

Journal of the Senate

FIFTEENTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Monday, February 1, 2021, 2:30 p.m.

The Senate was called to order by President Ty Masterson.

The roll was called with 39 Senators present.

Senator Estes was excused.

Invocation by Reverend Cecil T. Washington:

“Black History, By Our God, Is His-Story!”
Genesis 37:12-41:9

Heavenly Father, in 1976, President Gerald Ford called upon this nation to “seize the opportunity to honor the often neglected accomplishments of Black Americans in every endeavor throughout history.” Thank You Lord, for the way those achievements have significantly enhanced the quality of life for all people. Thank You also, for moving our society more and more toward the recognition and appreciation of Black contributions.

In Genesis 37:12 through 41:9, Joseph was wrongly enslaved. But You stuck by him and during the time of his bondage, You gave him a freedom on the inside that kept him connected to You. And being connected to You, he became a blessing to others but there was one, who forgot about Joseph. He was blessed by Joseph’s efforts, but forgot about him when he could have returned the favor.

Lord, thank You for those today that are not forgetting, but are helping us to remember Black History and Black contributions. When we consider the multitude of blessings derived from the Black community, help us to remember that being connected to You is what makes the difference. And as a result, the world for all of us, is a better place.

Keep us mindful then, that we’re all connected; that Black history is interwoven with all our history. And the real purpose for Black Lives to Matter is to stay tied together with You and through You, be a blessing to all lives. I humbly submit this prayer, In the Name of Jesus, Amen!

The Pledge of Allegiance was led by President Masterson.

On motion of Senator Suellentrop, the Senate recessed until the sound of the gavel.

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

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 114, AN ACT concerning insurance; relating to motor vehicles, uninsured motorist and personal injury coverage; right to reject insurance coverage, certain entities; amending K.S.A. 40-284 and K.S.A. 2020 Supp. 40-3107 and repealing the existing sections, by Committee on Insurance.

SB 115, AN ACT concerning property taxation; relating to commercial property; authorizing the county to abate or credit property tax when certain property is negatively affected by temporary government restrictions on use during a state of disaster emergency, by Senator Holland.

SB 116, AN ACT concerning transportation; relating to the Eisenhower legacy transportation program; decreasing the threshold amount required for alternate delivery projects; providing for the usage of federal stimulus funds for certain projects; calculating KDOT bonding and debt cap authority; amending K.S.A. 68-2320 and 68-2328 and K.S.A. 2020 Supp. 68-2314c, 68-2332 and 75-5094 and repealing the existing sections, by Committee on Transportation.

SB 117, AN ACT concerning electric utilities; relating to the state corporation commission; authorizing the approval and issuance of K-EBRA bonds; financing costs of electric utility property, by Committee on Ways and Means.

SB 118, AN ACT concerning municipalities; relating to the dissolution of special districts and assumption of responsibilities by cities or counties, by Committee on Local Government.

SB 119, AN ACT concerning property taxation; relating to state board of tax appeals orders and notices; service by electronic means; time to request full and complete opinion; prohibiting valuation increases in certain appeals; relating to the county appraiser eligibility list; requiring notification when person no longer holds office of county appraiser; complying with certain appraisal standards; amending K.S.A. 74-2426, 74-2433f, 79-505, 79-1448, 79-1609 and 79-2005 and K.S.A. 2020 Supp. 19-432 and repealing the existing sections, by Committee on Assessment and Taxation.

SB 120, AN ACT establishing the joint committee on child welfare system oversight; concerning the safety and well-being of children in the child welfare system in the state of Kansas; requiring an annual report to the legislature, by Committee on Public Health and Welfare.

SB 121, AN ACT concerning health professions and practices; relating to the regulation of dentists; Kansas dental board; disciplinary action; licensure; updating certain provisions of the Kansas dental practices act; amending K.S.A. 65-1430 and 65-1467 and repealing the existing sections, by Committee on Public Health and Welfare.

