

Journal of the Senate

TENTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Monday, January 28, 2002—2:30 p.m.

The Senate was called to order by President Dave Kerr.
The roll was called with forty senators present.
President Kerr introduced as guest chaplain, Senator Nick Jordan, who delivered a prayer
written by Rev. Hollomon:

Heavenly Father,

So much has happened since we met
In May of this past year.
A plague of deadly terror.
Has induced a flood of fear.

Evil men spread venom
With anthrax and with guns,
And we became their enemies
For being Americans

Thousands have been slaughtered
Who had malice toward no one;
But this magnitude of wickedness
Has created unison.

Your name, O God, has been released
From the closet and the church;
And the American flag is everywhere
We do not have to search.

Of course, to make this place secure
Some changes have been made.
More uniforms are in full view,
Not to mention barricades.

Some have to walk much farther
To get here from our car;
And we wear name tags with photos
Which look much older than we are!

But these little inconveniences
For us employees
Is nothing to compare
With those in danger overseas.

Protect the men and women
Who fight to keep us safe,
And the innocent refugees
Who under terror chafe.

Help our leaders to make sure
 That our flag will ever wave
 Over a land forever free
 And a home forever brave.
 I pray in the Name of Christ,
 AMEN

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 453, An act concerning crimes, criminal procedure and punishment; relating to arrest for violation of conditions of sentence; amending K.S.A. 2001 Supp. 22-3716 and repealing the existing section, by Committee on Judiciary.

SB 454, An act concerning crimes, criminal procedure and punishment; relating to consolidation of field services; prescribing certain duties on the Kansas sentencing commission; amending K.S.A. 21-4727 and K.S.A. 2001 Supp. 74-9101 and repealing the existing sections, by Committee on Judiciary.

SB 455, An act concerning parimutuel racing; relating to breakage; amending K.S.A. 2001 Supp. 74-8821 and repealing the existing section, by Committee on Federal and State Affairs.

SB 456, An act concerning private security guards; relating to the licensure and regulation thereof; repealing K.S.A. 12-1679, by Committee on Federal and State Affairs.

SB 457, An act making and concerning appropriations for the fiscal years ending June 30, 2002, and June 30, 2003, for the board of accountancy, state bank commissioner, Kansas board of barbering, behavioral sciences regulatory board, state board of healing arts, Kansas state board of cosmetology, Kansas dental board, state department of credit unions, state board of mortuary arts, board of nursing, board of examiners in optometry, state board of pharmacy, real estate appraisal board, Kansas real estate commission, office of the securities commissioner of Kansas, state board of technical professions, state board of veterinary examiners, governmental ethics commission, secretary of state, insurance department, health care stabilization fund board of governors, state board of indigents' defense services, citizens' utility ratepayer board, department of administration, department of revenue, Kansas lottery, Kansas racing and gaming commission, department of commerce and housing, Kansas inc., Kansas technology enterprise corporation, Kansas commission on veterans affairs, department of health and environment, department on aging, department of social and rehabilitation services, department of education, Kansas state historical society, Kansas state university, department of corrections, juvenile justice authority, adjutant general, attorney general — Kansas bureau of investigation, Kansas department of agriculture, state conservation commission, Kansas water office and department of transportation; authorizing certain transfers and capital improvement projects, imposing certain restrictions and limitations, and directing or authorizing certain receipts and disbursements and acts incidental to the foregoing; repealing section 59 of chapter 216 of the 2001 Session Laws of Kansas, by Committee on Ways and Means.

SB 458, An act amending the vehicle dealers and manufacturers licensing act; relating to fees; disposition thereof; amending K.S.A. 8-2404 and 8-2418 and repealing the existing sections, by Committee on Transportation.

SB 459, An act concerning health related discount cards; amending K.S.A. 2001 Supp. 50-1,100, 50-1,101, 50-1,103 and 50-1,105 and repealing the existing sections; also repealing K.S.A. 2001 Supp. 50-1,102, by Committee on Financial Institutions and Insurance.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Assessment and Taxation: **SB 450**, **SB 451**, **SB 452**.

Elections and Local Government: **SB 446**.

Judiciary: **SB 444**, **SB 445**.

Public Health and Welfare: **SB 447**, **SB 448**.

Transportation: **SB 449**.

REFERRAL OF APPOINTMENTS

The following appointment made by the Governor and submitted to the senate for confirmation, was referred to Committee as indicated:

Secretary, Department of Wildlife and Parks, J. Michael Hayden, effective upon the date of confirmation by the Senate to serve at the pleasure of the Governor.
(Natural Resources)

REPORTS OF STANDING COMMITTEES

Committee on **Education** recommends **SB 166** be passed.

Committee on **Ways and Means** recommends **SB 386** be passed.

Also **SB 385** be amended on page 1, by striking all in lines 31 through 35; in line 36, by striking "(c)" and inserting in lieu thereof "(b)";

On page 2, in line 31, by striking "and"; after line 33, by inserting the following:

"(7) any item of appropriation or reappropriation from the following state general fund accounts of the department of health and environment: Vaccine purchases; infant and toddler program; aid to local units; aid to local units — primary health projects; teen pregnancy prevention activities; aid to local units — family planning; immunization programs; pregnancy maintenance initiative; and

(8) any item of appropriation or reappropriation from the state general fund for the department of corrections or institutions under the control of the department of corrections.";

Also on page 2, in line 40, by striking "\$279,594" and inserting "\$66,699";

On page 3, in line 10, by striking "\$1,039,546" and inserting "\$108,951"; in line 24, by striking "\$289,680" and inserting "\$24,614"; in line 29, by striking "\$412,425" and inserting "\$38,286"; in line 43, by striking "\$208,253" and inserting "\$11,294";

On page 4, in line 13, by striking "\$369,754" and inserting "\$31,022"; in line 26, by striking "\$482,739" and inserting "\$13,755"; in line 39, by striking "\$1,391,112" and inserting "\$139,606"; in line 43, by striking "\$88,648" and inserting "\$8,882";

On page 5, in line 15, by striking "\$1,234,837" and inserting "\$114,833"; by striking all in lines 31 through 35; in line 36, by striking "(b)" and inserting "(a)"; after line 41, by inserting the following section to read as follows:

"Sec. 16.

DEPARTMENT OF CORRECTIONS

(a) On the effective date of this act, of the amount of each appropriation and reappropriation from the state general fund for the fiscal year ending June 30, 2002, for the department of corrections and institutions under control of the department of corrections made by any appropriation act of the 2001 regular session of the legislature, the sum equal to 1.0% of the total of each appropriation and reappropriation is hereby lapsed.";

And by renumbering sections accordingly;

On page 6, in line 36, by striking "\$4,227,162" and inserting "\$3,777,162"; and the bill be passed as amended.

SB 396 be amended on page 1, in line 25, after "the", by striking "statute book" and inserting "Kansas register" and the bill be passed as amended.

REPORT ON ENROLLED BILLS

SR 1805, **SR 1806** reported correctly enrolled, properly signed and presented to the Secretary of the Senate on January 28, 2002.

On motion of Senator Oleen the Senate adjourned until 2:30 p.m., Tuesday, January 29, 2002.

HELEN A. MORELAND, *Journal Clerk*.

PAT SAVILLE, *Secretary of Senate*.

