

Journal of the House

FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 13, 2005, 10:30 a.m.

The House met pursuant to adjournment with Speaker Mays in the chair.
The roll was called with 116 members present.
Reps. Beggs, Krehbiel and M. Miller were excused on verified illness.
Rep. Loyd was excused on legislative business.
Reps. Ballard, Flora, Goico, Neufeld and Sawyer were excused on excused absence by the Speaker.

Prayer by Chaplain Chamberlain:

O God, who fashioned the universe and who breathed life into every living thing, hear us as we lay our lives before you this day. Make of us what you will. Mold us to your purpose. Protect us from the distractions that divert us from what is good and right. Empower us with a sensitivity to the prompting of your spirit which leads us all to the promise of your kingdom. For we acknowledge that you alone are God and that all our hope rests in you.

As the celebrations of new beginnings come to an end and as this house begins the serious and difficult work that is before it, we especially remember the families of those who serve. We thank you for their sacrifice. We thank you that they willingly share their loved ones with the people of Kansas. We pray for your presence with them and for their protection and well-being in time of separation. Let every family and loved one be blessed and every relationship strengthened for the work ahead.

Loving and caring God, thank you for your grace and forgiveness and for the servants who stand before you this day. May they, as Abraham, be blessed to be a blessing.

All our prayers we bring before you in confidence and in trust. Amen.

The Pledge of Allegiance was led by Rep. Huebert.

OATHS OF OFFICE

State of Kansas, County of Sedgwick, ss:

I do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Kansas, and faithfully discharge the duties of the Office of Representative of the State of Kansas.

So help me God.

Signed: Melody McCray-Miller

Subscribed and sworn to before me this 12th day of January, 2005.

JOSEPH BRIBIESCA
District Court Judge

State of Kansas, County of Saline, ss:

I do solemnly swear that I will support the constitution of the United States and the

constitution of the State of Kansas, and faithfully discharge the duties of the office of Representative of the State of Kansas, so help me God.

Signed: Carol Edward Beggs

Subscribed and sworn to before me this 12th day of January, 2005.

PATRINA M. POTTER
Notary Public, State of Kansas

The House is now organized with 125 members.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2052, An act concerning solid waste; relating to uncontaminated soil; amending K.S.A. 65-3402 and repealing the existing section, by Committee on Environment.

HB 2053, An act concerning agriculture; relating to premises registration and animal identification and tracking system; amending K.S.A. 2004 Supp. 47-674 and repealing the existing section, by Committee on Agriculture.

HB 2054, An act concerning animals; relating to the pet animal act; definitions; rules and regulations; fees; amending K.S.A. 47-1701 and 47-1712 and K.S.A. 2004 Supp. 47-1721 and repealing the existing sections, by Committee on Agriculture.

HB 2055, An act establishing the mathematics and science teacher service scholarship program, by Representatives Colloton and Carter.

HB 2056, An act concerning sales taxation; relating to exemptions; cross-lines cooperative council; amending K.S.A. 2004 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2057, An act concerning personal property taxation; relating to valuation of rebuilt motor vehicles; amending K.S.A. 79-5105 and repealing the existing section, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and Executive Reorganization Order were referred to committees as indicated:

Appropriations: **ERO 33**.

Corrections and Juvenile Justice: **HB 2051**.

Governmental Organization and Elections: **HB 2041**.

Insurance: **HB 2039**.

Taxation: **HB 2040**.

Utilities: **HB 2042, HB 2043, HB 2044, HB 2045, HB 2046, HB 2047, HB 2048, HB 2049, HB 2050**.

CHANGE OF REFERENCE

Speaker Mays announced the withdrawal of **HB 2012** from Committee on Taxation and referral to Committee on Economic Development.

COMMUNICATIONS FROM STATE OFFICERS

From Stephen R. Weatherford, President, Kansas Development Finance Authority, Annual Report for fiscal year ended June 30, 2004.

From Roderick L. Breiby, Secretary, Kansas Department of Health and Environment, Kansas Water Pollution Control Revolving Loan Fund, Annual Report for fiscal year 2004, September 30, 2004.

From Kansas Department of Health and Environment, Division of Environment, Bureau of Water, as required by K.S.A. 65-163k, Kansas Public Water Supply Loan Fund Annual Report for fiscal year 2004, November 30, 2004.

From Kansas Department of Health and Environment, Bureau of Waste Management, Division of Environment, Kansas Household Hazardous Waste Program, SFY - 2004, Report to the Legislature.

From Kansas Department of Health and Environment, Kansas Solid Waste Program, A Review of Program Revenue and Expenditures in FY 2004.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

On motion of Rep. McKinney, **HR 6005**, a resolution recognizing January 13 as Amber Alert Day, was adopted.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Faust-Goudeau, **HR 6006**, by Rep. Faust-Goudeau, as follows, was introduced and adopted:

HOUSE RESOLUTION No. 6006—

A RESOLUTION remembering the Piatt plane crash.

