

# Journal of the Senate

FORTY-FIRST DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Friday, March 13, 2015, 8:00 a.m.

The Senate was called to order by President Susan Wagle.

The roll call was called with twenty-five senators present.

Senators Haley, Hensley Holland, Holmes, King, LaTurner, Love, Lynn, Masterson, McGinn, Melcher, O'Donnell, Ostmeyer, Smith and Wolf.

Invocation by Father Don Davidson:

Almighty God, whose truth makes us free: We bless your Name for the witness and work of the clerks and secretary of this Senate. Each day, sometimes until the wee hours, this group of dedicated servants make sure that what is accomplished here is recorded correctly, transmitted efficiently and saved intentionally for generations to come. We all serve the people of our state, yet it seems fitting that we pause and thank our clerks and secretary for all they do. In your holy 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 285**, AN ACT concerning certain licensees of the state board of healing arts; resident active license; access to health care records; amending K.S.A. 65-2811a, 65-2852, as amended by section 21 of chapter 131 of the 2014 Session Laws of Kansas, 65-2857, as amended by section 22 of chapter 131 of the 2014 Session Laws of Kansas, 65-2860, as amended by section 24 of chapter 131 of the 2014 Session Laws of Kansas, 65-28a02, as amended by section 42 of chapter 131 of the 2014 Session Laws of Kansas, 65-28a08, as amended by section 47 of chapter 131 of the 2014 Session Laws of Kansas, 65-4941 and 65-4942 and K.S.A. 2013 Supp. 65-1626, as amended by section 4 of chapter 131 of the 2014 Session Laws of Kansas, 65-2809, as amended by section 7 of chapter 131 of the 2014 Session Laws of Kansas, 65-2836, as amended by section 10 of chapter 131 of the 2014 Session Laws of Kansas, 65-2895, as amended by section 36 of chapter 131 of the 2014 Session Laws of Kansas, 65-28,127, as amended by section 40 of chapter 131 of the 2014 Session Laws of Kansas, 65-28a03, as amended by section 43 of chapter 131 of the 2014 Session Laws of Kansas, 65-4101, as amended by section 50 of chapter 131 of the 2014 Session Laws of Kansas and 72-8252, as amended by section 54 of chapter 131 of the 2014 Session Laws of Kansas and K.S.A. 2014 Supp. 65-6824 and repealing the existing sections, by Committee on Ways and Means.

**SB 286**, AN ACT concerning income taxation; relating to eligibility for tax credits; social security numbers; amending K.S.A. 2014 Supp. 79-32,265 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 287**, AN ACT concerning income tax; relating to credits; making certain refundable credits nonrefundable for tax year 2015 and thereafter; amending K.S.A. 2014 Supp. 40-2246, 74-50,154, 74-50,208, 79-32,176a, 79-32,190, 79-32,197 and 79-32,210 and repealing the existing sections, by Committee on Assessment and Taxation.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Assessment and Taxation: **SB 280**, **SB 281**.

Commerce: **SB 283**.

Federal and State Affairs: **SB 279**, **SB 282**.

Local Government: **HB 2197**, **HB 2246**.

Select Committee on KPERS: **SB 284**.

Ways and Means: **HB 2135**.

#### COMMUNICATIONS FROM STATE OFFICERS

##### OFFICE OF THE ATTORNEY GENERAL

March 12, 2015

Kansas Attorney General, Derek Schmidt, submitted the 2014 Crime Victims Compensation Board Annual Report.

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

#### MESSAGE FROM THE HOUSE

Announcing passage of **SB 46**.

Announcing passage of **SB 7**, as amended by **House Substitute for SB 7**.

#### REPORTS OF STANDING COMMITTEES

Committee on **Utilities** recommends **SB 246** be amended on page 1, in line 30, by striking all after "if"; by striking all in lines 31 through 33; in line 34, by striking all before the period and inserting "a new lease or a renewal or extension of an existing lease is for less than 20% of the square footage of the entire building subject to the lease or the leased space does not have a heating or cooling system"; and the bill be passed as amended.

Also, **HB 2231** be amended on page 2, in line 1, by striking all after "use"; in line 2, by striking all before "shall" and inserting "on the property where such gas wells are located";

On page 3, following line 27, by inserting:

"Sec. 2. K.S.A. 2014 Supp. 55-193 is hereby amended to read as follows: 55-193. On July 15, 1996, and on the 15<sup>th</sup> day of each calendar quarter thereafter before July 1, ~~2016~~ 2020, the director of accounts and reports shall transfer \$100,000 from the state general fund, ~~\$100,000 from the state water plan fund established by K.S.A. 82a-951, and amendments thereto, and \$100,000 and \$200,000~~ from the conservation fee fund established by K.S.A. 55-143, and amendments thereto, to the abandoned oil and gas

well fund established by K.S.A. 55-192, and amendments thereto, ~~except that: (a) No transfers shall be made pursuant to this section from the state general fund to the abandoned oil and gas well fund during state fiscal year 2013, state fiscal year 2014, or state fiscal year 2015; and (b) the aggregate of the transfers made pursuant to this section from the state water plan fund to the abandoned oil and gas well fund during state fiscal year 2013, state fiscal year 2014, and state fiscal year 2015, shall not exceed \$400,000 and such transfer from the state water plan fund to the abandoned oil and gas well fund shall be made on the 15<sup>th</sup> day of each calendar quarter during state fiscal year 2013, state fiscal year 2014, and state fiscal year 2015, in substantially equal amounts as determined by the director of accounts and reports."~~

Also on page 3, in line 28, by striking "is" and inserting "and 55-193 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "to" by inserting "oil and gas wells,"; in line 2, by striking "exceptions" and inserting "relating to the abandoned oil and gas well fund, extension"; also in line 2, after "55-155" by inserting "and 55-193"; in line 3, by striking "section" and inserting "sections"; and the bill be passed as amended.

On motion of Senator Bruce, the Senate recessed until the sound of the gavel for the purpose to receive House messages and introduction of bills under that order of business.

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

#### **REPORT ON ENROLLED BILLS**

**SR 1722, SR 1723, SR 1724, SR 1725** reported correctly enrolled, properly signed and presented to the Secretary of the Senate on March 13, 2015.

#### **TRIBUTES**

The Committee on **Organization, Calendar and Rules** authorizes the following tributes for the week of March 9 through March 13 2015:

Senator Bowers: congratulating Don Brax on being named the Class 2A Track and Field Coach of the Year;

Senator Faust-Goudeau: recognizing Jason Perkey for his service to the State of Kansas; thanking Jeff Russell for his service to the Kansas Legislature;

Senator Love: congratulating and commending Dee Likes on his service to the Kansas Livestock Association and the State of Kansas; congratulating and commending Steve Baccus on his service to Kansas Farm Bureau and the State of Kansas.

Senator Petersen: congratulating Les Withrow on his retirement.

On motion of Senator Bruce, the Senate adjourned until 3:30 p.m., Monday, March 16, 2015.

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