SB 122, AN ACT concerning civil procedure; relating to the rules of evidence; methods to satisfy requirement to authenticate or identify records and documents; amending K.S.A. 60-464 and 60-467 and K.S.A. 2020 Supp. 60-460 and 60-465 and repealing the existing sections, by Committee on Judiciary.

SB 123, AN ACT concerning children and minors; relating to the revised code for care of children; creating a process for termination of parental rights for children conceived as a result of sexual assault; amending K.S.A. 2020 Supp. 23-3203, 38-2269 and 38-2271 and repealing the existing sections, by Committee on Judiciary.

SB 124, AN ACT concerning STAR bonds; relating to the financing of STAR bond

projects and rural redevelopment projects; eligible areas; major business facility; real estate transfers; plan for tracking the number of visitors; feasibility study requirements; capital investment and annual sales requirements; STAR bond districts; contiguity; project costs; sunset date; amending K.S.A. 2020 Supp. 12-17,162, 12-17,166, 12-17,169, 12-17,171 and 12-17,179 and repealing the existing sections, by Committee on Commerce.

SENATE CONCURRENT RESOLUTION No. **SCR 1605**—

By Senators Holland, Haley and Pittman

A PROPOSITION to amend article 14 of the constitution of the state of Kansas by adding a new section thereto; relating to the powers of initiative and referendum.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the Senate and two-thirds of the members elected (or appointed) and qualified to the House of Representatives concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Article 14 of the constitution of the state of Kansas is hereby amended by adding a new section to read as follows:

"§ 3. Initiative and referendum powers. (a) (1) The people reserve the power to propose and enact or reject amendments to this constitution by initiative, independent of the legislature.

(2) An initiative amendment to this constitution may be proposed only by a petition signed by not less than 8% of the qualified electors who voted in the last preceding gubernatorial election in each of two of the congressional districts in the state.

(3) An initiative petition shall include the full text of the proposed amendment to this constitution. A proposed amendment shall not contain more than one subject, and the enacting clause thereof shall be "Be it resolved by the people of the State of Kansas:".

(4) The title of each proposed amendment to this constitution shall be specified in the initiative petition and shall be a brief nontechnical statement expressing the intent or purpose of the proposed amendment and the effect of a vote for and a vote against the proposed amendment.

(5) When more than one proposed amendment to this constitution is submitted at the same election, such proposed amendments shall be so submitted as to enable the electors to vote separately on each proposed amendment.

(6) One amendment to this constitution may revise any entire article, except the article on general provisions, and in revising any article, the article may be renumbered, and all or parts of other articles may be amended or amended and transferred to the article being revised.

(7) Not more than five amendments proposed by initiative shall be

submitted at the same election.

(b) (1) Notwithstanding the provisions of section 1 of article 2 of this constitution, the people reserve the power to propose and enact or reject laws by initiative, independent of the legislature.

(2) An initiative law may be proposed only by a petition signed by not less than 5% of the qualified electors who voted in the last preceding gubernatorial election in each of two of the congressional districts in the state.

(3) An initiative petition shall include the full text of the proposed law. A proposed law shall not contain more than one subject, and the enacting clause thereof shall be "Be it enacted by the people of the State of Kansas:".

(4) The title of each proposed law shall be specified in the initiative petition and shall be a brief nontechnical statement expressing the intent or purpose of the proposed law and the effect of a vote for and a vote against the proposed law.

(5) When more than one proposed law is submitted at the same election, such proposed law shall be so submitted as to enable the electors to vote separately on each proposed law.

(6) An initiative petition that requires the appropriation of moneys shall only require the appropriation of moneys directly attributable to revenues collected pursuant to the provisions of the petition, and the purpose of such appropriation shall not otherwise be prohibited by this constitution.

(c) (1) The people reserve the power to approve or reject by referendum any bill enacted by the legislature, except as otherwise provided in this subsection.

