

Journal of the Senate

TWENTY-FOURTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Tuesday, February 18, 2014, 2:30 p.m.

The Senate was called to order by President Susan Wagle.
The roll was called with thirty-nine senators present.
Senator Hawk was excused.
Invocation by Father Don Davidson,

Almighty and Everlasting God, bless us we pray this day as we enter upon the work of making decisions. Give all the members of our legislature the ability to see their decisions with eyes fixed on doing what is right, what is noble, and what is just. Allow them to know of your presence with them and of your grace. This we ask in your holy and life-giving name. Amen

The Pledge of Allegiance was led by President Susan Wagle.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 409, AN ACT concerning unmanned vehicles; relating to breach of privacy; use of images; search warrants; law enforcement; civil penalties and liability; amending K.S.A. 2013 Supp. 21-6101 and repealing the existing section, by Committee on Federal and State Affairs.

SB 410, AN ACT concerning property taxation; relating to exemptions for certain donations of property to the state; amending K.S.A. 2013 Supp. 79-213 and repealing the existing section, by Committee on Assessment and Taxation.

SB 411, AN ACT concerning extension districts; relating to taxing authority; amending K.S.A. 2-625 and repealing the existing section, by Committee on Assessment and Taxation.

SB 412, AN ACT concerning bonding authority for water projects; relating to the power to issue bonds by the Kansas development finance authority; duties of the Kansas water authority; amending K.S.A. 74-2609, 82a-1345, 82a-1360, 82a-1361 and 82a-1362 and K.S.A. 2013 Supp. 82a-2310 and 82a-2314 and repealing the existing sections; also repealing K.S.A. 82a-1363 and K.S.A. 2013 Supp. 82a-1365, by Committee on Ways and Means.

SB 413, AN ACT creating the transparency and accountability act; concerning legislative meetings; providing for live audio and video broadcasts; relating to open meetings, by Committee on Ways and Means.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Assessment and Taxation: **HB 2422, HB 2464.**

Commerce: **SB 405.**

Judiciary: **SB 406, SB 407.**

Utilities: **SB 408.**

Ways and Means: **HB 2470, HB 2544.**

COMMUNICATIONS FROM STATE OFFICERS

PRESIDENT OF THE SENATE

February 17, 2014

Pursuant to Rule 8, the **Select Committee on KPERS** is established and with the additional appointments: Senators Hensley and Kelly join Senators King, Longbine, Bowers, Denning, Holmes, Knox and Masterson.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Knox, Abrams, Apple, Arpke, Bruce, Denning, Fitzgerald, Holmes, King, Love, Masterson, O'Donnell, Olson, Ostmeyer, Petersen, Pilcher-Cook, Powell, Smith and Tyson introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1783—

A RESOLUTION commending the nation of Israel for its amicable and mutually beneficial relationship with the United States and with the State of Kansas.

WHEREAS, The claim and presence of the Jewish people in Israel has remained constant throughout the past 4,000 years of history; and

WHEREAS, Israel was granted her lands in the Old Testament, scripture held sacred and revered by both Jews and Christians as the acts and words of God; and

WHEREAS, The modern state of Israel was legally established by a binding resolution under international law, unanimously adopted by the League of Nations in 1922 and subsequently affirmed by the United States Congress; and

WHEREAS, This resolution affirmed the historical Land of Israel, including Judea, Samaria and Jerusalem, as a national home of the Jewish people; and

WHEREAS, The 1922 League of Nations resolution remains valid under Article 80 of the United Nations Charter which recognized the validity of rights previously granted to states or peoples under international instruments, and therefore, the 650,000 Jews currently residing in the areas of Judea, Samaria and eastern Jerusalem reside there legitimately; and

WHEREAS, Israel declared its independence and self-governance on May 14, 1948, with the goal of reestablishing its God-given and legally recognized lands as a homeland for the Jewish people; and

WHEREAS, The United States, having been the first country to recognize Israel as an independent nation and as Israel's principal ally, has enjoyed a close and mutually beneficial relationship with Israel and her people; and

WHEREAS, Israel is America's greatest friend and ally in the Middle East and shares

the same basic values, held deeply by both nations; and

WHEREAS, The State of Kansas and Israel have enjoyed amicable and mutually beneficial relations since 1948, a friendship that continues to strengthen with each passing year: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we commend Israel for its amicable and mutually beneficial relationship with the United States and with the State of Kansas and support Israel in its legal, historical, moral and God-given right of self-governance and self-defense upon the entirety of its own lands, recognizing that Israel is neither an attacking force nor an occupier of the lands of others and that peace can be afforded the region only through a whole and united Israel; and

Be it further resolved: That the Secretary of the Senate shall send an enrolled copy of this resolution to Senator Knox, the President of the United States, Governor Sam Brownback and each member of the Kansas congressional delegation.

