

# Journal of the Senate

## FIFTIETH DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Monday, March 30, 2015, 10:00 a.m.

The Senate was called to order by President Susan Wagle.

The roll was called with 38 senators present.

Senators Love and Melcher were excused.

Invocation by Father Don Davidson:

Almighty and all-knowing God, who knows all our needs before we ask, be with us this day, and be with those who labor in this chamber. Give them wisdom in decision making, and compassion for those they serve that in every act they may be focused on the doing of your will for this day, and for all the days to come. We ask this prayer in your Holy and life affirming name. Amen

The Pledge of Allegiance was led by President Susan Wagle.

### **POINT OF PERSONAL PRIVILEGE**

Senator Holmes rose on a Point of Personal Privilege to introduce members of the St. John Tigers basketball team. The team is the 2015 2A Champions, making it the third year in a row they have enjoyed the title. The team has been undefeated for 59 games in a row and are only 3 games from setting a Kansas state record.

Members of the team and their managers and coaches were: Gera Calleros, Quincy Smith, Ryan Woodward, Cole Kinnamon, Braden Witt, Triston Long, Sammy Ramirez, Eddy Ibarra, Mario Ibarra, Joel Ibarra, Jeremy Crockett, Derek Hacker, Chase Fisher, Keven Neri-Leon, Dean Wade, Jacob Milton, Jorge Calleros, Alexis Valenzuela, Connor Engel, Nathan Ward, Nick Schwein, Christy Garcia, Alexis Moss, Audrey Mercer, Tara Kinnamon, Clint Kinnamon, Mike Burgan and Kurt Fairchild.

The Senators honored the guests with a standing ovation.

### **POINT OF PERSONAL PRIVILEGE**

Senator Lynn rose on a Point of Personal Privilege to introduce residents visiting the Capitol from Covenant Place Retirement Center in Lenexa.

Guests introduced included: Mary Beth Lynn, Activities Director, Kimberly Ponce, Marian Strouse, Olive Behmke, Janet Anderson, Merlin Anderson, Eldon Erickson, Nyona Erickson and Orris Crum.

The Senators honored the guests with a standing ovation.

**INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bill was introduced and read by title:

**SB 299**, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; employment after retirement; extending special provisions for retirants employed as teachers for one year; providing an account for certain members who return to work to hold retirement benefits; requiring employee and employer contributions; amending K.S.A. 2014 Supp. 74-4914 and 74-4937 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: **HB 2240**.

Commerce: **HB 2391**.

Federal and State Affairs: **SB 298**.

Natural Resources: **HB 2341**.

Utilities: **HB 2233**.

**MESSAGE FROM THE HOUSE**

Announcing passage of **HB 2074**, **HB 2087**, **HB 2088**, **HB 2095** **HB 2395**.

The House nonconcurrs in Senate amendments to **HB 2061**, requests a conference and has appointed Representatives Schwartz, Boldra and Victors as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **HB 2149**, requests a conference and has appointed Representatives Hawkins, Concannon and Ward as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **HB 2165**, requests a conference and has appointed Representatives Huebert, Phillips and Alcala as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **HB 2183**, requests a conference and has appointed Representatives Kahrs, Esau and Sawyer as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **S Sub for HB 2225**, requests a conference and has appointed Representatives Hawkins, Concannon and Ward as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **S Sub for HB 2281**, requests a conference and has appointed Representatives Hawkins, Schwab and Ward as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **HB 2064**, requests a conference and has appointed Representatives Schwab, Bruchman and Houston as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **HB 2142**, requests a conference and has appointed Representatives Schwab, Bruchman and Houston as conferees on the part of the House.

The House nonconcurrs in Senate amendments to **HB 2104**, requests a conference and has appointed Representatives Kahrs, Esau and Sawyer as conferees on the part of the House.

The House nonconcur in Senate amendments to **HB 2013**, requests a conference and has appointed Representatives Proehl, Ryckman Sr. and Lusker as conferees on the part of the House.

The House nonconcur in Senate amendments to **S Sub for HB 2042**, requests a conference and has appointed Representatives Hawkins, Concannon and Ward as conferees on the part of the House.

The House nonconcur in Senate amendments to **S Sub for HB2043**, requests a conference and has appointed Representatives Hawkins, Concannon and Ward as conferees on the part of the House.

The House nonconcur in Senate amendments to **HB 2048**, requests a conference and has appointed Representatives Rubin, Gonzalez and Highberger as conferees on the part of the House.

The House nonconcur in Senate amendments to **HB 2051**, requests a conference and has appointed Representatives Rubin, Gonzalez and Highberger as conferees on the part of the House.

The following bills were stricken from the Calendar by House Rule 1507: **SB 28, SB 51, H Sub SB 54, SB 70, SB 72, SB 77, SB 93, SB 126, SB 142, SB 157, SB 183, H Sub SB 184, SB 214.**

The House nonconcur in Senate amendments to **S Sub for HB 2101**, requests a conference and has appointed Representatives Johnson, Thompson and Trimmer as conferees on the part of the House.

The House nonconcur in Senate amendments to **S Sub for HB 2135**, requests a conference and has appointed Representatives Ryckman, Schwartz and Henry as conferees on the part of the House.

The House nonconcur in Senate amendments to **HB 2216**, requests a conference and has appointed Representatives DeGraaf, Kelly and Frownfelter as conferees on the part of the House.

