

# Journal of the Senate

## SECOND DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Tuesday, January 10, 2017, 2:30 p.m.

The Senate was called to order by Vice President Jeff Longbine.  
The roll was called with 40 senators present.  
Invocation by Reverend Cecil T. Washington:

Heavenly Father, we're experiencing the early days...the embryonic stage of this new legislative session. As the birth of a new baby is filled with great hopes and dreams, let the birthing process of this new legislature carry with it optimistic thinking and bright expectations for the future. Whenever our thinking is out of line...and Lord, You know we get that way sometimes; We need You to Parent us...to guide us...to discipline us until we put aside childlike considerations. We're grown up in here. So help us to act like it. Help us to think and act with love and maturity. Like the young little engine needing the power and the will to pull a heavy load, Lord give us the power and the will to deal with the heavy load under this dome. Give us the determined mindset of "I think I can, I think I can, I think I can"! You said in Prov. 23:7, that the way a person thinks is key to the way they are. So Lord help us to think and think and think, until we're thinking in harmony with Your Word, Your will and Your way. Take us to the day, when we can look back and say, I thought we could...I believed we could...I knew we could. In Jesus Name, Amen.

The Pledge of Allegiance was led by Vice President Longbine.

### INTRODUCTION OF NEW SENATE STAFF

Vice President Longbine introduced new staff serving in the Senate: Ben Stringer, Reader; Carol Benoit, Assistant Sargeant at Arms; Tom Horton and Tom Noble, Doormen; and, Cherryl Masters, Desk Clerk.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 10**, AN ACT concerning liens or claims against real or personal property; relating to prohibitions on certain filings; public officials; notice; criminal penalties; amending K.S.A. 2016 Supp. 58-4301 and repealing the existing section, by Committee on Judiciary.

**SB 11**, AN ACT concerning elections; dealing with vacancies in the office of United States representative to congress; amending K.S.A. 25-3502, 25-3504 and 25-3507 and repealing the existing sections, by Committee on Ethics, Elections and Local Government.

Under the authority of the President, the Vice President referred **SB 11** to the Committee on **Ethics, Elections and Local Government**.

**REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were referred to Committees as indicated:

Commerce: **SB 7**.

Ethics, Elections and Local Government: **SB 8, SB 9**.

Federal and State Affairs: **SB 2**.

Judiciary: **SB 1, SB 3, SB 4, SB 6**.

Transportation: **SB 5**.

**MESSAGES FROM THE GOVERNOR**

March 25, 2016

*To the Senate of the State of Kansas:*

Submitted herewith for confirmation by the Senate are appointments made by me as the Governor of the State of Kansas, pursuant to law.

Sam Brownback  
Governor

*Commissioner, Kansas Corporation Commission*, Shari Feist Albrecht (U), Topeka, pursuant to the authority vested in me by KSA 74-601, and effective upon the date of confirmation by the Senate, to serve a four year term, to expire March 15, 2020, to succeed herself.

*Member, Pooled Money Investment Board*, Casey Lair (R), Neodesha, pursuant to the authority vested in me by KSA 75-4221a, and effective upon the date of confirmation by the Senate, to serve a four year term, to expire March 15, 2020, to succeed himself.

May 3, 2016

*To the Senate of the State of Kansas:*

Submitted herewith for confirmation by the Senate are appointments made by me as the Governor of the State of Kansas, pursuant to law.

Sam Brownback  
Governor

*Member, State Board of Indigent Defense Services*, Roman Rodriguez (R), Wichita, pursuant to the authority vested in me by KSA 22-4519, and effective upon the date of confirmation by the Senate, to serve a three year term, to expire January 15, 2019, to succeed himself.

*Member, Racing and Gaming Commission*, David Moses (D), Wichita, pursuant to the authority vested in me by KSA 74-8803, and effective upon the date of confirmation by the Senate, to serve a four year term, to expire January 15, 2020, to succeed himself.

*Secretary, Department of Corrections*, Joseph Norwood (U), Wilmington, pursuant to the authority vested in me by KSA 75-5203, and effective upon the date of confirmation

by the Senate, to serve at the pleasure of the governor, to succeed Ray Roberts.  
*Member, State Banking Board*, Norman Pishny (R), Bucyrus, pursuant to the authority vested in me by KSA 74-3004, and effective upon the date of confirmation by the Senate, to serve a three year term, to expire March 15, 2019, to succeed himself.

September 19, 2016

*To The Senate of the State of Kansas:*

Submitted herewith for confirmation by the Senate are appointments made by me as the Governor of the State of Kansas, pursuant to law.

