

# Journal of the Senate

TWENTY-SECOND DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Wednesday, February 10, 2010—2:30 p.m.

The Senate was called to order by Vice President John Vratil.

The roll was called with forty senators present.

Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

I'm sure that You have noticed, Lord,  
We're quick to place the blame  
On everyone else except  
The person with our name!

Who brought on the deficit?  
Who's responsible for recession?  
Who collapsed the stock market?  
We're waiting for a confession.

We blame it all on Bush;  
We blame it on Obama.  
I would not be surprised  
If we blame it on our mama!

We blame it on Congress;  
We blame it on the Courts.  
We blame it on the wars  
As a last resort.

We blame it on the banks;  
We blame it on Fannie Mae.  
We even blame it on the weather  
When we have a cloudy day!

Some of us look to heaven  
And blame it all on God.  
While others look downward  
And the devil gets the nod!

We have heard it said before,  
"There's enough to go around."  
If we take a look in the mirror,  
The guilty may be found.

You have told us in the Bible, Lord,  
"If my people who are called by  
my name, will humble themselves  
and pray and seek My face and  
turn from their wicked ways, then  
will I hear from heaven and forgive  
their sin, and will heal their land."

We may say that we are blameless,  
 But if that is what we say,  
 Can we honestly confess  
 We have taken time to pray?

I pray in the Name of Jesus Christ,

AMEN

The Pledge of Allegiance was led by Vice President John Vratil.

#### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 540.** An act concerning utilities; concerning the Kansas underground utilities damage prevention act; amending K.S.A. 66-1811 and repealing the existing section, by Committee on Ways and Means.

**SB 541.** An act concerning the court of appeals; relating to the number of judges; amending K.S.A. 2009 Supp. 20-3002 and repealing the existing section, by Committee on Ways and Means.

**SB 542.** An act concerning elections; relating to changing the date of primary elections from April to August; amending K.S.A. 12-1004, 12-1005a, 12-1005b, 12-1005c, 12-1036d, 12-1037, 14-1204, 19-3507, 24-412, 25-1115, 25-2006, 25-2007, 25-2010, 25-2018, 25-2023, 25-2102, 25-2107, 25-2109, 25-2120, 25-2311, 25-2502, 25-3503, 71-1413 and 71-1414 and K.S.A. 2009 Supp. 14-201, 25-1122 and 25-2108a and repealing the existing sections, by Committee on Ways and Means.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committee as indicated:

Education: **SB 538, SB 539.**

#### REFERRAL OF APPOINTMENTS

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

*Administrator, Credit Union Council:*

John P. Smith, effective upon the date of confirmation by the Senate, to serve a four year term expiring December 31, 2013.

(Financial Institutions and Insurance)

*Secretary, Department of Commerce:*

William R. Thornton, effective upon the date of confirmation by the Senate, to serve at the pleasure of the Governor.

(Commerce)

*Member, Kansas Development Finance Authority:*

Audrey Langworthy, effective upon the date of confirmation by the Senate, to serve a term of three years expiring January 15, 2013.

(Commerce)

*Member, Kansas Parole Board:*

Patricia Ann Biggs, effective upon the date of confirmation by the Senate, to serve a four year term expiring January 15, 2014.

(Judiciary)

*Member, Kansas State Board of Regents:*

A. E. McKechnie, effective upon the date of confirmation by the Senate, to fulfill a term of four years expiring June 30, 2010.

(Education)

*Member, Kansas Technology Enterprise Corporation:*

Steven F. Warren, effective upon the date of confirmation by the Senate, to serve a four year term expiring March 15, 2014.

(Commerce)

*Member, Public Employee Relations Board:*

Keith A. Lawing, effective upon the date of confirmation by the Senate, to serve a term of four years expiring March 15, 2013.

(Business and Labor)

*Member, State Banking Board:*

James Needham, effective upon the date of confirmation by the Senate, to serve a term of three years expiring March 15, 2012.

(Financial Institutions and Insurance)

*Member, State Board of Indigent Services:*

Lawrence P. Daniels, effective upon the date of confirmation by the Senate, to serve a term of three years, expiring March 15, 2012.