The House nonconcur in Senate amendments to **HB 2259**, requests a conference and has appointed Representatives DeGraaf, Kelly and Frownfelter as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **H Sub for SB 36** and has appointed Representatives Schwartz, Boldra and Victors as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 52** and has appointed Representatives Schwartz, Boldra and Victors as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 101** and has appointed Representatives Schwab, Bruchman and Houston as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **H Sub for SB 117** and has appointed Representatives Schwab, Bruchman and Houston as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 154** and has appointed Representatives Hutton, Mason and Frownfelter as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 156** and has appointed Representatives Schwartz, Boldra and Victors as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 189** and has appointed Representatives Schwartz, Boldra and Victors as conferees on the part of the House.

The House accedes to the request of the Senate for a conference on **SB 240** and has appointed Representatives DeGraaf, Kelly and Frownfelter as conferees on the part of the House.

The House announced the appointment of Rep. Carmichael to replace Rep. Highberger as a conferee on **SB 113**.

#### **INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS**

**HB 2074, HB 2087, HB 2088, HB 2095, HB 2395** were thereupon introduced and read by title.

#### **CONSIDERATION OF MOTIONS TO CONCUR AND NONCONCUR**

On motion of Senator Powell the Senate nonconcur in the House amendments to **SB 52** and requested a conference committee be appointed.

The President appointed Senators Powell, Kerschen and Francisco as a conference committee on the part of the Senate.

On motion of Senator Longbine the Senate nonconcur in the House amendments to **SB 240** and requested a conference committee be appointed.

The President appointed Senators Longbine, Bowers and Hawk as a conference committee on the part of the Senate.

On motion of Senator Longbine the Senate nonconcur in the House amendments to **H Sub SB 117** and requested a conference committee be appointed.

The President appointed Senators Longbine, Bowers and Hawk as a conference committee on the part of the Senate.

#### **ORIGINAL MOTION**

On motion of Senator Pilcher-Cook, the Senate acceded to the request of the House for a conference on **S Sub HB 2042**.

The President appointed Senators Pilcher-Cook, O'Donnell and Kelly as conferees on the part of the Senate.

On motion of Senator Holmes, the Senate acceded to the request of the House for a conference on **HB 2183**.

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

On motion of Senator Bruce, the Senate recessed until 2:00 p.m.

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

#### **ORIGINAL MOTION**

On motion of Senator Petersen, the Senate acceded to the request of the House for a

conference on **HB 2013**.

The Vice President appointed Senators Petersen, Wolf and Pettey as conferees on the part of the Senate.

On motion of Senator Pilcher-Cook, the Senate acceded to the request of the House for a conference on **S Sub HB 2043**.

The Vice President appointed Senators Pilcher-Cook, O'Donnell and Kelly as conferees on the part of the Senate.

On motion of Senator Smith, the Senate acceded to the request of the House for a conference on **HB 2048**.

The Vice President appointed Senators King, Smith and Haley as conferees on the part of the Senate.

On motion of Senator Smith, the Senate acceded to the request of the House for a conference on **HB 2051**.

The Vice President appointed Senators Smith, Knox and Pettey as conferees on the part of the Senate.

On motion of Senator Lynn, the Senate acceded to the request of the House for a conference on **HB 2061**.

The Vice President appointed Senators Love, Kerschen and Francisco as conferees on the part of the Senate.

On motion of Senator Lynn, the Senate acceded to the request of the House for a conference on **HB 2064**.

The Vice President appointed Senators Longbine, Bowers and Hawk as conferees on the part of the Senate.

On motion of Senator Smith, the Senate acceded to the request of the House for a conference on **S Sub HB 2101**.

The Vice President appointed Senators King, Longbine and Hensley as conferees on the part of the Senate.

On motion of Senator Lynn, the Senate acceded to the request of the House for a conference on **HB 2104**.

The Vice President appointed Senators Holmes, Fitzgerald and Faust-Goudeau as conferees on the part of the Senate.

On motion of Senator Masterson, the Senate acceded to the request of the House for a conference on **S Sub HB 2135**.

The Vice President appointed Senators Masterson, Denning and Kelly as conferees on the part of the Senate.

On motion of Senator Lynn, the Senate acceded to the request of the House for a conference on **HB 2142**.

The Vice President appointed Senators Longbine, Bowers and Hawk as conferees on the part of the Senate.

On motion of Senator Pilcher-Cook, the Senate acceded to the request of the House for a conference on **HB 2149**.

The Vice President appointed Senators Pilcher-Cook, O'Donnell and Kelly as conferees on the part of the Senate.

On motion of Senator Pyle, the Senate acceded to the request of the House for a conference on **HB 2165**.

The Vice President appointed Senators Pyle, Fitzgerald and Faust-Goudeau as conferees on the part of the Senate.

On motion of Senator Lynn, the Senate acceded to the request of the House for a conference on **HB 2216**.

The Vice President appointed Senators Longbine, Bowers and Hawk as conferees on the part of the Senate.

On motion of Senator Pilcher-Cook, the Senate acceded to the request of the House for a conference on **S Sub HB 2225**.

The Vice President appointed Senators Pilcher-Cook, O'Donnell and Kelly as conferees on the part of the Senate.

On motion of Senator Lynn, the Senate acceded to the request of the House for a conference on **HB 2259**.

The Vice President appointed Senators Longbine, Bowers and Hawk as conferees on the part of the Senate.

On motion of Senator Pilcher-Cook, the Senate acceded to the request of the House for a conference on **S Sub HB 2281**.

The Vice President appointed Senators Pilcher-Cook, O'Donnell and Kelly as conferees on the part of the Senate.

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

**SB 21, SB 43, SB 47, SB 73, SB 109, SB 150** reported correctly enrolled, properly signed and presented to the Governor on March 30, 2015.

On motion of Senator Lynn, the Senate adjourned until 10:00 a.m., Tuesday, March 31, 2015.

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