Sam Brownback  
 Governor

*Long-term Care Ombudsman*, Barbara J. Hickert (D), Topeka, pursuant to the authority vested in me by KSA 75-7304 et seq., and effective upon the date of confirmation by the Senate, to serve a four year term, to expire March 15, 2020, to succeed herself.

*Member, University of Kansas Hospital Authority*, Dr. Kirk Benson (R), Kansas City, pursuant to the authority vested in me by KSA 76-3304 et seq., and effective upon the date of confirmation by the Senate, to serve a four year term, to expire March 15, 2018, to succeed himself.

*Public Member, Public Employee Relations Board*, Joshua Hofer (R), Wichita, pursuant to the authority vested in me by KSA 75-4323, and effective upon the date of confirmation by the Senate, to serve a four year term, to expire March 15, 2019, to succeed Eric Carter.

*Director, Alcoholic Beverage Control*, KDOR, Debra Beavers (R), Ozawkie, pursuant to the authority vested in me by KSA 75-5117 et seq., and effective upon the date of confirmation by the Senate, to serve at the pleasure of the secretary, to succeed Dean Reynoldson.

October 21, 2016

*To The Senate of the State of Kansas:*

Submitted herewith for confirmation by the Senate are appointments made by me as the Governor of the State of Kansas, pursuant to law.

Sam Brownback  
 Governor

*Member, Pooled Money Investment Board*, Rodney Miller (R), Topeka, pursuant to the authority vested in me by KSA 75-4221a et seq., and effective upon the date of confirmation by the Senate, to serve a four year term, to expire March 15, 2020, to succeed Eric Meyers.

*Public Member, State Board of Indigent Defense Services*, Beverly Gossage (R), Eudora, pursuant to the authority vested in me by KSA 22-4519, and effective upon the date of confirmation by the Senate, to serve a three year term, to expire January 15, 2019 to succeed Jaime Rogers.

*Member, State Banking Board*, Kurt Knutson (R), Overland Park, pursuant to the

authority vested in me by KSA 74-3004 et seq., and effective upon the date of confirmation by the Senate, to serve a three year term, to expire March 15, 2019, to succeed himself.

October 26, 2016

*To The Senate of the State of Kansas:*

Submitted herewith for confirmation by the Senate are appointments made by me as the Governor of the State of Kansas, pursuant to law.

Sam Brownback  
Governor

*Secretary, Kansas Department on Aging and Disability Services*, Tim Keck (R), Topeka, pursuant to the authority vested in me by KSA 75-5903 et seq., and effective upon the date of confirmation by the Senate, to serve at the pleasure of the governor, to succeed Kari Bruffett.

November 16, 2016

*To The Senate of the State of Kansas:*

Submitted herewith for confirmation by the Senate are appointments made by me as the Governor of the State of Kansas, pursuant to law.

Sam Brownback  
Governor

*Secretary, Kansas Department of Transportation*, Richard Carlson (R), Saint Marys, pursuant to the authority vested in me by KSA 75-5001, and effective upon confirmation by the Senate, to serve at the pleasure of the governor, to succeed Mike King.

November 30, 2016

*To The Senate of the State of Kansas:*

Submitted herewith for confirmation by the Senate are appointments made by me as the Governor of the State of Kansas, pursuant to law.

Sam Brownback  
Governor

*Member, University of Kansas Hospital Authority*, Dr. Romano Delcore (R), Leawood, pursuant to the authority vested in me by KSA 76-3304 et seq., and effective upon the date of confirmation by the Senate, to serve a four year term, expiring March 15, 2018, to succeed Robert Honse.

December 1, 2016

*To The Senate of the State of Kansas:*

Submitted herewith for confirmation by the Senate are appointments made by me as the

Governor of the State of Kansas, pursuant to law.

Sam Brownback  
Governor

*Member, State Banking Board*, Frank Carson (R), Mulvane, pursuant to the authority vested in me by KSA 74-3004 et seq., and effective upon the date of confirmation by the Senate, to serve a three year term, expiring March 15, 2019, to succeed himself.

### COMMUNICATIONS FROM STATE OFFICERS

March 24, 2016

Attorney General of the State of Kansas, pursuant to law.

Derek Schmidt  
Kansas Attorney General

*Member, Crime Victims Compensation Board*, Pursuant to KSA 74-7303 Suzanne Valdez, reappointed to a four year term to the position that expired March 15, 2016.

November 11, 2016

Administrator for the Bi-State Commission, Molly McGivern, submitted the 2014-2015 Comprehensive Annual Financial Report for the Kansas and Missouri Metropolitan Culture District Commission.