(Judiciary)

*Commissioner, State Corporation Commission:*

Thomas Wright, effective upon the date of confirmation by the Senate, to serve a term of four years.

(Utilities)

*State Librarian of Kansas:*

Joanne M. Budler, to be effective upon the date of confirmation by the Senate, to serve at the pleasure of the Governor.

(Federal and State Affairs)

*Member, University of Kansas Hospital Authority:*

Mark R. Jorgenson, effective upon the date of confirmation by the Senate, to serve a four year term expiring March 15, 2012.

(Public Health and Welfare)

*Member, University of Kansas Hospital Authority:*

Deryl Wynn, effective upon the date of confirmation by the Senate, to serve a four year term expiring March 15, 2013.

(Public Health and Welfare)

**MESSAGE FROM THE HOUSE**

Announcing passage of **HB 2433, HB 2436, HB 2437, HB 2455, HB 2456, HB 2486, HB 2535, HB 2553.**

**INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS**

**HB 2433, HB 2436, HB 2437, HB 2455, HB 2456, HB 2486, HB 2535, HB 2553** were thereupon introduced and read by title.

**FINAL ACTION ON CONSENT CALENDAR**

**SB 376; HB 2125** having appeared on the Consent Calendar for the required two full legislative days without objection from any member, were considered on final action.

**SB 376.** An act concerning administrative procedure; amending K.S.A. 2-1011, 2-1206, 2-1222, 2-1232, 2-1423, 2-2215, 2-2452, 2-3312, 2-3317, 8-2410, 9-535, 9-1111, 9-1135, 9-1721, 9-1804, 9-2107, 9-2108, 12-16,106, 16a-6-414, 17-12a609, 17-5225d, 25-4185, 31-142, 39-7,143, 39-7,144, 39-7,145, 39-7,146, 39-7,150, 39-7,151, 39-931, 39-964, 40-205d, 40-251, 40-1621, 41-323, 42-703, 44-5,120, 44-829, 44-928, 44-1011, 44-1044, 44-1208, 46-243, 46-263, 46-292, 47-1216, 47-1507, 47-1708, 48-1608, 48-1613, 49-422a, 49-621, 55-164, 55-1,119, 55-443, 55-606, 55-1410, 58-1307, 58-1405, 58-3058, 58-3314, 58-3959, 58-4120, 58-4211, 65-170d, 65-171s, 65-1,207, 65-1,210, 65-1,211, 65-438, 65-440, 65-504, 65-6a34a, 65-785, 65-788, 65-1121a, 65-1431a, 65-1451, 65-1458, 65-1518, 65-1628, 65-1828, 65-2844, 65-2851a, 65-3312, 65-3412, 65-3417, 65-3419, 65-3424l, 65-3440, 65-3446, 65-3456a, 65-3458, 65-34,106, 65-34,122, 65-34,153, 65-4015, 65-4120, 65-4211, 65-4509, 65-5310, 65-5314, 65-5315, 65-5416, 65-5516, 65-5815, 65-6412, 65-6509, 65-7009, 65-7010, 65-7216, 66-118c, 66-1,164, 68-2213, 72-5430a, 74-719, 74-5337, 74-7028, 74-7030, 74-7315, 74-8813, 74-8815, 75-2748, 75-2929h, 75-3342, 75-4330, 75-4334, 75-5951, 76-12a13, 77-522, 77-536, 77-631, 82a-1211, 82a-1214, 82a-1217, 82a-1410 and 82a-1505 and K.S.A. 2009 Supp. 1-311, 1-312, 2-1008, 2-1201b, 2-2206, 2-2440e, 2-2511, 8-259, 8-1020,