(2) A referendum on a bill, or any part thereof, may be ordered by a petition signed by not less than 5% of the qualified electors who voted in the last preceding gubernatorial election in each of two of the congressional districts in the state.

(3) A referendum petition shall not be allowed on any part of a bill:

(A) Necessary for the immediate preservation of the public peace, health or safety; or

(B) making or repealing any appropriation of moneys.

(4) A referendum ordered by petition on a part of a bill shall not delay the remainder of the bill from becoming effective.

(5) A referendum on a bill may be ordered by the legislature by law.

(6) Notwithstanding section 14 of article 2 of this constitution, a bill ordering a referendum and a bill on which a referendum is ordered shall not require the signature of the governor or be subject to veto by the governor.

(d) (1) Before an initiative or referendum petition may be circulated for signatures, a draft of such petition shall be submitted to the secretary of state in the form in which such petition will be circulated for signatures. Upon submission of a draft petition to the secretary of state, the name and address of an individual shall be provided to the

secretary of state as the individual to whom any notices shall be sent. The secretary of state shall transmit a copy of the draft petition to the attorney general for review. The secretary of state and the attorney general shall each review the draft petition for sufficiency as to form, approve or reject the form of the draft petition and state the reasons for rejection, if any.

(2) Upon receipt of a draft petition from the secretary of state, the attorney general shall examine the draft petition as to form. The attorney general shall send notice of approval or rejection of the draft petition to the secretary of state within 10 days after receipt of the draft petition.

(3) The secretary of state shall review the notice of approval or rejection of the attorney general and make a final decision as to the approval or rejection of the form of the draft petition. The secretary of state shall send written notice of such approval or rejection, including the reasons for rejection, to the individual designated to receive notices within 30 days after submission of the draft petition.

(4) No petition may be submitted to the secretary of state for review until the day immediately following the date of the regular general election that immediately precedes the regular general election for which the petition is submitted.

(5) A petition signed by the required number of qualified electors shall be submitted to the secretary of state on or before June 1 prior to the date of the next regular general election.

(e) All elections on initiative and referendum measures shall be held at the regular general elections in even-numbered years, unless otherwise ordered by the legislature pursuant to subsection (c)(5).

(f) Notwithstanding any provision of this constitution to the contrary, an initiative or referendum measure shall become effective 30 days after the day on which it is enacted or approved by a majority of the votes cast thereon. When conflicting measures are approved at the same election, the one receiving the largest affirmative vote shall prevail.

(g) If any initiative measure is not approved but receives an affirmative vote of at least $\frac{1}{3}$ of the total votes cast on such measure, then such measure shall be placed on the ballot at the next regular general election in an even-numbered year without the submission of any petition for such measure. But no such measure shall be placed on the ballot at a third consecutive regular general election unless a petition has been submitted in accordance with this section.

(h) The provisions of this section shall be self-executing, but legislation may be enacted to facilitate its implementation."

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. This amendment would allow the people to propose and enact or reject amendments to the constitution of the state of Kansas by initiative, independent of the legislature. This

amendment would also allow the people to propose and enact or reject laws by initiative, independent of the legislature. Finally, this amendment would allow a referendum on any bill enacted by the legislature either by petition from the people or by order of the legislature by law. A referendum petition would not be allowed on any part of a bill necessary for the immediate preservation of the public peace, health or safety or any part of a bill making or repealing any appropriation.

"A vote for this proposition would reserve to the people the power to propose and enact or reject laws and amendments to the constitution of the state of Kansas by initiative, independent of the legislature, and the power to approve or reject by referendum any bill enacted by the legislature.

"A vote against this proposition would not make any changes to the constitution and would not reserve the powers of initiative and referendum to the people."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the Senate and two-thirds of the members elected (or appointed) and qualified to the House of Representatives, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2022, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Estes, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, Olson, O'Shea, Peck, Petersen, Pettey, Pittman, Pyle, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren and Wilborn introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1706—

A RESOLUTION urging the President of the United States to honor the last surviving World War II Medal of Honor recipient with a designated state funeral.