WHEREAS, Tragedy struck Wichita on January 16, 1965, when a KC-135 tanker from McConnell Air Force Base crashed into Piatt and 20th Streets killing 30 persons, including 7 military personnel and 23 residents; and

WHEREAS, The events of the tragic day united Wichitans in the spirit of helping their fellow citizens, including response teams of emergency workers, medical personnel and ministers and counselors; and

WHEREAS, A local committee of citizens responded by organizing two memorial services, helped with the placement of a monument at the site and, in 2004, requested that the signage at Piatt Park be changed to “Piatt Memorial Park” to better reflect the site’s history; and

WHEREAS, The current members of the Piatt Memorial Park Fund Project are seeking support and funding for the building of a memorial monument at the site of the crash to honor and remember the victims: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we remember January 16, 2005, as the 40th anniversary of this tragic event and support completion of the proposed memorial monument; and

Be it further resolved: That the Chief Clerk of the House of Representatives be directed to provide an enrolled copy of this resolution to Carlos Mayans, mayor of the city of Wichita.

REPORT OF STANDING COMMITTEE

Your Committee on **Calendar and Printing** recommends on requests for resolutions and certificates that

Request No. 1, by Representative Mah, commending Erin Risch on obtaining a perfect score on the ACT;

Request No. 2, by Representative Neufeld congratulating Christopher Shinogle on receiving the Eagle Scout Award;

Request No. 3, by Representative Powers, congratulating Layton Lupton on receiving the Eagle Scout Award;

Request No. 4, by Representative Hayzlett, congratulating Tylan Ricketts on receiving the Eagle Scout Award;

Request No. 5, by Representative Lane, honoring Betty Phillips for her community service;

Request No. 6, by Representative Schwartz, congratulating Jason Ronnebaum on receiving the Eagle Scout Award;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Aurand, the committee report was adopted.

Upon unanimous consent, the House referred back to the regular order of business, Introduction of Bills and Concurrent Resolutions.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were thereupon introduced and read by title:

HB 2058. An act concerning cities and municipalities; relating to the licensure of certain contractors; amending K.S.A. 12-1509 and 12-1542 and repealing the existing sections, by Representative Landwehr.

HB 2059. An act concerning school districts; relating to enrollment; amending K.S.A. 2004 Supp. 72-6407 and repealing the existing section, by Representatives Decker and Brunk, Carlin, Carlson, Craft, Crow, Dahl, DeCastro, Edmonds, Faust-Goudeau, Freeborn, Goico, Gordon, Grange, Hawk, Hayzlett, Horst, Huebert, Jack, E. Johnson, Kelsey, Kilpatrick, Landwehr, Loganbill, Mast, Mays, McLeland, Myers, Neufeld, Otto, Phelps, Pilcher-Cook, Powers, Ruff, Schwab, Schwartz, Weber, Wilk.

JOINT COMMITTEE ASSIGNMENTS

The following appointments to Joint Committee of the House and Senate were announced:

Joint Committee on Administrative Rules and Regulations: C. Holmes, Chairperson; Kinzer, Schwab, Schwartz; Henry, Pauls, Ruff.

Joint Committee on Arts and Cultural Resources: Horst, Chairperson; Gordon, Pottorff; Faust-Goudeau, Svaty.

Joint Committee on Children's Issues: DeCastro, Chairperson; F. Miller, Huy; Crow, Storm.

Joint Committee on Corrections and Juvenile Justice Oversight: Light, Decker, Newton, Swenson; Gatewood, Pauls, Ward.

Joint Committee on Economic Development: Gordon, Chairperson; Dahl, Huntington, Novascone, Wilk; Winn, Ranking Minority Member; Dillmore, Williams.

Joint Committee on Information Technology: Faber, McLeland, Jim Morrison; Dillmore, Lane.

Joint Committee on Kansas Security: Goico, Chairperson; Flower, Krehbiel; Loganbill, Ranking Minority Member; Showalter.

Legislative Post Audit: Edmonds, Mast, McCreary; Burroughs, Sawyer.

Joint Committee on Pensions, Investments and Benefits: Edmonds, Chairperson; Carlson, Landwehr, McCreary, Neufeld; Flaharty, Flora, Long.

Joint Committee on Special Claims Against the State: Huebert, Vice-Chairperson; Faber, Powers, Swenson, Yoder; Grant, Henderson, Kirk.

Joint Committee on State Building Construction: Humerickhouse, Chairperson; Brunk, Neufeld; Feuerborn, Grant.

Joint Committee on State-Tribal Relations: Hutchins, Edmonds, Siegfried; Sharp.

On motion of Rep. Aurand, the House adjourned pro forma until 9:00 a.m., Friday, January 14, 2005.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

