

(4) the speaker of the house of representatives or the speaker of the house of representative's designee, and two additional members appointed by the speaker of the house of representatives, two of whom shall be landowners who own at least 160 acres of Kansas farm or ranch land and are principally engaged in production agriculture;

(5) the minority leader of the house of representatives or the minority leader of the house of representative's designee and one additional member appointed by the minority leader of the house of representatives who shall be a landowner who owns at least 160 acres and is principally engaged in production agriculture;

(6) the chairman of the house committee on environment or the chairman of the house committee on environment's designee provided that such designee is a member of the legislature of the state of Kansas; and

(7) three members appointed by the governor, at least two of which shall be landowners who own at least 160 acres of Kansas farm or ranch land and are principally engaged in production agriculture.

(c) The following shall be nonvoting advisors to the members of the alliance:

(1) The secretary of wildlife and parks or the secretary's designee;

(2) the secretary of agriculture or the secretary's designee;

(3) the executive director of the state conservation commission or the executive director's designee;

(4) the secretary of health and environment or the secretary's designee;

(5) the director of the Kansas water office or the director's designee;

(6) the state forester or the state forester's designee;

(7) the secretary of commerce and housing or the secretary of commerce and housing's designee;

(8) the president of the Kansas farm bureau or the president's designee; and

(9) the president of the Kansas livestock association or the president's designee.

(d) Officers making appointments pursuant to subsection (b) shall consult and coordinate among themselves in making the appointments in order to achieve a membership that represents a balance of knowledge and experience among interests in natural resources, environmental interests and related economic interests, including parks and recreation, soil and water conservation, travel and tourism, economic development, agriculture, outdoor recreation, landowners and homeowners, fish and wildlife, forest resources, prairie and grassland resources and municipalities. At least two such members shall represent environmental interests. In making the appointments, the officers shall solicit and allow an opportunity for recommendations by interested groups and individual citizens.

New Sec. 7. (a) The alliance shall develop a vision for utilizing the state's natural resources to assure economic development, a healthy environment, proper protection of natural resources, opportunities for natural resource and environmental education and quality of life for Kansas families and individual citizens. In developing the vision, the alliance shall:

(1) Conduct public hearings across the state to seek citizen input and provide information to the public;

(2) seek input from state and local governmental agencies;

(3) examine the state's current natural resource programs;

(4) consider the impact of the state's natural resources and programs on economic development and the environment;

(5) examine the state's current and future resource needs, recognizing the basic American freedom of private ownership of land and the landowner's right to private property protection pursuant to K.S.A. 77-701 et seq., and amendments thereto;

(6) expand voluntary public or private partnerships that support and implement the vision; and

(7) develop goals and establish priorities for attaining the vision, including, but not limited to, goals and priorities for outdoor recreation, tourism, economic development, natural resource and environmental education, quality of life, water quality, water supplies,

fish and wildlife resources, prairie and grassland resources, forest resources, parks and lakes, wetlands and riparian areas, soil and water conservation and air quality.

(b) The alliance shall submit a preliminary report of its activities and recommendations to the governor and the legislature on or before May 1, 2003, and shall submit a final report and recommendations to the governor and legislature on or before December 1, 2003.

New Sec. 8. (a) The alliance shall meet at least once each calendar quarter. The first meeting shall be called by the governor, at which time the alliance shall elect a chairperson and vice-chairperson. Thereafter, the alliance shall meet on call of the chairperson or on written request of a majority of the members. The alliance may hold its meetings at such times and at such places within the state as the members determine appropriate.

(b) The alliance shall be attached to the state conservation commission as a part thereof. All budgeting, purchasing and related management functions of the alliance shall be administered by the executive director of the state conservation commission. The executive director of the state conservation commission shall provide office and meeting space and such clerical and other staff assistance as may be necessary to assist the alliance in carrying out its powers, duties and functions under this act.

(c) Members of the alliance specified in subsection (b) of section 6, and amendments thereto, shall receive compensation, subsistence allowances, mileage and other expenses as provided in K.S.A. 75-3223, and amendments thereto.”;

And by renumbering the sections accordingly;

On page 1, in the title, in line 16, prior to “wildlife”, by inserting “natural resources; creating the Kansas natural resource legacy alliance; concerning”;

And your committee on conference recommends the adoption of this report.

JOANN LEE FREEBORN
DON MYERS
VAUGHN L. FLORA
Conferees on part of House

ROBERT TYSON
MARK TADDIKEN
JOHN K. LEE
Conferees on part of Senate

Senator Tyson moved the Senate adopt the Conference Committee Report on **SB 504**.

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, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

Nays: Corbin, Huelskamp, Pugh, Tyson.

The Conference Committee report was adopted.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **SB 564**, submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with House Committee of the Whole amendments, as follows:

On page 4, in line 31, by striking “15.00” and inserting “5.00”; in line 34, by striking all after “Kansas”; in line 35, by striking “of this act”; also in line 35, following the dot leaders, by inserting “5.00”; in line 37, by striking “15.00” and inserting “5.00”;

On page 5, in line 5, by striking “special register of deeds”; in line 6, by striking “records” and inserting “register of deeds technology”;

On page 6, in line 11, by striking “spe-”; in line 12, by striking all before “fund” and inserting “register of deeds technology”; in line 14, by striking “special register of deeds records” and inserting “register of deeds technology”; in line 17, by striking “special register

of deeds records” and inserting “register of deeds technology”; in line 18, following “and” by inserting “technological”; following line 35, by inserting:

“(g) At the end of any calendar year, if the balance in such fund exceeds \$50,000 and the register of deeds indicates that such amount in excess of \$50,000 shall not be needed and is not designated for technology, the county commission may authorize the transfer and use of such excess moneys by other county offices for equipment or technological services relating to the land or property records filed or maintained by the county.

(h) If a charter form of government is adopted and implemented pursuant to K.S.A. 19-2680 *et seq.*, and amendments thereto, the provisions of this section shall apply to the official, department or office which performs the duties and functions prescribed for the office of the register of deeds.”;

And your committee on conference recommends the adoption of this report.

GERRY RAY
LARRY L. CAMPBELL
RUBY GILBERT
Conferees on part of House

BARBARA P. ALLEN
KAY O’CONNOR
MARK GILSTRAP
Conferees on part of Senate

Senator Allen moved the Senate adopt the Conference Committee Report on **SB 564**.

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, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O’Connor, Oleen, Praeger, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Corbin, Huelskamp, Pugh.

The Conference Committee report was adopted.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **Substitute for HB 2686**, submits the following report:

The Senate recedes from all of its amendments to the bill;

And your committee on conference recommends the adoption of this report.