WHEREAS, World War II began in 1939 and ended in 1945; and

WHEREAS, Over 16 million Americans served their country alongside the Allied powers over the course of the war; and

WHEREAS, The men and women who served our country in World War II have been called the "greatest generation" for their selfless sacrifice; and

WHEREAS, The Medal of Honor is the highest military decoration awarded by the United States government; and

WHEREAS, The Medal of Honor is only conferred upon members of the United States Armed Forces who distinguish themselves through conspicuous gallantry at the

risk of life above and beyond the call of duty while engaged in action against an enemy of the United States; and

WHEREAS, More than 3,400 Medals of Honor have been awarded to our nation's bravest soldiers, sailors, airmen, marines and coast guardsmen since the creation of the award in 1861; and

WHEREAS, The Medal of Honor was awarded to 353 Americans during World War II; and

WHEREAS, Only two of these 353 Americans are alive today; and

WHEREAS, These courageous servicemen, Charles H. Coolidge of Tennessee and Hershel Woodrow Williams of West Virginia, risked their lives while serving their country with gallantry and therefore, deserve the gratitude of the American people; and

WHEREAS, The President of the United States presents the Medal of Honor in the name of Congress; and

WHEREAS, The President of the United States has the sole authority to designate a state funeral; and

WHEREAS, Historically, the President of the United States has designated state funerals for former presidents, generals and other extraordinary Americans; and

WHEREAS, Our nation is currently divided and longs for a unifying national event; and

WHEREAS, Designating a state funeral upon the passing of the last surviving World War II Medal of Honor recipient would be a fitting way for the American people to unite and to honor all of the 16 million soldiers, sailors, airmen, marines and coast guardsmen who served in our Armed Forces from 1941 to 1945: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we urge the President of the United States to honor the last surviving World War II Medal of Honor recipient with a designated state funeral; and

Be it further resolved: That the Secretary of the Senate shall send two enrolled copies of this resolution to Senator Alley.

On emergency motion of Senator Alley **SR 1706** was adopted unanimously.

CHANGE OF REFERENCE

The President withdrew **SB 78** from the Committee on **Judiciary**, and referred the bill to the Committee on **Financial Institutions and Insurance**.

MESSAGES FROM THE GOVERNOR

January 13, 2021

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.

LAURA KELLY
Governor

State Long-Term Care Ombudsman, Camille Russell, Chanute, (D), pursuant to the authority vested in me by K.S.A. 75-7304, and effective upon the date of confirmation by the Senate, to serve a term of four years, to succeed Barbara Hickert.

Brigadier General, Director of the Joint Staff, Kansas National Guard, Col. Michael Venerdi, Bel Aire, (R) pursuant to the authority vested in me by K.S.A. 48-208, and effective upon the date of confirmation by the Senate, to the rank of Brigadier General and to serve at the pleasure of the governor, to succeed Major General David Weishaar.

Certified Public Accountant, Kansas Board of Tax Appeals; Virginia Powell, Topeka, (D), pursuant to the authority vested in me by K.S.A. 74-2433 and effective upon the date of confirmation by the Senate, to serve the remainder of an unexpired four-year term, to succeed James Cooper.

Public Member #17, KU Hospital Authority, Kevin Lockett, Leawood, (D), pursuant to the authority vested in me by K.S.A. 76-3304, and effective upon the date of confirmation by the Senate, to serve a term of four years, to succeed Michael Copeland.

Chair, Kansas Water Authority, Dawn Buehler, Eudora (U) pursuant to the authority vested in me by K.S.A/ 74-2622 and effective upon the date of confirmation by the Senate, to serve at the pleasure of the governor, to succeed Connie Owen.

COMMITTEE OF THE WHOLE

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

On motion of Senator Bowers the following report was adopted:

SB 27 be passed.