8-2404, 8-2411, 8-2603, 8-2605, 8-2606, 9-1805, 12-5325, 12-5354, 16a-6-108, 17-2221a, 25-4713, 25-4715, 31-134, 31-144, 31-159, 31-606, 32-950, 32-1114, 36-509, 36-515b, 39-925, 39-944, 39-947, 39-948, 39-1412, 44-322a, 44-556, 44-612, 44-709, 44-710b, 47-624, 47-1706, 47-1707, 47-1809, 47-2101, 55-1639, 65-163, 65-163a, 65-171d, 65-1.234, 65-516, 65-6a24, 65-6a56, 65-1469, 65-2005, 65-2305, 65-2422d, 65-2912, 65-3008a, 65-3490, 65-34,113, 65-7313, 68-2240, 72-974, 74-596, 74-598, 74-2426, 74-32,173, 74-5369, 74-5616, 74-5617, 75-7c07, 75-2714, 75-2724, 75-2973, 75-3307b, 75-6207, 76-11a11, 79-4707, 82a-302, 82a-724, 82a-737, 82a-1038, 82a-1216, 82a-1901, 82a-2005, 83-501 and 83-502 and repealing the existing sections.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huelskamp, Huntington, Kelly, Kelsey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, Schmidt D, Schmidt V, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

The bill passed.

**HB 2125**, An act concerning registers of deeds; pertaining to duties regarding plats; amending K.S.A. 19-1207, 58-3115 and 58-3707 and repealing the existing sections.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huelskamp, Huntington, Kelly, Kelsey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, Schmidt D, Schmidt V, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

The bill passed.

#### FINAL ACTION OF BILLS AND CONCURRENT RESOLUTIONS

**SB 368**, An act concerning driving; relating to driving under the influence of alcohol or drugs; amending K.S.A. 2009 Supp. 8-1014, 8-1015 and 8-1567 and repealing the existing sections; also repealing K.S.A. 8-1567, as amended by section 6 of chapter 107 of the 2009 Session Laws of Kansas, was considered on final action.

On roll call, the vote was: Yeas 38, Nays 1, Present and Passing 1, Absent or Not Voting 0.

Yeas: Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Haley, Hensley, Holland, Huelskamp, Huntington, Kelly, Kelsey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, Schmidt V, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

Nays: Schmidt D.

Present and Passing: Francisco.

The bill passed, as amended.

#### EXPLANATION OF VOTE

MR. PRESIDENT: I vote "Pass" on **Senate Bill 368** because of my concern that the amendment adopted by the Senate of the Whole does not simply allow for an individual who does not own a car to reinstate their license. Instead it does away with the requirement that, prior to issuing a license that would restrict driving privileges to driving only a motor vehicle equipped with an ignition interlock device upon the request of the person whose driving privileges are to be restricted, the division receives proof of the installation of such device. — MARCI FRANCISCO

**SB 380**, An act concerning wildlife, parks and recreation; relating to public use of cabins on state land, was considered on final action.

On roll call, the vote was: Yeas 37, Nays 3, Present and Passing 0, Absent or Not Voting 0.

Yeas: Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Reitz, Schmidt V, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

Nays: Huelskamp, Pyle, Schmidt D.

The bill passed.

**SB 410**, An act concerning electronic payments; imposing limitations, notice requirements and civil penalty; amending K.S.A. 16a-2-403 and K.S.A. 2009 Supp. 75-30,100 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huelskamp, Huntington, Kelly, Kelsey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, Schmidt V, Schmidt D, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

The bill passed, as amended.

**SB 449**, An act concerning audiologists; relating to educational requirements for licensure and representation; amending K.S.A. 65-6504 and 65-6505 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huelskamp, Huntington, Kelly, Kelsey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, Schmidt D, Schmidt V, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

The bill passed, as amended.

**SB 451**, An act concerning municipal bonds; amending K.S.A. 2009 Supp. 10-106 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huelskamp, Huntington, Kelly, Kelsey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, Schmidt D, Schmidt V, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

The bill passed.

**SCR 1625**, A resolution urging the United States Congress to fund the construction of the National Bio and Agro-defense Facility (NBAF) and the Department of Homeland Security to advance the sale of Plum Island Animal Disease Center and fully fund, was considered on final action.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huelskamp, Huntington, Kelly, Kelsey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, Schmidt D, Schmidt V, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

The resolution was adopted.

**HB 2414**, An act authorizing the state board of regents to convey certain real estate, was considered on final action.