ROBERT TYSON
MARK TADDIKEN
JANIS K. LEE
Conferees on part of Senate

JOANN LEE FREEBORN
DON MYERS
VAUGHN L. FLORA
Conferees on part of House

Senator Tyson moved the Senate adopt the Conference Committee Report on **Sub HB 2686**.

On roll call, the vote was: Yeas 33, Nays 7, Present and Passing 0, Absent or Not Voting 0.

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

Nays: Corbin, Jackson, Kerr, Schmidt, Schodorf, Umbarger, Vratil.

The Conference Committee report was adopted.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2831**, submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee of the Whole amendments, as follows:

On page 3, by striking all in lines 29 and 30;

And your committee on conference recommends the adoption of this report.

DWAYNE UMBARGER
LANA OLEEN
CHRISTINE DOWNEY
Conferees on part of Senate

LISA BENLON
CARL C. KREHBIEL
ANNIE KUETHER
Conferees on part of House

Senator Umbarger moved the Senate adopt the Conference Committee Report on **S Sub for HB 2831**.

On roll call, the vote was: Yeas 26, Nays 14, Present and Passing 0, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Brownlee, Brungardt, Donovan, Downey, Emler, Goodwin, Jackson, Jenkins, Jordan, Kerr, Lee, Morris, O'Connor, Oleen, Praeger, Salmans, Schmidt, Schodorf, Taddiken, Teichman, Umbarger, Vratil, Wagle.

Nays: Barone, Clark, Corbin, Feleciano, Gilstrap, Gooch, Haley, Harrington, Hensley, Huelskamp, Lyon, Pugh, Steineger, Tyson.

The Conference Committee report was adopted.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **HB 2880**, submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with Senate Committee amendments, as follows:

On page 4, after line 12 by inserting the following:

“Sec. 2. K.S.A. 2001 Supp. 65-448 is hereby amended to read as follows: 65-448. (a) Upon the request of any law enforcement officer and with the written consent of the reported victim, any physician, *a licensed physician assistant, who has been specially trained in performing sexual assault evidence collection, or a registered professional nurse, who has been specially trained in performing sexual assault evidence collection*, on call or on duty at a medical care facility of this state, as defined by subsection (h) of K.S.A. 65-425, and amendments thereto, shall examine persons who may be victims of sexual offenses cognizable as violations of K.S.A. 21-3502, 21-3503, 21-3504, 21-3505, 21-3506, 21-3602 or 21-3603, and amendments thereto, using Kansas bureau of investigation sexual assault evidence collection kits or similar kits approved by the Kansas bureau of investigation, for the purposes of gathering evidence of any such crime. If the physician, *licensed physician assistant or registered professional nurse* refuses to perform such physical examination the prosecuting attorney is hereby empowered to seek a mandatory injunction against such physician, *licensed physician assistant or registered professional nurse* to enforce the provisions of this act. Any refusal by a physician, *licensed physician assistant or registered professional nurse* to perform an examination which has been requested pursuant to this section shall be reported by the county or district attorney to the state board of healing arts *or the board of nursing, whichever is applicable*, for appropriate disciplinary action. The department of health and environment, in cooperation with the Kansas bureau of investigation, shall establish procedures for gathering evidence pursuant to this section. A minor may consent to examination under this section. Such consent is not subject to disaffirmance because of

minority, and consent of parent or guardian of the minor is not required for such examination. The hospital or medical facility shall give written notice to the parent or guardian of a minor that such an examination has taken place.

(b) Costs of conducting an examination of a victim as herein provided including the costs of the sexual assault evidence collection kits shall be charged to and paid by the county where the alleged offense was committed. Such county may charge the defendant for the costs paid herein as court costs assessed pursuant to K.S.A. 28-172a or 28-172c, and amendments thereto.”;

And by renumbering the remaining sections accordingly;

Also on page 4, in line 13, by striking “is” and inserting “and 65-448 are”; in line 15, by striking “statute book” and inserting “Kansas register”;

In the title, on page 1, in line 13, after the semicolon by inserting “examination of victims of sexual assault;”; also in line 13, after “and” by inserting “65-448 and”; in line 14, by striking “section” and inserting “sections”;

And your committee on conference recommends the adoption of this report.

JOHN VRATIL
DAVID ADKINS
GRETA GOODWIN
Conferees on part of Senate

MICHAEL R. O'NEAL
WARD LOYD
JANICE L. PAULS
Conferees on part of House

Senator Vratil moved the Senate adopt the Conference Committee Report on **HB 2880**.

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, Donovan, Downey, Emler, Feleciano, Gilstrap, Goodwin, Harrington, Hensley, Jackson, Jenkins, Jordan, Kerr, Lee, Lyon, Morris, O'Connor, Oleen, Praeger, Pugh, Salmans, Schmidt, Schodorf, Steinger, Taddiken, Teichman, Tyson, Umbarger, Vratil, Wagle.

Nays: Corbin, Gooch, Haley, Huelskamp.

The Conference Committee report was adopted.

REPORTS OF STANDING COMMITTEES

Your Committee on Commerce begs leave to submit the following report:

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

By the Governor:

State Historical Society, Executive Director: K.S.A. 2001 Supp. 75-2701

Mary R. Allman, serves at the pleasure of the Governor

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 Brungardt in the chair.

On motion of Senator Brungardt the following report was adopted:

Recommended **HB 2747** be passed.

HB 2586 be amended by adoption of the committee amendments, and the bill be passed as amended.

HB 2878 be amended by adoption of the committee amendments, be further amended by motion of Senator Jackson as amended by Senate Committee, on page 13, following line 17, by inserting the following:

“New Sec. 8. (a) In accordance with the provisions of this section, the North Topeka drainage district, located in Shawnee county, Kansas, may present to the board of county

commissioners of Shawnee county, Kansas a request for transfer of certain territory from the Kaw River drainage district, also located in Shawnee county, Kansas.

(b) The petition for transfer of territory shall be addressed to the board of county commissioners of Shawnee county, Kansas and shall:

(1) Describe the territory to be transferred by metes and bounds, or, if platted, by appropriate descriptions as lots or blocks or parts of lots or blocks;

(2) state that the proposed transfer has been recommended by at least one of the drainage districts affected by resolution duly adopted by the board of directors of such district;

(3) the district requesting the transfer of territory is obligated to operate or maintain one or more dikes, levees or other flood control works previously constructed by the United States army corps of engineers or other agencies of the United States government on the territory requested for transfer, which have been completed and turned over to the requesting drainage district for the purpose of maintaining and operating any dikes, levees or other flood control works heretofore or hereafter constructed for the purpose of protecting such drainage from floods;

(4) contain a prayer that the territory described in such petition be transferred from one drainage district named therein to another drainage district named therein; and

(5) contain any other information in support of the proposed transfer.

