

# Journal of the Senate

THIRTEENTH DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Thursday, January 30, 2014, 2:30 p.m.

The Senate was called to order by Vice President Jeff King.  
The roll was called with thirty-nine senators present.  
Invocation by Father Don Davidson:

Sometimes, history reminds us of things we would rather forget. On this date in in 1968 the “Tet” Offensive began hostile attacks against US and other forces in South Vietnam. The loss of life from these attacks on both sides of the war was extensive adding to death counts of a long and costly conflict. For those of us who learned of the death of fathers and big brothers away at war, the news was painful and life-altering, and now it seems so far away and long ago. Let us remember on this day the lives lost, the lives forever changed, and those that never came home because of war, and pray that in the days ahead we human beings can find a better way leading to peace on all of your earth. In your holy name we pray. Amen.

The Pledge of Allegiance was led by Vice President Jeff King.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 331**, AN ACT concerning telecommunications; relating to interconnection; amending K.S.A. 2013 Supp. 66-2005 and repealing the existing section, by Committee on Ways and Means.

**SB 332**, AN ACT concerning interest on judgments; amending K.S.A. 16-201 and repealing the existing section, by Committee on Ways and Means.

**SB 333**, AN ACT creating the transparency in electric utility billing act, by Committee on Ways and Means.

**SB 334**, AN ACT concerning crimes and punishment; relating to interference with law enforcement; battery; amending K.S.A. 2013 Supp. 21-5413 and 21-5904 and repealing the existing sections, by Committee on Judiciary.

**SB 335**, AN ACT concerning school districts; relating to drug screening of employees; relating to background checks of teachers; relating to revocation of teaching licenses; amending K.S.A. 2013 Supp. 72-1397 and 72-1923 and repealing the existing sections, by Senators Smith, Arpke, Denning, Olson and Pilcher-Cook.

**SB 336**, AN ACT concerning insurance; pertaining to patient protection act; prohibiting the use of certain provisions in agreements; amending K.S.A. 40-4607 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 337**, AN ACT concerning utilities; relating to the state corporation commission, by Committee on Utilities.

**SB 338**, AN ACT concerning sales taxation; relating to exemptions; epilepsy foundation of Missouri and Kansas; amending K.S.A. 2013 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 339**, AN ACT concerning ethics and elections; relating to campaign finance disclosures; amending K.S.A. 2013 Supp. 25-4148a and repealing the existing section, by Committee on Ethics and Elections.

**SB 340**, AN ACT enacting the Kansas reinvestment act, by Committee on Commerce.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Federal and State Affairs: **SB 320**.

Financial Institutions and Insurance: **SB 321, SB 322**.

Judiciary: **SB 329, SB 330**.

Natural Resources: **SB 319, SB 323**.

Public Health and Welfare: **SB 326**.

Utilities: **SB 327, SB 328**.

Ways and Means: **SB 324, SB 325**.

## REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** begs leave to submit the following report: The following appointment was referred to and considered by the committee and your committee recommends that the Senate approve and consent to such appointment:

By the Governor:

Executive Director, Kansas Lottery: K.S.A. 74-8703

Terry Presta, serves at the pleasure of the Governor

Committee on **Judiciary** recommends **SB 256, 269** be passed.

Also, recommends **SB 270** be amended on page 2, in line 9, after "evidence" by inserting "through an expert who has examined the defendant"; in line 22, after "court" by inserting ", if a defense expert has already examined such defendant"; and the bill be passed as amended.

**SB 271** be amended on page 1, in line 7, by striking "K.S.A. 2013 Supp. 21-5925 through 21-"; in line 8, by striking "5934 and K.S.A. 2013 Supp. 75-725 and 75-726, and amendments thereto" and inserting "the Kansas medicaid fraud control act";

On page 2, in line 9, by striking "K.S.A. 2013"; by striking all in line 10; in line 11, by striking "726, and amendments thereto," and inserting "the Kansas medicaid fraud control act";

On page 5, in line 7, by striking all after "felon" and inserting a period; in line 8, after "(2)" by inserting "Medicaid fraud as defined in";

On page 6, in line 11, by striking "K.S.A. 2013 Supp. 21-5925 through 21-5934 and"; in line 12, by striking "K.S.A. 2013 Supp. 75-725 and 75-726, and amendments thereto," and inserting "the Kansas medicaid fraud control act"; in line 15, by striking "K.S.A. 2013 Supp. 21-5925 through 21-5934"; in line 16, by striking "and K.S.A. 2013 Supp. 75-725 and 75-726, and amendments thereto" and inserting "the Kansas medicaid fraud

control act"; and the bill be passed as amended.

Committee on **Judiciary** begs leave to submit the following report:  
The following appointment was referred to and considered by the committee and your committee recommends that the Senate approve and consent to such appointment:

By the Governor:

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

Jeffrey Leiker, to fill a term expiring on January 15, 2015

#### **MESSAGE FROM THE HOUSE**

Announcing adoption of **HCR 5025**.

Upon reading of the House message, and on motion of Senator O'Donnell, an emergency was declared, the rules suspended and **HCR 5025** was adopted on voice vote.

Honorees and guests were recognized with a standing ovation by the Senators.

On motion of Senator Bruce, the Senate adjourned until 8:00 a.m., Friday, January 31, 2014.

ROSE MARIE GLATT, CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks*.

COREY CARNAHAN, *Secretary of the Senate*.