On emergency motion of Senator Knox **SR 1783** was adopted unanimously.

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

SENATE RESOLUTION No. 1789—

A RESOLUTION congratulating and recognizing the
Landoll Corporation's 50th Anniversary and its receiving
of the Ad Astra Award from the Kansas Chamber of Commerce.

WHEREAS, The Kansas Chamber of Commerce stands for free enterprise and continual improvement of our great state's economic climate for the benefit of every business and citizen and represents small, medium and large employers all across Kansas; and

WHEREAS, The Kansas Chamber of Commerce presents the Ad Astra Award to one business each year that exemplifies both business and civic excellence within the state and recognizes a Kansas business for its unique contribution to the economic health and welfare of our state; and

WHEREAS, The Landoll Corporation, headquartered in Marysville, Kansas, has grown from a small welding, radiator and blacksmith shop to a global manufacturer of quality products and services for the agricultural, material handling, OEM/Government and transportation industries; and

WHEREAS, The Landoll Corporation employs approximately 1,000 dedicated employees; and

WHEREAS, The Landoll Corporation is a leader in innovative design, and attributes its success to its guiding principles of: Diversification, vertical integration, quality employees, community service, quality products, safety and total customer satisfaction; and

WHEREAS, The Landoll Corporation exemplifies business excellence in Kansas with an entrepreneurial spirit of "can do," which has led to substantial growth in the business; and

WHEREAS, The Landoll Corporation attributes some of its growth from the state and local tax policy which allowed the company to invest in personnel, property, technology and modern equipment and which supported the acquisition and relocation of jobs to Kansas of the following product lines: Bendi forklifts from England, Drexel Industries forklifts from Pennsylvania and Brillion farm equipment from Wisconsin.

The Landoll Corporation was also able to acquire ICON Industries in Beloit, Kansas; and

WHEREAS, The Landoll Corporation exemplifies civic excellence in Kansas and local communities with: Acquiring and renovating vacant buildings; completing renovation of a vacant bowling alley; renovating St. Gregory's Elementary School with workers, materials and funding; currently renovating St. Gregory's church; providing significant fundraising for the newly constructed Community Memorial Hospital; refurbishing the local municipal airport building and facilities; and providing numerous airplane flights for the seriously ill;

WHEREAS, The Landoll Corporation encourages and promotes employee community involvement in: Community festivals, parades, community theater, and local board participation for the community, including: Community Memorial Hospital, Main Street, Marysville Chamber of Commerce, the Kansas State Chamber, and Leadership Marshall County. Don Landoll also serves as President of Team Kansas; and

WHEREAS, The Landoll Corporation has been a successful business for 50 years and is vital to the growth and strength of the Kansas economy: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate the Landoll Corporation for marking its 50th Anniversary, receiving the Ad Astra Award from the Kansas Chamber of Commerce, exemplifying business and civic excellence in Kansas and being a good steward in the Marysville Community; and

Be it further resolved: That the Secretary of the Senate shall send an enrolled copy of this resolution to Senator Bowers and Don Landoll, Chairman and President of the Landoll Corporation.

On emergency motion of Senator Bowers **SR 1789** was adopted unanimously.

Guests introduced were: Don Landoll, Phil Landoll, Paula Landoll-Smith, Kerry Smith and Sierra Landoll.

Senators rose for a standing ovation.

ORIGINAL MOTION

On motion of Senator Holmes, the Senate acceded to the request of the House for a conference on **HB 2296**.

The President appointed Senators Holmes, O'Donnell and Faust-Goudeau as conferees on the part of the Senate.

REPORTS OF STANDING COMMITTEES

Committee on **Education** recommends **HB 2197**, as amended by House Committee, be amended by substituting a new bill to be designated as "Senate Substitute for HOUSE BILL NO. 2197," as follows:

"Senate Substitute for HOUSE BILL NO. 2197

By Committee on Education

"AN ACT concerning schools; relating to the Kansas state high school activities association; relating to the membership of the board of directors and executive board; amending K.S.A. 72-130 and repealing the existing section.";

And the substitute bill be passed.

COMMITTEE OF THE WHOLE

On motion of Senator Bruce, the Senate resolved itself into Committee of the Whole, for consideration of bills on the calendar under the heading of General Orders with Senator Donovan in the chair.

On motion of Senator Donovan the following report was adopted:

Recommended: **SB 286** be passed.

SB 98, SB 248, SB 271 be amended by the adoption of the committee amendments, and the bills be passed as amended.

SB 156 be passed over and retain a place on the calendar.

REPORT ON ENGROSSED BILLS

SB 54 reported correctly engrossed February 18, 2014.

On motion of Senator Bruce, the Senate adjourned until 2:30 p.m., Wednesday, February 19, 2014.

ROSE MARIE GLATT, CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*
COREY CARNAHAN, *Secretary of the Senate.*

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