(c) Whenever a petition in conformity to subsection (b), signed by the board of directors of one or more of the affected drainage districts shall be presented to the board of county commissioners of Shawnee county, Kansas, it shall be the duty of such board of county commissioners forthwith to fix a time for the hearing of such petition and to cause the county clerk to give notice thereof at least five days before the date fixed for the hearing by one publication in some newspaper published and of general circulation in the county.

(d) At the time set for the hearing of the petition as provided in subsection (b), the board of county commissioners of Shawnee county, Kansas shall first ascertain and determine whether notice has been given of the time of hearing as required by this act. If the board of county commissioners of Shawnee county, Kansas determines that such notice has been given, such board of county commissioners shall make a written finding of that fact and commence a public hearing to determine whether the petition should be granted.

(e) At the hearing, the county commission of Shawnee county, Kansas shall take testimony from all persons interested in the proposed transfer of territory and any other evidence relevant to the issue.

(1) Except as provided in paragraph (2), if such board of county commissioners, determines that the petition conforms to the requirements of this act, and that the allegations of the petition are true, then the board of county commissioners shall make a finding and decision to that effect. Such decision shall declare the territory described in the petition to be detached from the one drainage district, naming it, and to be attached to the other drainage district, naming it, and fix the date that such transfer shall become effective.

(2) If such board of county commissioners finds that the petition does not conform to the requirements of this act, the statements in the petition are not true, or the proposed transfer should not be made, then the board of county commissioners shall make a finding and decision to that effect and reject such petition. An order of the board of county commissioners of Shawnee county, Kansas under this section may provide for the transfer of all or part of the territory described in the notice of hearing, but shall not include any territory not so described.

(f) Any decision of the board of county commissioners of Shawnee county, Kansas required by this section may be made by a majority of such board.”;

And by renumbering the remaining sections accordingly, and **HB 2878** be passed as further amended.

S Sub for Sub HB 3012 be amended by adoption of the committee report recommending a substitute bill.

Senator Donovan moved to amend **S Sub for Sub HB 3012** by striking all in sections 4 through 7 and inserting:

“Sec. 4. Congressional district 1 shall consist of all of Allen county; and all of Barton county; and all of Chase county; and all of Cherokee county; and all of Cheyenne county; and all of Clark county; and the following blocks in voting district (000010), tract 9676.00,

block group 2, in Comanche county: block 247, block 248, block 249, block 250, block 252, block 253, block 254, block 255, block 256, block 257, block 260, block 261, block 262, block 263, block 264, block 265, block 266, block 267, block 268, block 304, block 305, block 306, block 307, block 308, block 312, block 348, block 350, block 351; and the following blocks in voting district (000020), tract 9676.00, block group 2, in Comanche county: block 032, block 033, block 034, block 035, block 036, block 037, block 038, block 039, block 061, block 062, block 063, block 064, block 065, block 066, block 067, block 068, block 069, block 070, block 071, block 072, block 073, block 074, block 075, block 098, block 099, block 100, block 101, block 102, block 103, block 104, block 105, block 106, block 107, block 108, block 109, block 110, block 111, block 112, block 113, block 114, block 122, block 123, block 124, block 125, block 126, block 127, block 128, block 129, block 130, block 131, block 132, block 133, block 214, block 215, block 223, block 224, block 225, block 226, block 227, block 228, block 229, block 230, block 231, block 232, block 233, block 234, block 243, block 244, block 245, block 246, block 251, block 361; and the following blocks in voting district (000020), tract 9676.00, block group 3, in Comanche county: block 000, block 001, block 002, block 003, block 004, block 005, block 006, block 007, block 008, block 009, block 010, block 011, block 012, block 013, block 014, block 015, block 016, block 017, block 018, block 019, block 020, block 021, block 022, block 023, block 024, block 025, block 026, block 027, block 028, block 029, block 030, block 031, block 032, block 033, block 034, block 035, block 036, block 037, block 038, block 039, block 040, block 041, block 042, block 043, block 044, block 045, block 046, block 047, block 048, block 049, block 050, block 051, block 052, block 053, block 054, block 055, block 056, block 057, block 058, block 059, block 060, block 061, block 062, block 063, block 064, block 065, block 066, block 067, block 068, block 069, block 070, block 071, block 072, block 073, block 074, block 075, block 076, block 077, block 078, block 079, block 080, block 081, block 082, block 083, block 084, block 085, block 086, block 087, block 088, block 089, block 090, block 091, block 092, block 093, block 094, block 095, block 096, block 097, block 098, block 099, block 100, block 101, block 102, block 103, block 104, block 105, block 106, block 107, block 108, block 109, block 110, block 111, block 112, block 113, block 114, block 115, block 116, block 117, block 118, block 119, block 120, block 121, block 122, block 123, block 124, block 125, block 126, block 127, block 999; and the following voting districts in Comanche county: (000040); and all of Crawford county; and all of Decatur county; and all of Edwards county; and all of Ellis county; and all of Ellsworth county; and all of Finney county; and all of Ford county; and all of Gove county; and all of Graham county; and all of Grant county; and all of Gray county; and all of Greeley county; and all of Greenwood county; and all of Hamilton county; and all of Haskell county; and all of Hodgeman county; and all of Kearny county; and all of Kiowa county; and all of Labette county; and all of Lane county; and all of Logan county; and the following voting districts in Lyon county: (000010), (000020), (000030), (00004A), (00004B), (00004C), (00005A), (00005B), (00006A), (00006B), (00006C), (000070), (000080), (00009A), (00009B), (00009C), (000100), (000110), (000120), (000130), (000140), (000150), (000160), (000170), (000180), (000190), (000200); and the following blocks in voting district (000250), tract 0002.00, block group 2, in Lyon county: block 029; and the following blocks in voting district (000250), tract 0002.00, block group 4, in Lyon county: block 013; and the following blocks in voting district (000250), tract 0006.00, block group 2, in Lyon county: block 017, block 018, block 019, block 070, block 071, block 072, block 073, block 074, block 075, block 076, block 077, block 082, block 083, block 084, block 085, block 086, block 087, block 088, block 089, block 090, block 091, block 092, block 093, block 094, block 095, block 096, block 097, block 098, block 099, block 100, block 101, block 102, block 103, block 104, block 109, block 111, block 112, block 113, block 114, block 115, block 116, block 117, block 118, block 119, block 120, block 121, block 122, block 123, block 124, block 125, block 129, block 130, block 131, block 132, block 203, block 204, block 205, block 206, block 207, block 208, block 209, block 210, block 211, block 212, block 213, block 214, block 215, block 216, block 222, block 223, block 224, block 225, block 226, block 227, block 228, block 229, block 230, block 231, block 232, block 233, block 234, block 235, block 236, block 237, block 238, block 239, block 240, block 241, block 242, block 243, block 244, block 245, block 246, block 247, block 248, block 249, block 250,