SB 28, SB 29 be amended by the adoption of the committee amendments, and the bills be passed as amended.

SB 15 be amended by the adoption of the committee amendments, be further amended by motion of Senator Fagg; on page 2, in line 2, by striking "100" and inserting "200" and **SB 15** be passed as further amended.

FINAL ACTION ON CONSENT CALENDAR

SB 21, SB 33 and **SB 47** having appeared on the Consent Calendar for the required two full legislative days without objection from any member, were considered on final action.

SB 21, AN ACT concerning sales and compensating use tax; relating to countywide retailers' sales tax; approving election by Cherokee county; amending K.S.A. 2020 Supp. 12-187 and 12-189 and repealing the existing sections.

On roll call, the vote was: Yeas 39; Nays 0; Present and Passing 0; Absent or Not Voting 1.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claey's, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Absent or Not Voting: Estes.

The bill passed.

SB 33, AN ACT concerning motor vehicles; relating to the vehicle dealers and manufacturers licensing act; providing for a display show license; allowing for new vehicle dealers and manufacturers to participate in display shows; amending K.S.A. 2020 Supp. 8-2435 and repealing the existing section.

On roll call, the vote was: Yeas 39; Nays 0; Present and Passing 0; Absent or Not Voting 1.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Absent or Not Voting: Estes.

The bill passed.

SB 47, AN ACT concerning income taxation; enacting the Kansas taxpayer protection act; relating to paid tax return preparers; requiring a signature and tax identification number on returns and claims; authorizing actions by the secretary of revenue to enjoin certain conduct.

On roll call, the vote was: Yeas 39; Nays 0; Present and Passing 0; Absent or Not Voting 1.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Absent or Not Voting: Estes.

The bill passed.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

On motion of Senator Suellentrop an emergency was declared by a 2/3 constitutional majority, and **SB 15**, **SB 27**, **SB 28**, **SB 29** were advanced to Final Action and roll call.

SB 15, AN ACT concerning financial institutions; enacting the Kansas economic recovery loan deposit program; relating to credit unions, field of membership; banks, trust companies and savings and loan institutions, privilege tax, deduction of net interest received from certain agricultural real estate loans and single family residence loans; amending K.S.A. 75-4237 and 79-1109 and K.S.A. 2020 Supp. 17-2205 and repealing the existing sections.

On roll call, the vote was: Yeas 39; Nays 0; Present and Passing 0; Absent or Not Voting 1.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Absent or Not Voting: Estes.

The bill passed, as amended.

SB 27, AN ACT concerning health and environment; relating to the Kansas storage tank act; increasing the limit of certain liability amounts; reimbursements; extending the existence of the underground fund, aboveground fund, UST redevelopment fund and the UST redevelopment fund compensation advisory board; amending K.S.A. 65-34,105, 65-34,118, 65-34,119, 65-34,120, 65-34,123, 65-34,128, 65-34,134 and 65-34,139 and repealing the existing sections.

On roll call, the vote was: Yeas 39; Nays 0; Present and Passing 0; Absent or Not Voting 1.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Absent or Not Voting: Estes.

The bill passed.

SB 28, AN ACT concerning insurance; relating to the reinsurance of risk; updating the national association of insurance commissioners credit for reinsurance model law; insurance holding company act; codifying the national association of insurance commissioners credit for insurance model regulation; amending K.S.A. 2020 Supp. 40-221a, 40-3302, 40-3304 and 40-3306 and repealing the existing sections.

On roll call, the vote was: Yeas 39; Nays 0; Present and Passing 0; Absent or Not Voting 1.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Absent or Not Voting: Estes.

The bill passed, as amended.

SB 29, AN ACT concerning insurance; relating to risk-based capital requirements; updating the version of instructions in effect; amending K.S.A. 2020 Supp. 40-2c01 and repealing the existing section.

