

# Journal of the Senate

SIXTH DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Tuesday, January 17, 2006—2:30 p.m.

The Senate was called to order by Vice President John Vratil.  
The roll was called with thirty-nine senators present.  
Senator Brownlee was excused.  
Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

Dr. Martin Luther King, Junior's birthday anniversary reminds us to examine what progress has been made in race relations. He once said, "It may be true that the law cannot make a man love me, but it can stop him from lynching me, and I think that's pretty important."

It's true the law has done a lot  
To improve race relations.  
It has managed to decrease  
Blatant discrimination.

But the law has not the power  
To make us love each other;  
To turn an enemy into a friend,  
Or a stranger into a brother.

Little things can do a lot...  
To serve as a beginner;  
Whites inviting blacks  
To their home for dinner.

Introducing ourselves to blacks  
Is a way to make connection;  
Often they will not speak first,  
They're accustomed to rejection.

Lord, You know no black or white;  
You know no nationality;  
And You can use us to unite  
Us all in solidarity.

I pray in the Name of Jesus Christ,

AMEN

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 370.** An act concerning wine; providing for certain sales and shipment of wine, by Committee on Federal and State Affairs.

**SB 371.** An act amending the Kansas uniform commercial drivers' license act; providing for penalties; relating to certain notifications; amending K.S.A. 8-2,131, 8-2,135 and 8-2,141

and K.S.A. 2005 Supp. 8-2,128 and 8-2,142 and repealing the existing sections, by Committee on Transportation.

**SB 372.** An act regulating traffic; concerning the width of certain vehicles; amending K.S.A. 8-1902 and repealing the existing section, by Committee on Transportation.

**SB 373.** An act relating to apportioned registration of fleet vehicles; concerning the enforcement thereof; amending K.S.A. 8-1,120 and repealing the existing section, by Committee on Transportation.

**SB 374.** An act relating to the registration of vehicles; concerning self-propelled cranes; amending K.S.A. 8-128 and repealing the existing section, by Committee on Transportation.

**SB 375.** An act concerning state educational institutions; relating to certain members of faculty and others employed thereby; retirement and disability benefits; amending K.S.A. 44-576 and 75-5543 and K.S.A. 2005 Supp. 74-4902 and 74-4925 and repealing the existing sections; also repealing K.S.A. 2005 Supp. 74-4925h, by Legislative Educational Planning Committee.

**SB 376.** An act relating to the consumer credit code; concerning alternative charges on certain consumer loans, by Committee on Financial Institutions and Insurance.

**SB 377.** An act concerning insurance; pertaining to the allowance of attorney fees in actions involving casualty insurance; amending K.S.A. 40-908 and repealing the existing section, by Senator Journey.

**SB 378.** An act concerning the consumer protection act; pertaining to such act's applicability to insurance policies; amending K.S.A. 50-624 and repealing the existing section, by Senator Journey.

**SB 379.** An act concerning governmental consolidation and reorganization; amending K.S.A. 12-301, 12-302, 12-3901, 12-3903, 12-3904, 12-3909 and 18-202 and K.S.A. 2005 Supp. 19-101a and repealing the existing sections, by Committee on Federal and State Affairs.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Assessment and Taxation: **SB 365.**

Education: **SB 369.**

Elections and Local Government: **SB 367, SB 368.**

Judiciary: **SB 366.**

#### CHANGE OF REFERENCE

The President withdrew **SB 299** from the Calendar under the heading of General Orders, and rereferred the bill to the Committee on Federal and State Affairs.

#### COMMUNICATIONS FROM STATE OFFICERS

##### SOCIAL AND REHABILITATION SERVICES

January 9, 2006

As directed by Section 9(g) of 2005 S Sub for HB 2482, Gary Daniels, Secretary, Social and Rehabilitation Services, submitted a report to the 2006 Kansas Legislature on "Prevention: Good State Policy and Practice".

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

#### INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

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

SENATE RESOLUTION No. 1803—

A RESOLUTION congratulating and commending Kansas State University football coach Bill Snyder.

WHEREAS, Bill Snyder, the head football coach at Kansas State University for the past 17 years retired at the end of the 2005 season after having been recognized as the architect of the "greatest turnaround in the history of college football"; and

WHEREAS, When hired in 1988, the Kansas State University football team was suffering from a record of zero wins, 26 losses and one tie. Under Coach Snyder's direction in the succeeding years, the team amassed a record of 136 wins, 68 losses and one tie, an amazing record considering that in the 51 seasons before his arrival the team had only 130 victories. Under Coach Snyder, Kansas State teams were perennially ranked among the nation's elite, finishing 11 of the last 13 years in the Associated Press Top 20, and enjoying a six year period when the team finished each season in the Top 10 and played in 11 bowl games. Coach Snyder was named the National Coach of the Year in 1991, 1994 and 1998 and was elected Conference Coach of the Year five times by his peers. Perhaps his most memorable feat was the team's upset victory over No. 1 Oklahoma in the 2003 Big 12 Championship game. He leaves Kansas State ranked No. 7 among active coaches in winning percentage; and

WHEREAS, Coach Snyder's tenure at Kansas State produced three national award winners, 45 All America selections and 68 All Conference honorees; and

WHEREAS, Coach Snyder's impact at Kansas State has reached far beyond the football field. In addition to rekindling an overwhelming sense of pride among Kansas State alumni and supporters from coast to coast, the winning culture he created helped spark a university-wide renaissance as Kansas State's enrollment grew from 18,120 when he was hired to the current enrollment of nearly 24,000. As stated by Kansas State president Jon Wefald, "One of the greatest decisions that I have made in my years as president was to hire Coach Bill Snyder." Coach Snyder will remain at the university as a special assistant to the athletics director. In recognition of the legacy Bill Snyder leaves at Kansas State University, the football stadium has been named the Bill Snyder Family Stadium: Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That the body congratulates and commends Bill Snyder for 17 years of dedication and commitment to excellence. He leaves a legacy of inspiring leadership and great football for Kansas State University, the state of Kansas and for Wildcats everywhere; and

*Be it further resolved:* That the Secretary of the Senate provide an enrolled copy of this resolution to Coach Bill Snyder, Room 142, Bramlage Coliseum, Kansas State University, Manhattan, KS 66506 and to President Jon Wefald, Room 110, Anderson Hall, Kansas State University, Manhattan, KS 66506.