block 251, block 252, block 253, block 254, block 255, block 262, block 263, block 264, block 265, block 266, block 267, block 268, block 269, block 270, block 271, block 272, block 279; and the following blocks in voting district (000250), tract 0007.00, block group 1, in Lyon county: block 078; and the following blocks in voting district (000250), tract 0008.00, block group 3, in Lyon county: block 013, block 014; and the following voting districts in Lyon county: (000270), (00028A), (00028B), (000290), (000300), (000310), (000320); and all of McPherson county; and all of Marion county; and all of Meade county; and all of Morton county; and all of Neosho county; and all of Ness county; and all of Norton county; and all of Osborne county; and all of Pawnee county; and all of Phillips county; and all of Pratt county; and all of Rawlins county; and all of Reno county; and all of Rice county; and all of Rooks county; and all of Rush county; and all of Russell county; and all of Saline county; and all of Scott county; and all of Seward county; and all of Sheridan county; and all of Sherman county; and all of Smith county; and all of Stafford county; and all of Stanton county; and all of Stevens county; and all of Thomas county; and all of Trego county; and all of Wallace county; and all of Wichita county; and all of Wilson county; and all of Woodson county.

Sec. 5. Congressional district 2 shall consist of all of Anderson county; and all of Atchison county; and all of Brown county; and all of Clay county; and all of Cloud county; and all of Coffey county; and all of Dickinson county; and all of Doniphan county; and all of Douglas county; and all of Franklin county; and all of Geary county; and all of Jackson county; and all of Jefferson county; and all of Jewell county; and the following voting districts in Leavenworth county: (000010); and the following blocks in voting district (000030), tract 0712.00, block group 1, in Leavenworth county: block 014, block 023; and the following blocks in voting district (000030), tract 0712.00, block group 2, in Leavenworth county: block 000, block 001, block 002, block 003, block 004, block 005, block 006, block 009, block 010, block 011, block 012, block 013, block 014, block 015, block 016, block 017, block 018, block 019, block 020, block 021, block 022, block 023, block 029, block 030, block 031, block 032, block 033, block 034, block 037, block 045, block 050, block 051, block 052; and the following voting districts in Leavenworth county: (000040), (000060), (000070), (000080), (000090), (000100), (000110), (000120), (000130), (000140), (000150), (000160), (00017A), (00017B), (00017C), (00017D), (00017E), (00017F), (00017G), (00017H), (00017I), (000180), (00019A), (00019B), (00019C), (000200), (000210), (000220), (000230), (000240), (000250), (000260), (00027A), (00027B), (000280), (00029A), (00029B), (00029C), (00029D), (000300), (000330), (000340), (000350), (000360), (000370), (000380); and all of Lincoln county; and the following voting districts in Lyon county: (000210), (000220), (000230), (000240); and the following blocks in voting district (000250), tract 0006.00, block group 2, in Lyon county: block 011, block 012, block 013, block 014, block 015, block 016, block 078, block 079, block 080; and the following voting districts in Lyon county: (000260); and all of Marshall county; and all of Mitchell county; and all of Morris county; and all of Nemaha county; and all of Osage county; and all of Ottawa county; and all of Pottawatomie county; and all of Republic county; and all of Riley county; and all of Shawnee county; and all of Wabauunsee county; and all of Washington county.

Sec. 6. Congressional district 3 shall consist of all of Bourbon county; and all of Johnson county; and the following voting districts in Leavenworth county: (000020); and the following blocks in voting district (000030), tract 0712.00, block group 1, in Leavenworth county: block 000, block 001, block 002, block 015, block 058; and the following blocks in voting district (000030), tract 0712.00, block group 2, in Leavenworth county: block 024, block 025, block 026, block 027, block 028, block 038, block 039, block 040, block 041, block 046, block 047, block 048, block 049; and the following voting districts in Leavenworth county: (000050), (000310), (000320), (000390); and all of Linn county; and all of Miami county; and all of Wyandotte county.

Sec. 7. Congressional district 4 shall consist of all of Barber county; and all of Butler county; and all of Chautauqua county; and the following blocks in voting district (000010), tract 9676.00, block group 2, in Comanche county: block 309, block 310, block 311, block 344, block 345, block 346, block 347, block 349, block 996; and the following blocks in voting district (000020), tract 9676.00, block group 2, in Comanche county: block 029, block 030, block 031, block 133, block 134, block 135, block 136, block 137, block 138, block 159,

block 161, block 162, block 163, block 169, block 170, block 171, block 172, block 173, block 174, block 175, block 176, block 177, block 178, block 179, block 180, block 203, block 204, block 205, block 206, block 207, block 208, block 209, block 210, block 211, block 212, block 216, block 217, block 218, block 219, block 220, block 221, block 222, block 258, block 259, block 313, block 314, block 315, block 316, block 317, block 318, block 319, block 320, block 321, block 322, block 323, block 325, block 326, block 327, block 328, block 329, block 330, block 331, block 332, block 333, block 334, block 335, block 336, block 337, block 338, block 339, block 340, block 341, block 342, block 343, block 997, block 998; and the following voting districts in Comanche county: (000030); and all of Cowley county; and all of Elk county; and all of Harper county; and all of Harvey county; and all of Kingman county; and all of Montgomery county; and all of Sedgwick county; and all of Sumner county.”

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

On roll call, the vote was: Yeas 19, Nays 20, Present and Passing 1, Absent or Not Voting 0.

Yeas: Brownlee, Clark, Corbin, Donovan, Emler, Harrington, Huelskamp, Jackson, Jenkins, Jordan, Lyon, O'Connor, Oleen, Praeger, Pugh, Salmans, Schodorf, Tyson, Wagle.

Nays: Adkins, Allen, Barnett, Barone, Brungardt, Downey, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Hensley, Kerr, Lee, Morris, Schmidt, Steineger, Teichman, Umbarger, Vratil.

Present and Passing: Taddiken.

The motion failed and the amendment was rejected.

Having voted on the prevailing side, Senator Kerr moved the Senate reconsider its adverse action on the amendment Senator Donovan offered to **S Sub for Sub HB 3012**.

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

On roll call, the vote was: Yeas 21, Nays 18, Present and Passing 1, Absent or Not Voting 0.

Yeas: Brownlee, Brungardt, Clark, Corbin, Donovan, Emler, Harrington, Huelskamp, Jackson, Jenkins, Jordan, Kerr, Lyon, O'Connor, Oleen, Praeger, Pugh, Salmans, Schodorf, Tyson, Wagle.

Nays: Adkins, Allen, Barnett, Barone, Downey, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Hensley, Lee, Morris, Schmidt, Steineger, Teichman, Umbarger, Vratil.

Present and Passing: Taddiken.

