

Journal of the Senate

FIFTY-NINTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Friday, May 30, 2014, 10:00 a.m.

As provided by **HCR 5033**, the Sine Die Session of the regular 2014 Kansas Senate was called to order by President Susan Wagle.

The roll was called with thirty-five senators present.

Senators Abrams, Bowers, Denning, King and Lynn were excused.

Invocation by Father Don Davidson:

Good and gracious Lord God who has given us this good land for our heritage: We humbly ask that we may always prove ourselves a people mindful of your favor and glad to do your will. Bless our beloved Kansas with honorable industry, sound learning, and pure manners. Save us from violence, discord and confusion; from pride and arrogance and from every evil way. Defend our liberties, and fashion into one united people the multitudes, those who have been here for centuries and those brought hither out of many kindreds and tongues. Endue with the spirit of wisdom those whom in your name we entrust the authority of government that there may be justice and peace at home, and that through obedience to the law we may show forth your praise in all our works. Grant safety, temperate weather and hope to all those who call Kansas home and give us health and happiness until we gather again. In your holy and life giving name we pray. Amen

The Pledge of Allegiance was led by President Susan Wagle.

MESSAGES FROM THE GOVERNOR

SB 63; Sub SB 231; H Sub SB 245; SB 258, SB 263, SB 266; H Sub SB 273; SB 274, SB 286, SB 329, SB 357, SB 367 approved on May 14, 2014.

May 21, 2014

Message to the Senate of the State of Kansas:

Enclosed herewith is Executive Directive No. 14-04 for your information.

SAM BROWNBACK
Governor

The President announced Executive Directive No. 14-04, concerning drought conditions within the State of Kansas, is on file in the office of the Secretary of the Senate and is available for review at any time.

COMMUNICATIONS FROM STATE OFFICERS

KANSAS SENATE

May 22, 2014

Pursuant to K.S.A. 74-99b04, President Susan Wagle appointed Mr. David Murfin to the Kansas Bioscience Authority.

Susan Wagle
President

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Wagle and Hensley introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1840—

A RESOLUTION congratulating and commending
Senior Assistant Revisor Kenneth Wilke on his retirement.

WHEREAS, Ken Wilke will retire from the Office of Revisor of Statutes next week after 16 years of service with the Legislature, and over 40 years with the state; and

WHEREAS, Ken was born on November 17, 1943, in Topeka; and

WHEREAS, Ken is married to Janet Wilke and has six children: Heather, Lance, Susan, Matt, Andy and Fred; and

WHEREAS, Ken attended the University of Kansas and majored in mathematics and graduated with his Bachelor of Arts degree in 1965; and

WHEREAS, Ken earned his Juris Doctor degree from the Washburn University School of Law in 1968; and

WHEREAS, Ken began his legal career in a family private practice for five years; and

WHEREAS, In 1973, Ken began his career in public service working for the Kansas Department of Agriculture as a staff attorney; and

WHEREAS, Ken worked for the Department of Agriculture until 1998, including 20 years serving as the agency's chief counsel; and

WHEREAS, Ken started working for the Office of Revisor of Statutes in 1998; and

WHEREAS, During his time in the office, his legal expertise has been put to use in a number of committees and subject areas, but most notably for the Joint Committee on Rules and Regulations, the review of numerous contractual issues for the Office of Revisor of Statutes and in his work for the Senate and the House of Representatives on issues related to insurance and financial institutions. For all of the groups Ken has done work for, his rigorous preparation and wealth of knowledge has been invaluable; and

WHEREAS, Ken also excels at recreational mathematics and chess, having served since 1973 as the Problem Editor for the Kappa Mu Epsilon Mathematics Honor Society Journal, *The Pentagon*; and

WHEREAS, Ken is known for his good-natured humor, quick puns, hearty laugh and distinctive whistle, all of which have left a lasting mark on his friends and colleagues; and

WHEREAS, Ken's unique combination of thoughtfulness and quick wit has made him an irreplaceable asset to the Legislature and all his coworkers: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we commend, congratulate and thank Kenneth Wilke for his long and successful career serving the Office of Revisor of Statutes, the Legislature and the State of Kansas and that we wish him success and happiness in his retirement; and

Be it further resolved: That the Secretary of the Senate shall send an enrolled copy of this resolution to Ken Wilke and to the Office of Revisor of Statutes.