On emergency motion of Senator Morris **SR 1803** was adopted unanimously.

#### **PRESIDENT MORRIS' REMARKS**

Today we are honored by the presence of one of the greatest college football coaches of all time. Most of you know I am a Kansas State University alum, and I am a huge fan of the Wildcats and of their winningest coach of all time, Bill Snyder.

It is difficult to put into words just what Bill Snyder's success at Kansas State has meant — to his players, to the university, to its alumni and to the state. Maybe the best way to phrase it is through this story:

A few years ago, I was visiting with a constituent of mine. He is a farmer and a rancher, enduring all the difficulties that go along with those occupations. At the time, cattle prices were down. Commodity prices were down. The man, himself, was somewhat down. But he said the one thing that really kept him going was the fact that he had season tickets to the Kansas State Wildcat football games.

Whether you are a Wildcat or a Jayhawk or some other variety of fan, if you are a Kansan, you cannot help but be proud of what Bill Snyder accomplished over there in Manhattan. He truly is the architect of the 'greatest turnaround in the history of football'. We have been so fortunate to have him at the helm of the Kansas State football program for these past 17 years, and we will enjoy the advantage of his continued presence on the staff of the K- State Athletic Department.

Thank you, Coach Snyder, and thanks to your family, for all you have done for Kansas State University and for the State of Kansas. We wish you the very best in your new position,

and we look forward to cheering beside you in the Bill Snyder Family Stadium as the Wildcats build on your great legacy.

Senators paid tribute to Coach Snyder and honored him with a standing ovation. Accompanying Coach Snyder were his wife, Sharon; daughter, Shannon; and sons, Ross and Sean.

Former Senator Lana Oleen was present for the resolution and was acknowledged in the gallery.

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

SENATE RESOLUTION No. 1804—

A RESOLUTION congratulating and commending the members of the 2006 Kansas Teacher of the Year Team.

WHEREAS, The Kansas State Department of Education sponsors the Kansas Teacher of the Year program which identifies, recognizes and utilizes representatives of excellent teaching in the elementary and secondary classrooms of the state. The mission of the program is to build and utilize a network of exemplary teachers who are leaders in the improvement of schools, student performance and the teaching profession; and

WHEREAS, Two teachers—one elementary and one secondary—in each of the state's four United States congressional districts were selected as finalists for recognition as Kansas Teacher of the Year, the Kansas Teacher of the Year being chosen from among the eight finalists. The Kansas Teacher of the Year is awarded The Hubbard Foundation Kansas Teacher of the Year Ambassadorship which enables the person selected to devote significant time during the second semester to activities to support the mission of the program. The 2006 Kansas Teacher of the Year and finalists were honored at an awards banquet on November 19, 2005. All members received a cash award as well as mementos of the event; and

WHEREAS, The Kansas Teacher of the Year is nominated to represent Kansas in the National Teacher of the Year program, a project of the Council of Chief State School Officers presented by the ING Foundation and sponsored by Scholastic, Inc.; and

WHEREAS, The 2006 Kansas Teacher of the Year is Ronald W. Poplau, Shawnee Mission USD 512, and the regional finalists are Laurie A. Mercer, Wichita USD 259; Pamela A. Olson, Haysville USD 261; Betty A. Peterson, Nemaha Valley USD 442; Roxie Peterson, Wamego USD 320; Letitia Petitjean, Buhler USD 313; Tana Priddy, DeSoto USD 232; and Betsy Leonard Wiens, Auburn Washburn USD 437: Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That we congratulate and commend the members of the 2006 Kansas Teacher of the Year Team and wish Mr. Poplau success in the national competition; and

*Be it further resolved:* That the Secretary of the Senate provide eight enrolled copies of this resolution to the Commissioner of Education for forwarding to the members of the 2006 Kansas Teacher of the Year Team.

On emergency motion of Senator Vratil **SR 1804** was adopted unanimously.

Senator Vratil and members of the Senate congratulated and honored Kansas Teacher of the Year, Ronald W. Poplau, Shawnee Mission USD 512; and Regional finalists: Laurie A. Mercer, Wichita USD 259; Pamela A. Olson, Haysville USD 261; Betty A. Peterson, Nemaha Valley USD 442; Roxie Peterson, Wamego USD 320; Letitia Petitjean, Buhler USD 313; Tana Priddy, Desoto USD 232; and Betsy Leonard Wiens, Auburn Washburn USD 437 with a standing ovation.

#### REPORTS OF STANDING COMMITTEES

Committee on **Utilities** recommends **SB 349** be passed.

On motion of Senator D. Schmidt the Senate adjourned until 2:30 p.m., Wednesday, January 18, 2006.

HELEN MORELAND, CAROL PARRETT, BRENDA KLING, *Journal Clerks.*

PAT SAVILLE, *Secretary of the Senate.*