The motion carried and the amendment was adopted.

The Committee recommended **S Sub for Sub HB 3012**, as amended by Senator Donovan, be passed as amended.

The following amendments to **S Sub for Sub HB 3012** were rejected:

Senator Hensley moved to amend the bill by striking all in sections 4 through 7 and inserting:

“Sec. 4. Congressional district 1 shall consist of all of Barber county; and all of Barton county; and all of Brown county; and all of Chase county; and all of Cheyenne county; and all of Clark county; and all of Clay county; and all of Cloud county; and all of Comanche county; and all of Decatur county; and all of Dickinson county; and all of Doniphan county; and all of Edwards county; and all of Ellis county; and all of Ellsworth county; and all of Finney county; and all of Ford county; and all of Gove county; and all of Graham county; and all of Grant county; and all of Gray county; and all of Greeley county; and all of Hamilton county; and all of Haskell county; and all of Hodgeman county; and all of Jewell county; and all of Kearny county; and the following voting districts in Kingman county: (000020), (000050), (000070), (000090), (000130), (000180), (000200), (000210), (000220), (000230), (000240), (000250); and all of Kiowa county; and all of Lane county; and all of Lincoln county; and all of Logan county; and all of Lyon county; and all of McPherson county; and all of Marion county; and all of Marshall county; and all of Meade county; and all of Mitchell county; and all of Morris county; and all of Morton county; and all of Nemaha county; and all of Ness county; and all of Norton county; and all of Osborne county; and all of Ottawa county; and all of Pawnee county; and all of Phillips county; and the following voting districts in Pottawatomie county: (000130), (000240); and all of Pratt county; and all of Rawlins county; and all of Reno county; and all of Republic county; and all of Rice county; and all

of Rooks county; and all of Rush county; and all of Russell county; and all of Saline county; and all of Scott county; and all of Seward county; and all of Sheridan county; and all of Sherman county; and all of Smith county; and all of Stafford county; and all of Stanton county; and all of Stevens county; and all of Thomas county; and all of Trego county; and all of Wabaunsee county; and all of Wallace county; and all of Washington county; and all of Wichita county.

Sec. 5. Congressional district 2 shall consist of all of Allen county; and all of Anderson county; and all of Atchison county; and all of Bourbon county; and all of Cherokee county; and all of Coffey county; and all of Crawford county; and the following voting districts in Douglas county: (000010), (000030), (00006A), (00052B), (000580), (000590), (000620), (000630), (000640), (000660), (000680); and all of Franklin county; and all of Geary county; and all of Jackson county; and all of Jefferson county; and the following voting districts in Johnson county: (000010), (000020), (000030), (000040), (00009A), (00009B), (00009C), (00009D), (00014A), (00014B), (00014C), (00014D), (00014E), (00014F), (00015A), (00015B), (000160), (00017A), (00018A), (00018B), (000730), (00153D), (00227A), (00227B), (00249A), (00249B), (00249F), (00311A), (00311B), (00311C), (00311D), (003120); and all of Labette county; and all of Leavenworth county; and all of Linn county; and all of Miami county; and all of Neosho county; and all of Osage county; and the following voting districts in Pottawatomie county: (000010), (000020), (000030), (000040), (000050), (000060), (000070), (000080), (000090), (000100), (000110), (000120), (000140), (000150), (000160), (000170), (000180), (000190), (000200), (000210), (000220), (000230), (000250), (00026A), (00026B), (000270); and all of Riley county; and all of Shawnee county; and all of Wilson county; and all of Woodson county.

Sec. 6. Congressional district 3 shall consist of the following voting districts in Douglas county: (000020), (000040), (000050), (00006B), (00006C), (00006D), (00007A), (00007B), (00007C), (000080), (000090), (00010A), (00010B), (00010C), (00010D), (000110), (00012A), (00012B), (000130), (000140), (000150), (000160), (000170), (000180), (000190), (000200), (000210), (000220), (000230), (000240), (000250), (000260), (000270), (000280), (000290), (000300), (000310), (000320), (000330), (000340), (000350), (000360), (000370), (000380), (000400), (000410), (000420), (000430), (00044A), (00044B), (00044C), (00044D), (00044E), (000450), (000460), (000470), (00048A), (00048B), (00048C), (00048D), (00049A), (00049B), (00050A), (00050B), (00050C), (00050D), (00052A), (00053A), (00053B), (000540), (000560), (000570), (000600), (00061A), (00061B), (00061C), (00061D), (000650), (00067A), (00067B); and the following voting districts in Johnson county: (000050), (000060), (00007A), (00007B), (00008A), (00008B), (000100), (000110), (000120), (000130), (00017B), (00017C), (00017D), (00017E), (000190), (000200), (000210), (000220), (000230), (000240), (000250), (000260), (000270), (000280), (000290), (000300), (000310), (000320), (000330), (000340), (000350), (000360), (000370), (000380), (000400), (000420), (000430), (000440), (000450), (000460), (000470), (000480), (000490), (000500), (000510), (000520), (000530), (000540), (000550), (000560), (000570), (000580), (000590), (000600), (000610), (000620), (000630), (000640), (000650), (000660), (000670), (000680), (000690), (000700), (000710), (00072A), (00072B), (00072C), (00072D), (00072E), (000740), (000750), (000760), (000770), (000780), (000790), (000800), (000810), (000820), (000830), (000840), (000850), (000860), (000870), (000880), (000890), (000900), (000910), (000920), (000930), (000940), (000950), (000960), (000970), (000980), (000990), (001000), (001010), (00102A), (00102B), (001030), (001040), (001050), (001060), (001070), (001090), (001100), (001110), (001120), (001130), (001140), (001150), (001160), (00117A), (00117B), (00117C), (001180), (001190), (00120A), (00120B), (001210), (001220), (001230), (001240), (001250), (001260), (001270), (001280), (001290), (001300), (001310), (001320), (001330), (001340), (001350), (001360), (001370), (001380), (001390), (001400), (001410), (001420), (001430), (001440), (001450), (001460), (001470), (001480), (001490), (001500), (001510), (001520), (00153A), (00153B), (00153C), (00153E), (00153F), (00153G), (00153H), (00153I), (00153J), (00153K), (00153L), (00153M), (00153N), (00153O), (00153P), (00153Q), (00153R), (00153S), (00153T), (00153U), (00153V), (00153W), (00153X), (00153Y), (00153Z), (001540), (001550), (001560), (001570), (001580), (001590), (001600), (001610), (001620), (001630), (001640), (001650), (001660), (001670), (001680), (001690), (001700), (001710), (001720), (001730), (001740),

