

Journal of the Senate

THIRTEENTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Thursday, January 29, 2015, 2:30 p.m.

The Senate was called to order by President Susan Wagle.
The roll was called with 39 senators present.
Senator Ostemeyer was excused.
Invocation by Father Don Davidson:

Today's prayer will be delivered at the Washington National Cathedral by The Very Reverend Francis B. Sayre, Dean Emeritus of the Washington National Cathedral, in honor of the 154th anniversary of Kansas Statehood:

“Open sky, open land; Open face, open heart; So hast thou made Kansas and her children Lord. Homesteads for weather, Hands for work; Fibre of human souls; Thou has winnowed on the prairie. Bless that free soil, O God, Her hills of flint, Her miles of wheat, Her flowers in the sun, And steady servants of Thine unswerving truth.” Amen

The Pledge of Allegiance was led by President Susan Wagle.

In recognition of Kansas Day, President Wagle recognized Senator Abrams to lead the body in the singing of the Kansas State song, Home on the Range.

POINT OF PERSONAL PRIVILEGE

The President recognized Senator Tom Arpke, who rose to honor winners of the *Happy Birthday, Kansas! Discovering Kansas* photograph contest with the following tribute:

WHEREAS, Rylee Schrock received First Place for Eighth Grade for the photo entitled *Kansas Skies*, and Keegan Griffin received First Place for Fifth Grade for the photo entitled *Farm Work*. Both students were awarded with an iPad. The photo contest was sponsored by *Happy Birthday, Kansas!, Discovering Kansas: a Student Photo Contest*, in conjunction with the Kansas Historical Society; and

WHEREAS, The awards presentation is with Governor Sam Brownback on January 29, 2015, at the Kansas State Capitol in Topeka.

Now, therefore, *BE IT RESOLVED* that the Kansas Senate and Senator Tom Arpke join in congratulating these students on their outstanding award. Your school and community are extremely proud of this accomplishment.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 109, AN ACT concerning emergencies and disasters; creating the Kansas disaster utilities response act; department of revenue, by Committee on Utilities.

SB 110, AN ACT concerning sales taxation; relating to exemptions of certain machinery and equipment used in automated ice vending machines; amending K.S.A. 2014 Supp. 79-3606 and repealing the existing section, by Senators Olson, Abrams, Arpke, Baumgardner, Bowers, Bruce, Denning, Faust-Goudeau, Francisco, Hawk, Hensley, Holmes, Kelly, Kerschen, LaTurner, Longbine, Lynn, Masterson, McGinn, Melcher, O'Donnell, Petersen, Pettey, Pilcher-Cook, Powell, Schmidt, Smith, Tyson, Wilborn and Wolf.

SB 111, AN ACT concerning correctional supervision; relating to the correctional supervision fee; correctional supervision fund; amending K.S.A. 2014 Supp. 21-6607 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

SB 112, AN ACT concerning wildlife, parks and tourism; relating to citations; amending K.S.A. 2014 Supp. 32-1049 and repealing the existing section, by Committee on Judiciary.

SB 113, AN ACT concerning the department of wildlife, parks and tourism; relating to licenses, permits, stamps and other issues of the department; amending K.S.A. 2014 Supp. 32-1001 and 32-1041 and repealing the existing sections, by Committee on Judiciary.

SB 114, AN ACT concerning the Kansas parentage act; relating to birth certificate amendments; charge for non-judicial personnel; amending K.S.A. 2014 Supp. 23-2223 and repealing the existing section, by Committee on Judiciary.

SB 115, AN ACT concerning firearms; relating to the personal and family protection act; relating to exemptions for state and municipal buildings; amending K.S.A. 2014 Supp. 75-7c20 and repealing the existing section, by Committee on Federal and State Affairs.

SB 116, AN ACT concerning driving; relating to convictions and diversions; habitual violator status; expungement of driving under the influence and other driving offenses; amending K.S.A. 2014 Supp. 8-285, 12-4516 and 21-6614 and repealing the existing sections; also repealing K.S.A. 2014 Supp. 12-4516b and 21-6614e, by Committee on Federal and State Affairs.

SB 117, AN ACT concerning insurance; relating to self-insurance under the health care provider insurance availability act; health care systems; amending K.S.A. 2014 Supp. 40-3401 and 40-3414 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 118, AN ACT concerning agriculture; relating to the Kansas department of agriculture division of conservation; state conservation commission; powers and duties thereof; amending K.S.A. 2014 Supp. 2-1904 and repealing the existing section, by Committee on Natural Resources.

SB 119, AN ACT concerning agriculture; relating to chemigation; permit exceptions; amending K.S.A. 2014 Supp. 2-3304 and repealing the existing section, by Committee on Natural Resources.

SB 120, AN ACT concerning wildlife, parks and tourism; relating to land purchases; amending K.S.A. 2014 Supp. 32-833 and repealing the existing section, by Committee on Natural Resources.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Commerce: **SB 106, SB 107, SB 108.**

Education: **SB 93.**

Ethics and Elections: **SB 86.**

Federal and State Affairs: **SB 98.**

Financial Institutions and Insurance: **SB 100, SB 101, SB 102, SB 103.**

Judiciary: **SB 96, SB 104, SB 105.**

Natural Resources: **SB 97.**

Public Health and Welfare: **SB 95.**

Transportation: **SB 94, SB 99.**

CHANGE OF REFERENCE

The President withdrew **SB 86** from the Committee on **Ethics and Elections**, and referred the bill to the Committee on **Federal and State Affairs**.

REPORTS OF STANDING COMMITTEES

Committee on **Education** recommends **SB 8** be amended on page 1, following line 4, by inserting:

"Section 1. K.S.A. 2014 Supp. 46-1226 is hereby amended to read as follows: 46-1226. (a) Any cost study analysis, audit or other study commissioned or funded by the legislature and any conclusions or recommendations thereof shall not be binding upon the legislature. The legislature may reject, at any time, any such analysis, audit or study and any conclusions and recommendations thereof.

(b) A cost study analysis, audit or study shall include, but not be limited to, any cost study analysis, audit or study conducted pursuant to K.S.A. 46-1225, prior to its repeal, K.S.A. 2007 Supp. 46-1131, prior to its repeal, and K.S.A. 2014 Supp. 46-1132, ~~and amendments thereto prior to its repeal.~~";

Also on page 1, in line 5, by striking "and" and inserting a comma; also in line 5, after "46-1132" by inserting "and 46-1226";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, by striking "repealing K.S.A. 2014 Supp. 46-1130 and 46-1132;"; in line 2, after "audits" by inserting "; amending K.S.A. 2014 Supp. 46-1226 and repealing the existing section; also repealing K.S.A. 2014 Supp. 46-1130 and 46-1132"; and the bill be passed as amended.

On motion of Senator Bruce, the senate adjourned pro forma until 8:00 a.m. January 30, 2015.

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

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