On emergency motion of Senator Olson **SR 1840** was adopted unanimously.

Guests introduced were Mr. Wilke's wife, Janet, Heather Wilke, Lance Wilke, Matthew and Julie Schwinn.

Senators honored Mr. Wilke with a standing ovation.

MESSAGE FROM THE HOUSE

Announcing the House herewith transmits the veto message from the Governor, together with the enrolled copy of **HB 2296**, An Act concerning candidates and lobbyists; relating to uses of campaign funds; concerning campaign finance disclosures; relating to certain lobbyist filings; amending K.S.A. 25-904, 25-4157, 25-4173 and 46-268 and K.S.A. 2013 Supp. 25-4157a and 25-4148a and repealing the existing sections., which was received on May 14, 2014 and read on May 30, 2014:

“I appreciate the work of the Legislature and the Kansas Governmental Ethics Commission in reviewing and updating the laws applicable to the electoral and governmental processes. Nevertheless, I believe that retaining the lobbyist and candidate reporting and disclosure requirements in current law serves to promote transparency and openness.

I am supportive of the provisions of this bill that would permit unused campaign funds to be donated to charitable organizations. Therefore, I would invite the Legislature to send me a new piece of legislation that contains these provisions.

Accordingly, pursuant to Article 2, Section 14 (a) of the Constitution of the State of Kansas, I hereby veto House Bill 2296.”

A motion was made that **HB 2296** be passed notwithstanding the Governor's veto. By a vote of 95 Yeas and 5 Nays, the motion having received the required two-thirds constitutional majority of the members elected or appointed to the House of Representatives, voting in the affirmative, the bill passed.

VETO SUSTAINED

President Wagle announced the time had arrived for reconsideration of the veto on **HB 2296**, An Act concerning candidates and lobbyists; relating to uses of campaign funds; concerning campaign finance disclosures; relating to certain lobbyist filings.

No motion having been offered to reconsider, President Wagle announced the Governor's veto of **HB 2296** was declared sustained.

SPECIAL REMARKS

Thank you Madam President, today this is my personal legislative Sine Die. This is likely to be the final comments that I will make from this Chamber. Later today I will announce and file as a candidate for the office of Commissioner of Insurance. It is my

hope to serve across the street in a role that is vitally important as an advocate on behalf of the citizens of Kansas.

A dozen years ago I had the bittersweet opportunity to spend a lot of time with my mother during her final days on earth. We talked about the farm in McPherson County where our family had settled in 1887, the county where I have had the honor of representing as a member of the school board, the Kansas House of Representatives, and the Kansas Senate.

My mother talked about growing up in the late 1930's where she remembered a wonderful childhood although they didn't have a lot of money. On Saturdays the family would drive into town to buy groceries and supplies. They would pass by a country club on the way, and she would think; "Only people with a lot of money get to go in there." She just knew she would never be invited inside.

But she reminded me during those final conversations that she did get to walk through those doors one time in her life. The occasion was a political event after I was elected to the legislature. She and her friends had driven up and I introduced them to Governor Bill Graves, and Congressman Jerry Moran. She was very proud that day.

I like to think that this is symbolic of what we do here in the legislature. We open doors for Kansans who want to receive an education, who want to start a business, who want to raise a family.

And so Madam President, I offer my deepest appreciation to all who serve in this chamber in any capacity, for opening the doors of the Senate for me. Although my time here has been much too brief, I leave many friends and have very fond memories.

Thank you Madam President. — CLARK SHULTZ

REPORT ON ENROLLED BILLS

SR 1834, SR 1835, SR 1836, SR 1837, SR 1838, SR 1839 reported correctly enrolled, properly signed and presented to the Secretary of the Senate on May 5, 2014.

H Sub SB 245; SB 258, SB 263, SB 274, SB 329, SB 367 reported correctly enrolled, properly signed and presented to the Governor on May 9, 2014.

SB 63; Sub SB 231, SB 266; H Sub SB 273, SB 286, SB 357 reported correctly enrolled, properly signed and presented to the Governor on May 12, 2014.

As provided by **HCR 5033**, Senator Bruce moved the Senate adjourn Sine Die. The motion prevailed.

President Wagle thereupon announced: "By virtue of the authority vested in me as president of the Senate, I now declare the 2014 Session of the Kansas Senate adjourned Sine Die."

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