(001750), (001760), (001770), (001780), (001790), (001800), (001810), (001820), (001830), (001840), (001850), (001860), (001870), (001880), (001890), (001900), (001910), (001920), (001930), (001940), (001950), (001960), (001970), (001980), (001990), (002000), (002010), (002020), (002030), (002040), (002050), (002060), (002070), (002080), (002090), (002100), (002110), (002120), (002130), (002140), (002150), (002160), (002170), (002180), (002190), (002200), (002210), (002220), (002230), (002240), (002250), (002260), (002280), (002290), (002300), (002310), (002320), (002330), (002340), (002350), (002360), (002370), (002380), (002390), (002400), (002410), (002420), (002430), (002440), (002450), (002460), (002470), (002480), (00249C), (00249D), (00249E), (00249G), (00249H), (002500), (002510), (002520), (002530), (002540), (002550), (002560), (002570), (002580), (002590), (002600), (002610), (002620), (002630), (002640), (002650), (002660), (002670), (002680), (002690), (002700), (002710), (002720), (002730), (002740), (002750), (002760), (002770), (002780), (002790), (002800), (002810), (002820), (002830), (002840), (002850), (002860), (002870), (002880), (002890), (002900), (002910), (002920), (002930), (002940), (002950), (002960), (002970), (002980), (002990), (003000), (003010), (003020), (003030), (003040), (003050), (003060), (003070), (003080), (003090), (003100), (003110), (003130), (003140), (003150), (00316A), (00316B), (00316C), (00316D), (00316E), (00316F), (00316G), (00316H), (00316I), (00316J), (00316K), (00316L), (00316M), (00316N), (00316O), (00316P), (00316Q), (00316R), (00316S), (00316T), (00316U), (00316V), (00316W), (00316X), (00316Y), (00316Z); and all of Wyandotte county.

Sec. 7. Congressional district 4 shall consist of all of Butler county; and all of Chautauqua county; and all of Cowley county; and all of Elk county; and all of Greenwood county; and all of Harper county; and all of Harvey county; and the following voting districts in Kingman county: (000010), (000030), (000040), (000060), (000080), (000100), (000110), (000120), (00014A), (00014B), (000150), (000160), (000170), (000190), (000260), (00027A), (00027B), (00027C); and all of Montgomery county; and all of Sedgwick county; and all of Sumner county.”

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

On roll call, the vote was: Yeas 20, Nays 20, Present and Passing 0, Absent or Not Voting 0.

Yeas: Barone, Clark, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Lee, Lyon, Praeger, Pugh, Steineger, Tyson, Wagle.

Nays: Adkins, Allen, Barnett, Brownlee, Brungardt, Corbin, Jackson, Jenkins, Jordan, Kerr, Morris, O'Connor, Oleen, Salmans, Schmidt, Schodorf, Taddiken, Teichman, Umbarger, Vratil.

The motion failed and the amendment was rejected.

Having voted on the prevailing side, Senator O'Connor moved the Senate reconsider its adverse action on the amendment Senator Hensley offered to **S Sub for Sub HB 3012**.

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

On roll call, the vote was: Yeas 20, Nays 20, Present and Passing 0, Absent or Not Voting 0.

Yeas: Barnett, Barone, Clark, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Lee, Lyon, Praeger, Pugh, Steineger, Tyson, Wagle.

Nays: Adkins, Allen, Brownlee, Brungardt, Corbin, Donovan, Jackson, Jenkins, Jordan, Kerr, Morris, O'Connor, Oleen, Salmans, Schmidt, Schodorf, Taddiken, Teichman, Umbarger, Vratil.

The motion failed and the amendment was rejected.

Senator O'Connor moved to amend **S Sub for Sub HB 3012** by striking all in sections 4 through 7 and inserting:

“Sec. 4. Congressional district 1 shall consist of all of Barton county; and all of Chase county; and all of Cheyenne county; and all of Clark county; and all of Decatur county; and the following voting districts in Dickinson county: (000010), (00002A), (00002B), (00002C), (000030), (000040), (000050), (000060), (000070), (000080), (000110), (000120), (000130), (000140), (000150), (000160), (000170), (000180), (000190), (000200), (000210), (000220), (000230), (000240), (000250), (000260), (000270), (000280), (000290), (000300), (000310),

(000320); and the following voting districts in Edwards county: (000080); and all of Ellis county; and all of Ellsworth county; and all of Finney county; and all of Ford county; and all of Gove county; and all of Graham county; and all of Grant county; and all of Gray county; and all of Greeley county; and all of Hamilton county; and the following voting districts in Harvey county: (000020), (000030), (000040), (000060), (000070), (000080), (000090), (00010A), (00010B), (000110), (000120), (000130), (000140), (000150), (000160), (000170), (000180), (00019A), (00019B), (000200), (000210), (00022A), (00022B), (000230), (000240), (000250), (000260), (00027A), (00027B), (00027C), (00027D), (000280), (000290), (000300), (000310), (000320); and all of Haskell county; and all of Hodgeman county; and all of Kearny county; and all of Lane county; and all of Logan county; and all of Lyon county; and all of McPherson county; and all of Marion county; and all of Meade county; and all of Morris county; and all of Morton county; and all of Ness county; and all of Pawnee county; and all of Rawlins county; and all of Rice county; and all of Rush county; and all of Russell county; and all of Saline county; and all of Scott county; and the following voting districts in Sedgwick county: (00003B), (00003C); and the following blocks in voting district (000040), tract 0095.07, block group 1, in Sedgwick county: block 000, block 001, block 002; and the following voting districts in Sedgwick county: (000050), (00010A), (00010B), (00011A), (00012A), (00012B), (000320), (00037A), (00037B), (000380), (00046A), (00046C), (00047A), (00047B), (00047C), (00048A), (00048B), (00048C), (00048D), (00048E), (00048F), (000490), (000590), (00060A), (00060B), (00060C), (00060D), (00061A), (00061B), (00062A), (00062B), (00062C), (00062D), (00062E), (00062F), (00062G), (00062I), (00063A), (00063B), (00063C), (000640), (000780), (000790), (00081A), (00081B), (00081C), (000820), (00083A), (00083B), (00083C), (00083D), (000840), (000890), (000900), (000910), (000920), (000930), (000940), (000950), (000960), (000980), (00101A), (00101B), (001020), (001030), (001040), (001050), (001060), (001070), (001100), (001110), (00112A), (00112B), (001130), (001180), (001230), (001240), (001250), (001270), (001280), (00169A), (00169B), (002020), (002030), (002040), (002050), (002060), (002330), (002340), (002350), (002430), (002440), (002450), (002470), (002480), (002490), (002500), (002510), (002520), (002530), (002540), (002550), (002560), (002570), (002580), (002590), (002610), (002620), (002630), (002640), (00265A), (00265B), (002660), (002670), (002680), (002690), (00270A), (00270B), (00271A), (00271B), (002720), (00273A), (002740), (002750), (002760), (002770), (002780), (002790), (002830), (002860), (002870), (002880), (002890), (002910), (002915), (002920), (002930), (002940), (002950), (002960), (002970), (002980), (002990), (003000), (003010), (003020), (003030), (003040), (003050), (003060), (003070), (003080), (003090), (003100), (003110), (003120), (003130), (003140), (003150), (003160), (00317A), (00317B), (00317C), (003180), (00319A), (00319B), (00319C), (003200), (003210); and all of Seward county; and all of Sheridan county; and all of Sherman county; and all of Stanton county; and all of Stevens county; and all of Thomas county; and all of Trego county; and all of Wallace county; and all of Wichita county.

