

Journal of the Senate

TWENTY-FIFTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Monday, February 18, 2019, 2:30 p.m.

The Senate was called to order by Vice President Jeff Longbine.

The roll was called with 39 senators present.

Senator Bollier was excused.

Invocation by Reverend Cecil T. Washington:

Heavenly Father, the third Monday in February has been set aside as a Federal Holiday, to honor the first President, George Washington and all succeeding Presidents.

Your Word, in 1 Timothy 2:1-4, directs us to pray for everyone in general, but particularly those in authority; that our lives may be quiet and peaceful and lived out in Godly and reverent ways. You said this is good and pleases You.

So Lord, in obedience to You and in view of Your promise, we petition You for the prevention of evil and the advancement of good. We intercede on behalf of others, and offer thanks for the blessings You've already provided.

We pray for the five Presidents that are still with us today; Presidents Jimmy Carter, Bill Clinton, George W. Bush, Barack Obama and our current President Donald Trump. And Lord, even though we don't understand it sometimes, You said in Romans 13:1-7, that no authority exists, except that which is granted by You, by Your permission.

So, Lord, help us by faith to look to You. Please use our President and all those to whom You have granted authority. Bless them and use them to Your glory and honor, to our good and to the strengthening of a Godly, free society. I come to You In Jesus' Name, Amen.

The Pledge of Allegiance was led by Vice President Longbine.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 200, AN ACT concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; increasing the retirement benefits cap; decreasing employee contributions in certain circumstances; amending K.S.A. 74-4958, 74-4958a and 74-4965 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 201, AN ACT concerning property taxation; relating to exemptions; land associated with a dam or reservoir and subject to a conservation easement for the purpose of compensatory mitigation; amending K.S.A. 79-201g and repealing the existing section, by Committee on Assessment and Taxation.

SB 202, AN ACT concerning retirement and pensions; relating to the Kansas public

employees retirement system; employment after retirement; eliminating the six-month retirement benefit suspension; amending K.S.A. 74-4914 and repealing the existing section, by Committee on Ways and Means.

SB 203, AN ACT concerning the legislature; relating to bills; providing a requirement that only legislators may request bills for introduction by committees; relating to requirements for printed bills and committee minutes, by Committee on Ways and Means.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Assessment and Taxation: **SB 196**, **SB 197**.

Education: **SB 199**.

Public Health and Welfare: **SB 193**, **SB 194**, **SB 195**.

Utilities: **SB 198**.

CHANGE OF REFERENCE

An objection having been made to **SB 27**, **SB 59** appearing on the **Consent Calendar**, the Vice President directed the bills be removed and placed on the calendar under the heading of **General Orders**.

MESSAGES FROM THE GOVERNOR

February 13, 2016

Enclosed herewith is Executive Directive No. 1-499 for your information.

Laura Kelly
Governor

The Vice President announced that this report is on file in the office of the Secretary of the Senate and available for review at any time.

COMMUNICATIONS FROM STATE OFFICERS

February 14, 2019

Acting Secretary, Lee A. Norman M.D., submitted the report of the Technical Committee regarding the application from the Kansas Society of Anesthesiologist to credential Anesthesiologist Assistants..

The Vice President announced that this report is on file in the Office of the Secretary of the Senate and is available for review at any time.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Wilborn, Alley, Baumgardner, Berger, Billinger, Denning, Estes, Hardy, Hilderbrand, Kerschen, Longbine, Masterson, Olson, Petersen and Suellentrop introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1712—

A RESOLUTION recognizing September 1–7, 2019, as Resiliency Week in Kansas.

WHEREAS, Hazard mitigation is the effort to reduce loss of life and property by lessening the impact of disasters. It is most effective when implemented under a comprehensive, long-term mitigation plan; and

WHEREAS, The Pre-Disaster Mitigation Grant Program, administered by the Federal Emergency Management Agency, is designed to assist states and local communities in implementing a sustained pre-disaster natural-hazard mitigation program; and

WHEREAS, Federal legislation recently enacted the Disaster Recovery Reform Act, making new dollars available for states and communities to undertake pre-disaster mitigation measures and creating new incentives for states to build resiliently; and

WHEREAS, Since 1908, natural disasters have cost the country more than 1 trillion dollars; and

WHEREAS, Disasters affect the local and state economies in lost payrolls and lost sales and income tax, which in turn affect disaster-recovery times; and

WHEREAS, According to a FEMA-commissioned study conducted by the National Institute of Building Sciences, every \$1 spent on hazard mitigation provides the nation with \$6 in future benefits; and

WHEREAS, Twenty-five percent of small businesses that are impacted by a natural disaster never reopen their doors; and

WHEREAS, September is National Preparedness Month, and Kansas Preparedness Month is a recognition of the need for all Americans to prepare and plan for recovery after a disaster; and

WHEREAS, Mitigation planning is a key process used to break the cycle of disaster damage, reconstruction and repeated damages; and

WHEREAS, Effective pre-disaster mitigation reduces the demand for relief services on volunteer organizations, such as disaster, rescue and recovery teams, along with food banks and homeless shelters that serve communities by changing their operations to provide additional services to those affected by disaster; and

WHEREAS, This body honors the brave men and women who, as first responders, selflessly provide aid in a disaster to safeguard Kansas citizens; and

WHEREAS, This body encourages Kansas communities to build resilience and develop long-term mitigation strategies for protecting people and property from future hazard events: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we recognize September 1–7, 2019, as Resiliency Week in Kansas to raise public awareness about the continuing need to plan for future disasters by instituting a pre-disaster mitigation strategy; and

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

On emergency motion of Senator Wilborn **SR 1712** was adopted unanimously.

Senators Rucker, Berger, Givens and Miller introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1713—

A RESOLUTION honoring Washburn Rural high school for being named the 2018 National Performing Arts School of Excellence.

WHEREAS, On September 17, 2018, Washburn Rural high school was announced as the recipient of the highly prestigious National Performing Arts School of Excellence

Award. Washburn Rural was selected by the National Federation of State High School Associations (NFHS), in conjunction with the Kansas State High School Activities Association (KSHSAA); and

WHEREAS, On September 28, 2018, Dr. James Weaver, director of performing arts and sports for NFHS, presented the award to Washburn Rural principal, Ed Raines, and the school's performing arts staff; and

WHEREAS, Annually, the National Performing Arts School of Excellence Award is presented to one high school, nationwide, in conjunction with National High School Activities Month. To be considered, a school must demonstrate exceptional accomplishment in performing arts over a five-year period. Washburn Rural is the third school to receive such recognition since the award's inception in 2016; and

WHEREAS, Washburn Rural is described as having one of Kansas' most successful performing arts programs, and it was selected for national recognition following its recent successes in speech, debate, music, and theater. In each of the last two years, the school finished 2nd in the KSHSAA state speech competition and 1st in the four-speaker state debate tournament. The school also received Superior I ratings in music competition in band in each of the last four years, and in choir and orchestra in each of the last five years; and

WHEREAS, A fine arts curriculum is an important aspect of a child's education and deserves to be recognized as such: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we honor Washburn Rural high school for being named the 2018 National Performing Arts School of Excellence. We applaud Washburn Rural students and staff for their success in the fine arts and wish them continued achievement and happiness in the future; and

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

On emergency motion of Senator Rucker **SR 1713** was adopted unanimously.

REPORTS OF STANDING COMMITTEES

Committee on **Education** recommends **SB 71** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

On motion of Senator Denning, the Senate adjourned until 2:30 p.m., Tuesday, February 19, 2019.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