On roll call, the vote was: Yeas 40, Nays 0, Present and Passing 0, Absent or Not Voting 0.

Yeas: Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huelskamp, Huntington, Kelly, Kel-

sey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, Schmidt D, Schmidt V, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle.

The bill passed, as amended.

#### INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

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

##### SENATE RESOLUTION No. 1819—

A RESOLUTION recommending Kevin Saunders for the position of Chairman of the President's Council on Physical Fitness and Sports.

WHEREAS, Kevin Saunders, despite being badly injured and handicapped in a grain elevator explosion in 1981, has dedicated his life to motivating others and demonstrating the importance of physical fitness; and

WHEREAS, Mr. Saunders is now an actor, author and internationally acclaimed motivational speaker, and has been named one of the top 100 motivational speakers in the country; and

WHEREAS, Mr. Saunders has amassed a truly impressive list of accolades and achievements, including:

- Appointed by President H.W. Bush and President Clinton to serve on the President's Council on Physical Fitness and Sports (PCPFS), of which he is a former senior member
- Commended for his help in the creation of the National Initiative on Physical Fitness for Children and Youth with Disabilities, or the "I Can Do It, You Can Do It" program
- Named as the "Greatest All-around Wheelchair Athlete in the World"
- Worked with the Kansas State University football team, serving as a motivational coach during what was to become known as "The greatest turnaround in college football history"
- Pushed his wheelchair across America, spanning over 2,500 miles on behalf of PCPFS and the American Medical Association
- Pushed his hand cycle through five countries in Europe while serving as an international ambassador for health and fitness; and

WHEREAS, when asked what he felt was the greatest thing about his success, Mr. Saunders stated, "It's having the opportunity to share my story with people of all ages and encourage them to reach for higher and greater goals than ever before. The only thing that's better than winning a gold medal is watching someone that you've helped transcend their current limitations and reach for new levels of excellence." Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That we applaud Kevin Saunders for all he has accomplished, and for the inspiration he has provided to everyone around him, and proudly support and recommend him for the position of Chairman of the President's Council on Physical Fitness and Sports.

*Be it further resolved:* That the Secretary of the Senate be directed to provide an enrolled copy of this resolution to Senator Janis Lee.

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

Senator Lee and members of the Senate welcomed and recognized Kevin Saunders with a standing ovation, for his outstanding accomplishments in the field of physical fitness. His wife Dora, guests Dan Lykins, Coach Bill Snyder, family and friends were acknowledged.

Committee on **Transportation** introduced the following Senate resolution, which was read:

##### SENATE RESOLUTION No. 1821—

A RESOLUTION supporting visually impaired pedestrian safety.

WHEREAS, Technological advances in motor vehicles have led to the increased popularity of alternative fuel motorized road vehicles, such as hybrid and electric vehicles and to quiet roadway and tire technologies; and

WHEREAS, These new technologies are changing the way pedestrians, especially the blind and visually impaired, utilize audible cues to cross streets and move through traffic

because the engines in these vehicles operate with significantly less sound than the traditional combustion engine, resulting in a reduction of the warning time that blind or visually impaired pedestrians have to get across an intersection; and

WHEREAS, When vision, as a means of understanding and interpreting the environment, is reduced or completely eliminated, hearing takes over as the main information channel. Those who are blind or visually impaired have learned to rely on hearing to judge when it is safe to cross the street. Hearing also helps them verify they are within a crosswalk following a straight pathway and not veering into hazardous vehicular areas; and

WHEREAS, Traffic noise is a primary source of auditory information because the sounds of traffic give the blind or visually impaired pedestrians information about location, direction and flow which enables them to determine when they can safely cross a street; and

WHEREAS, Such sounds allow blind or visually impaired pedestrians to determine the geometric shape of an intersection and the presence of approaching vehicles. When there is silence, it is interpreted as a safe time to cross an intersection; and

WHEREAS, These environmentally friendly vehicles are extremely difficult and often impossible to hear for the blind or visually impaired. This is a threat to the ability of the blind or visually impaired pedestrians to move with independence and safety: Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That the Senate of the State of Kansas appeals to the Federal Department of Transportation, the Congress of the United States of America and the Kansas Congressional Delegation to protect visually impaired pedestrians by researching and identifying strategies to ensure that all motor vehicles, regardless of engine type or configuration, emit sound sufficient to be heard and located by pedestrians, including those who are blind or visually impaired.