Sec. 5. Congressional district 2 shall consist of all of Atchison county; and all of Brown county; and all of Clay county; and all of Cloud county; and all of Coffey county; and the following voting districts in Dickinson county: (000090), (000100); and all of Doniphan county; and all of Douglas county; and all of Franklin county; and all of Geary county; and all of Jackson county; and all of Jefferson county; and all of Jewell county; and all of Leavenworth county; and all of Lincoln county; and all of Marshall county; and all of Mitchell county; and all of Nemaha county; and all of Norton county; and all of Osage county; and all of Osborne county; and all of Ottawa county; and all of Phillips county; and all of Pottawatomie county; and all of Republic county; and all of Riley county; and all of Rooks county; and all of Shawnee county; and all of Smith county; and all of Wabaunsee county; and all of Washington county.

Sec. 6. Congressional district 3 shall consist of all of Anderson county; and all of Bourbon county; and the following voting districts in Crawford county: (000010), (000040), (000200), (000210), (000470); and all of Johnson county; and all of Linn county; and all of Miami county; and all of Wyandotte county.

Sec. 7. Congressional district 4 shall consist of all of Allen county; and all of Barber county; and all of Butler county; and all of Chautauqua county; and all of Cherokee county;

and all of Comanche county; and all of Cowley county; and the following voting districts in Crawford county: (000020), (000030), (000050), (000060), (000070), (000080), (000090), (000100), (000110), (00012A), (00012B), (00012C), (00013A), (00013B), (00014A), (00014B), (000150), (00016A), (00016B), (00017A), (00017B), (000180), (000190), (00022A), (00022B), (00022C), (000230), (000240), (000250), (000260), (000270), (000280), (000290), (000300), (000310), (000320), (000330), (000340), (000350), (000360), (000370), (00038A), (00038B), (00038C), (000390), (000400), (000410), (00042A), (00042B), (000430), (00044A), (00044B), (000450), (000460), (000480), (000490), (000500); and the following voting districts in Edwards county: (000010), (000020), (000030), (000040), (000050), (00006A), (00006B), (000070), (000090), (000100), (000110), (000120); and all of Elk county; and all of Greenwood county; and all of Harper county; and the following voting districts in Harvey county: (000010), (000050); and all of Kingman county; and all of Kiowa county; and all of Labette county; and all of Montgomery county; and all of Neosho county; and all of Pratt county; and all of Reno county; and the following voting districts in Sedgwick county: (000010), (00002A), (00002B), (00003A); and the following blocks in voting district (000040), tract 0095.06, block group 2, in Sedgwick county: block 003, block 004; and the following blocks in voting district (000040), tract 0095.07, block group 1, in Sedgwick county: block 003, block 004, block 005, block 006, block 009, block 010, block 013, block 015, block 016, block 017, block 020, block 021; and the following blocks in voting district (000040), tract 0095.07, block group 2, in Sedgwick county: block 000, block 001, block 002, block 003, block 004, block 005, block 006, block 007, block 008, block 009, block 010, block 011, block 012, block 013, block 014, block 015, block 016, block 017, block 018, block 019, block 020, block 021; and the following voting districts in Sedgwick county: (00006A), (00006B), (000070), (000080), (00009A), (00009B), (00009C), (000130), (00014A), (00014B), (000150), (000160), (00017A), (00017B), (000180), (000190), (000200), (00021A), (00021B), (000220), (000230), (00024A), (00024B), (000250), (000260), (000270), (000280), (00029A), (00029B), (00029C), (000300), (00031A), (00031C), (000330), (000340), (000350), (000360), (000390), (000400), (00041A), (00041B), (000420), (000430), (000440), (000450), (00046B), (000500), (000510), (00052A), (00052B), (00052C), (00052D), (00052E), (00053A), (00053B), (00053C), (00053F), (000540), (000550), (000560), (000570), (000580), (000650), (00066A), (00066B), (000670), (000680), (00069A), (00069B), (00069C), (000700), (000710), (000720), (000730), (000740), (000750), (000760), (000770), (000850), (00086A), (00086B), (00086C), (00086D), (000870), (000880), (000970), (000990), (001000), (001080), (001090), (001140), (001150), (001160), (001170), (001200), (001210), (001220), (001260), (001290), (001300), (001310), (001320), (001330), (001340), (001350), (001360), (001370), (001380), (001390), (001400), (001420), (001430), (001440), (001450), (001460), (001470), (00148A), (00148B), (001490), (001500), (001510), (001520), (001530), (001550), (001560), (001570), (001580), (001590), (001600), (001610), (001620), (001630), (001640), (00165A), (00165B), (001670), (001680), (00170A), (001710), (001720), (001730), (001750), (001760), (001770), (001780), (001790), (001800), (001810), (001820), (001830), (001840), (001850), (001860), (001870), (001880), (001890), (001900), (001910), (001920), (001930), (001940), (001950), (001960), (001970), (001980), (001990), (002000), (002010), (002070), (002080), (002090), (002100), (002110), (002120), (002130), (002140), (002150), (002160), (002170), (002180), (002190), (002200), (002210), (002220), (00223A), (00223B), (00224A), (00224B), (002250), (002260), (002270), (00229A), (00230A), (00230B), (002310), (002320), (002460), (002600), (00270C), (002800), (002810), (002820), (002840), (002850); and all of Stafford county; and all of Sumner county; and all of Wilson county; and all of Woodson county.”

The motion failed and the amendment was rejected.