January 09, 2017

Kansas State Treasurer, Ron Estes, submitted the 2016 Annual Report for the Kansas State Treasurer's Office.

January 09, 2017

Director of Unmanned Aerial Systems (UAS), Kansas Department of Transportation, Robert Brock submitted the Kansas UAS Strategic Plan as set forth in Senate Bill 249.

### MESSAGE FROM THE HOUSE

Announcing adoption of **HR 6001**, a resolution relating to the organization of the House of Representatives:

*Be it resolved by the House of representatives of the State of Kansas:*

That the chief clerk of the House of Representatives notify the Senate that the House is organized with the following officers:

Ron Ryckman, Speaker  
Scott Schwab, Speaker Pro Tem,  
Don Hineman, Majority Leader,  
Jim Ward, Minority Leader  
Susan Kannarr, Chief Clerk  
Foster Chisholm, Sergeant at Arms,  
and await the pleasure of the Senate.

Announcing adoption of **HCR 5001** a concurrent resolution providing for joint session of the Senate and House of Representatives for the purpose of hearing a

message from the Governor.

The following escorts are appointed for the State of the State:

To escort the Governor: Representatives Thompson, Williams and Helgerson

To escort the Lt. Governor: Representatives Highland, Carpenter and Holscher

To escort the Supreme Court: Representatives Finch, Patton and Miller

To escort the Senate: Representatives Swanson, Dove and Alcalá

Announcing adoption of **SCR 1601**, a concurrent resolution relating to a committee to wait upon the Governor and advise him the 2017 session of the Legislature is duly organized and ready to receive communication. Representatives Thompson, Williams and Bishop.

**HCR 5001** was introduced and read by title.

On emergency motion of Senator Denning, an emergency was declared, the rules suspended and **HCR 5001** was adopted by voice vote.

The Vice President appointed Senator Olson and Senator Rogers to escort the Governor, Senator Schmidt and Senator Pettey to escort the Lieutenant Governor, and Senator Wilborn and Senator Francisco to escort the Supreme Court.

## REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT:

Your Committee on **Confirmation Oversight** begs leave to submit the following report:

The following appointments were referred to and considered by the committee and your committee recommends that the Senate approve and consent to such appointments:

By the Governor:

*Kansas Department for Aging and Disability Services: K.S.A. 75-5903*

Tim Keck, Secretary, to serve at the pleasure of the Governor

*Kansas Department of Corrections: K.S.A. 75-5203*

Joseph Norwood, Secretary, to serve at the pleasure of the Governor

*Kansas Department of Transportation: K.S.A. 75-5001*

Richard Carlson, Secretary, to serve at the pleasure of the Governor

*Kansas Racing and Gaming Commission: K.S.A. 74-8803*

David Moses, to fill a term expiring on January 15, 2020

*Pooled Money Investment Board: K.S.A. 75-4221a*

Casey Lair, to fill a term expiring on March 15, 2020

Rodney Miller, to fill a term expiring on March 15, 2020

*State Banking Board: K.S.A. 74-3004*

Frank Carson, to fill a term expiring on March 15, 2019

Norman Pishny, to fill a term expiring on March 15, 2019

*State Board of Indigents' Defense Services: K.S.A. 22-4519*

Beverly Gossage, to serve a term expiring on January 15, 2019

Roman Rodriguez, to serve a term expiring on January 15, 2019

*State Corporation Commission: K.S.A. 74-601*

Shari Feist Albrecht, to serve a term expiring on March 15, 2020

*State Long-Term Care Ombudsman: K.S.A. 75-7304*

Barbara J. Hickert, to serve a term expiring on March 15, 2020

*University of Kansas Hospital Authority: K.S.A. 76-3304*

Dr. Kirk Benson, to serve a term expiring on March 15, 2018

Dr. Romano Delcore, to serve a term expiring on March 15, 2018

By the Attorney General:

*Crime Victims' Compensation Board: K.S.A. 74-7303*

Suzanne Valdez, to serve a term expiring on March 15, 2020

By the Secretary of the Department of Revenue:

*Alcoholic Beverage Control: K.S.A. 75-5117*

Debra Beavers, Director, to serve at the pleasure of the Secretary

### REPORT ON ENROLLED BILLS

**SR 1701, SR 1702** reported correctly enrolled, properly signed and presented to the Secretary of the Senate on January 10, 2017.

On motion of Senator Denning, the Senate recessed until 4:20 p.m. for the purpose of a Joint Session to hear the Governor's State of the State address.

On motion of Senator Denning, the Senate adjourned until 2:30 p.m., Wednesday, January 11, 2017.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