*Be it further resolved:* That the Secretary of the Senate be directed to send enrolled copies of this resolution to the Federal Department of Transportation and the Kansas Congressional Delegation.

#### REPORT ON ENGROSSED BILLS

**SB 368, SB 410, SB 449** reported correctly engrossed February, 10, 2010.

#### REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** recommends **SB 395** be passed.

Committee on **Business and Labor** recommends **SB 377** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Federal and State Affairs** recommends **SB 222** be amended on page 1, in line 13, by striking "may" and inserting "shall"; in line 34, after "the" by inserting "emergency medical services"; in line 36, before "criminal" by inserting "emergency medical services"; and the bill be passed as amended.

Also, **SB 453** be amended on page 1, in line 13, by striking "or" where it appears for the first time and inserting a comma; also in line 13, after "supplier" by inserting "or broker"; after line 39, by inserting:

"(f) For purposes of this section, the term "broker" means a person located in this state, other than a retailer, who solicits or accepts orders for alcoholic liquor to be shipped from this state and delivered to residents located outside this state.";

Also on page 1, in line 40, by striking "(f)" and inserting "(g)"; and the bill be passed as amended.

Committee on **Financial Institutions and Insurance** recommends **SB 424** be passed.

Committee on **Judiciary** recommends **SB 234, SB 363, SB 369, SB 373** be passed.

Also, **SB 353** be amended by substituting a new bill to be designated as "Substitute for SENATE BILL No. 353," as follows:

"Substitute for SENATE BILL No. 353

By Committee on Judiciary

"AN ACT concerning trafficking; relating to human trafficking; aggravated human trafficking; forfeiture; amending K.S.A. 21-3446, 21-3447, 21-4643 and 22-4906 and K.S.A.

2009 Supp. 22-4902, 38-2361, 60-4104, 75-451, 75-452 and 75-453 and repealing the existing sections.”;

and the substitute bill be passed.

**SCR 1622** be adopted.

Committee on **Transportation** recommends **SB 483** be passed.

Also, **SB 367** be amended on page 1, in line 22, by striking “operate” and inserting “: (1) Operate”; in line 24, after “(a)” by inserting “; or (2) operate a motorcycle or to ride as a passenger upon a motorcycle without being in compliance with the provisions of subsection (c)”; in line 25, after “(c)” by inserting “(1)”; after line 30, by inserting the following:

“(2) No person under the age of 18 years shall ride as a passenger on a motorcycle unless such person is wearing an eye-protective device which shall consist of protective glasses, goggles or transparent face shields which are shatter proof and impact resistant.”; and the bill be passed as amended.

**SB 408** be amended on page 1, in line 28, after “operations” by inserting “and if a registration facility is not located within such courthouse or such administrative office, then at least one of the registration facilities established by the county treasurer shall not charge such registration fee”; and the bill be passed as amended.

Committee on **Ways and Means** recommends **SB 512** be passed.

Also **SB 461** be amended on page 1, in line 36, after the period by inserting “As used in this section, employer contributions shall include, and the county or counties shall be required to contribute, employer contributions required pursuant to K.S.A. 20-2605, and amendments thereto, and employee contributions required pursuant to K.S.A. 20-2603, and amendments thereto, for any district magistrate judge who is a member of the retirement system for judges.”; in line 43, by striking “as the salary or other compensation payable”;

On page 2, by striking all in line 1; in line 2, by striking “trate judges”; in line 3, by striking “retirement or other”; and the bill be passed as amended.

On motion of Senator D. Schmidt the Senate adjourned until 2:30 p.m., Thursday, February 11, 2010.

HELEN MORELAND, ROSE MARIE GLATT, SHIRLEY LAMOTT, *Journal Clerks*.  
PAT SAVILLE, *Secretary of the Senate*.