Senator Teichman moved to amend **S Sub for Sub HB 3012** by striking all in sections 4 through 7 and inserting:

“New Sec. 4. Congressional district 1 shall consist of all of Atchison county; and all of Barber county; and all of Barton county; and all of Brown county; and all of Chase county; and all of Cheyenne county; and all of Clark county; and all of Cloud county; and all of Comanche county; and all of Decatur county; and all of Dickinson county; and all of Doniphan county; and all of Edwards county; and all of Ellis county; and all of Ellsworth county; and all of Finney county; and all of Ford county; and all of Gove county; and all of

Graham county; and all of Grant county; and all of Gray county; and all of Greeley county; and all of Hamilton county; and all of Haskell county; and all of Hodgeman county; and all of Jewell county; and all of Kearny county; and the following voting districts in Kingman county: (000020), (000050), (000070), (000090), (000130), (000180), (000200), (000210), (000220), (000230), (000240), (000250); and all of Kiowa county; and all of Lane county; and all of Lincoln county; and all of Logan county; and all of Lyon county; and all of McPherson county; and all of Marion county; and all of Marshall county; and all of Meade county; and all of Mitchell county; and all of Morris county; and all of Morton county; and all of Nemaha county; and all of Ness county; and all of Norton county; and all of Osborne county; and all of Ottawa county; and all of Pawnee county; and all of Phillips county; and all of Pratt county; and all of Rawlins county; and all of Reno county; and all of Republic county; and all of Rice county; and all of Rooks county; and all of Rush county; and all of Russell county; and all of Saline county; and all of Scott county; and all of Seward county; and all of Sheridan county; and all of Sherman county; and all of Smith county; and all of Stafford county; and all of Stanton county; and all of Stevens county; and all of Thomas county; and all of Trego county; and all of Wallace county; and all of Washington county; and all of Wichita county.

New Sec. 5. Congressional district 2 shall consist of all of Allen county; and all of Anderson county; and all of Bourbon county; and all of Cherokee county; and all of Clay county; and all of Coffey county; and all of Crawford county; and all of Douglas county; and all of Geary county; and all of Jackson county; and all of Jefferson county; and all of Labette county; and the following voting districts in Leavenworth county: (000010), (000040), (000060), (000070), (000080), (000090), (000100), (000110), (000120), (000130), (000140), (000150), (000160), (00017A), (00017B), (00017C), (00017D), (00017E), (00017F), (00017G), (00017H), (00017I), (000180), (00019A), (00019B), (00019C), (000200), (000210), (000220), (000230), (000240), (000250), (000260), (00027A), (00027B), (000280), (00029A), (00029B), (00029C), (00029D), (000300), (000310), (000340), (000350), (000360), (000370), (000380), (000390); and all of Linn county; and all of Neosho county; and all of Osage county; and all of Pottawatomie county; and all of Riley county; and all of Shawnee county; and all of Wabaunsee county; and all of Wilson county; and all of Woodson county.

New Sec. 6. Congressional district 3 shall consist of all of Franklin county; and all of Johnson county; and the following voting districts in Leavenworth county: (000020), (000030), (000050), (000320), (000330); and all of Miami county; and all of Wyandotte county.

New Sec. 7. Congressional district 4 shall consist of all of Butler county; and all of Chautauqua county; and all of Cowley county; and all of Elk county; and all of Greenwood county; and all of Harper county; and all of Harvey county; and the following voting districts in Kingman county: (000010), (000030), (000040), (000060), (000080), (000100), (000110), (000120), (00014A), (00014B), (000150), (000160), (000170), (000190), (000260), (00027A), (00027B), (00027C); and all of Montgomery county; and all of Sedgwick county; and all of Sumner county."

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

On roll call, the vote was: Yeas 13, Nays 26, Present and Passing 1, Absent or Not Voting 0.

Yeas: Adkins, Allen, Barnett, Brungardt, Emler, Kerr, Morris, Oleen, Praeger, Salmans, Schodorf, Teichman, Vratil.

Nays: Barone, Brownlee, Clark, Donovan, Downey, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jenkins, Jordan, Lee, Lyon, O'Connor, Pugh, Schmidt, Steineger, Taddiken, Tyson, Umbarger, Wagle.

Present and Passing: Corbin.

The motion failed and the amendment was rejected.

Sub SB 378 be passed over and retain a place on the calendar.

MESSAGE FROM THE HOUSE

Announcing passage of **HB 2907**.

Passage of **SB 627, SB 654, SB 663**.

Adoption of **SCR 1620**.

Adoption of **SCR 1624**, as amended.

The House nonconcurrs in Senate amendments to **Substitute HB 2872** and requests a conference and has appointed Representatives Benlon, Krehbiel and Storm as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 429** and has appointed Representatives Wilk, Neufeld and Nichols as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 489** and has appointed Representatives O'Neal, Loyd and Pauls as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 509** and has appointed Representatives Wilk, Neufeld and Nichols as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 541** and has appointed Representatives Krehbiel, Tafanelli and Shriver as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SCR 1623** and has appointed Representatives Tomlinson, Dreher and Kirk as conferees on the part of the House.

The House announces the appointment of Representative Reardon to replace Representative Gilbert as a conferee on **HB 2337**.

INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

HB 2907 was thereupon introduced and read by title.

CONSIDERATION OF MOTIONS TO CONCUR OR NONCONCUR

On motion of Senator Morris the Senate nonconcurred in the House amendments to **SB 396** and requested a conference committee be appointed.

The President appointed Senators Morris, Adkins and Feleciano as a conference committee on the part of the Senate.

On motion of Senator Corbin the Senate nonconcurred in the House amendments to **SB 472** and requested a conference committee be appointed.

The President appointed Senators Corbin, Jenkins and Lee as a conference committee on the part of the Senate.

On motion of Senator Brownlee the Senate nonconcurred in the House amendments to **SB 501** and requested a conference committee be appointed.

The President appointed Senators Brownlee, Corbin and Barone as a conference committee on the part of the Senate.

On motion of Senator Wagle the Senate nonconcurred in the House amendments to **H Sub for SB 643** and requested a conference committee be appointed.

The President appointed Senators Wagle, Praeger and Haley as a conference committee on the part of the Senate.

ORIGINAL MOTION

On motion of Senator Allen, the Senate acceded to the request of the House for a conference on **HB 2337**.

The President appointed Senators Allen, O'Connor and Gilstrap as conferees on the part of the Senate.

On motion of Senator Brownlee, the Senate acceded to the request of the House for a conference on **Sub HB 2754**.

The President appointed Senators Brownlee, Jordan and Barone as conferees on the part of the Senate.

On motion of Senator Brownlee, the Senate acceded to the request of the House for a conference on **Sub HB 2872**.

The President appointed Senators Brownlee, Jordan and Barone as conferees on the part of the Senate.

On motion of Senator Vratil, the Senate acceded to the request of the House for a conference on **HB 2933**.

The President appointed Senators Vratil, Adkins and Goodwin as conferees on the part of the Senate.

On motion of Senator Clark, the Senate acceded to the request of the House for a conference on **HB 3031**.

The President appointed Senators Clark, Emler and Barone as conferees on the part of the Senate.

On motion of Senator Oleen the Senate adjourned until 10:30 a.m., Saturday, April 13, 2002.

HELEN A. MORELAND, *Journal Clerk*.

PAT SAVILLE, *Secretary of Senate*.