On roll call, the vote was: Yeas 39; Nays 0; Present and Passing 0; Absent or Not Voting 1.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Absent or Not Voting: Estes.

The bill passed, as amended.

SPECIAL REMARKS

Senator David Haley submitted the following remarks:

Mr. President : Americans are known to begin a National Anthem with the question: "Oh say can you see by the dawn's early light; what so proudly we hailed at the twilight's last gleaming ... ?"

Today on the first day of Black History Month, with the month of February being the shortest of our calendar, I ask each of us to consider, albeit briefly, the meaning behind the proud declarations found in what is known as "The Negro National Anthem"; once a poem, and first recited and sung by 500 school children on February 12th, 1900 in celebration of President Lincoln's birthday.

LIFT every voice and sing until Earth and Heaven ring
 Ring with the harmonies of liberty.
 Let our rejoicing rise High as the listening skies
 Let it resound; loud as the rolling sea.
 Sing a song full of the faith that the dark past has brought us,
 Sing a song full of the hope that the present has brought us;
 Facing the rising sun of our new day begun,
 Let us march on till victory is won.
 STONY the road we trod, bitter the chastening rod,
 Felt in the days when hope unborn had died;
 Yet with a steady beat, have not our weary feet,
 Come to the place for which our father sighed?
 We have come over a way that with tears have been watered.
 We have come, treading our path through the blood of the slaughtered.
 Out from the gloomy past, till now we stand at last
 Where the white gleam of our bright star is cast.
 GOD of our weary years, God of our silent tears,
 Thou Who hast brought us thus far on the way;
 Thou Who hast by Thy might, led us into the light,
 Keep us forever in the path, we pray.
 Lest our feet, stray from the places our God where we met Thee.
 Lest our hearts, drunk with the wine of the world we forget Thee.
 Shadowed beneath Thy hand, may we forever stand,
 True to our God, true to our native land.
 (LIFT EVERY VOICE AND SING "The Negro National Anthem")
 James Weldon Johnson

Mr. President and Fellow Senators: Our constituencies are often a multi-hued collaboration of race, color, creeds that provide sinew in the building, together of our great State and this great Country.

This melting pot, no, this "stir fry" of blending that makes us so unique and proud in the world should be shared by recognizing the contributions this month of Black Americans in our State (or Afri-Kansans, as I often call us!) some whose roots go back to an ancestry that escaped from other States or fled, as Exodusters, from a repressive life in the South or who relocated here in Kansas because we have always been billed, since our compromise in being admitted into the United States in 1861, as a beacon to "life, liberty and the pursuit of happiness" for ALL people.

We proudly ask this month be remarked and remembered!

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **SB 38** be amended on page 3, in line 14, after "Pesticides" by inserting "with no identifiable owner or responsible party"; in line 15, by striking all before the semicolon; and the bill be passed as amended.

Committee on **Insurance** recommends **SB 30** be amended on page 6, in line 21, after "were" by inserting "legal";

On page 7, in line 29, by striking all after "(10)"; by striking all in lines 30 and 31; in

line 32, by striking all before the period and inserting:

"(A) Any natural person adversely affected by any order or decision of the administrator under this act may, within 15 days of service of the order or decision, make a written request for a hearing. Hearings under this section shall be conducted in accordance with the provisions of the Kansas administrative procedure act.

(B) Any natural person adversely affected by any final action of the administrator pursuant to this act may obtain a review of the action in accordance with the Kansas judicial review act"; and the bill be passed as amended.

STRICKEN FROM THE CALENDAR

On motion of Senator Suellentrop, the following resolutions were stricken from the Calendar under the heading of General Orders: **SCR 1602; SR 1704.**

REPORT ON ENROLLED BILLS

SR 1705 reported correctly enrolled, properly signed and presented to the Secretary of the Senate on February 1, 2021.

On motion of Senator Suellentrop, the senate adjourned pro forma until 2:30 p.m. February 2, 2021.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

