

Journal of the House

TWENTY-FOURTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, February 10, 2006, 11:00 a.m.

The House met pursuant to adjournment with Speaker Mays in the chair.
The roll was called with 116 members present.
Reps. Kiegerl and B. Sharp were excused on verified illness.
Rep. George was excused on legislative business.
Reps. Davis, Dillmore, Masterson, Tafanelli, Thull and Treaster were excused on excused absence by the Speaker.

Prayer by Chaplain Chamberlain:

Almighty God, we rise to greet you this day. Come again into our midst so that we might be blessed by your presence. You are the source of all wisdom and righteousness. In you there is no darkness. In your presence there is fullness of grace.

Thank you for being with us in these dayseven in those times when we wished you weren't. For there are times, Lord when our political desires conflict with your will and we find it more comfortable to imagine that you are not there or to forget altogether that we have asked you to be with us. There are times when we imagine that we can pray a Republican prayer or a Democratic prayer and enlist you for the battles we need to fight. But you, O Lord, are God of all. Your will is that not that we win, but that your children are served faithfully. You offer us a vision of justice and mercy, of compassion and peace. Don't let us off of the hook, Lord. When we are about to put you out of mind so we can get on with the things that need doing, crowd back in and remind us again that all you ask of us is our love and faithfulness. Please give us the strength to respond. Amen.

The Pledge of Allegiance was led by Rep. Peck.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2876, An act concerning public health; relating to the reporting of statistical data regarding termination of pregnancies; amending K.S.A. 65-445 and repealing the existing section, by Committee on Health and Human Services.

HB 2877, An act concerning abortion; written report thereon; amending K.S.A. 65-445 and repealing the existing section, by Committee on Health and Human Services.

HB 2878, An act relating to motor fuel trip permits; providing for 72-hour permits; amending K.S.A. 2005 Supp. 79-34,118 and repealing the existing section, by Committee on Transportation.

HB 2879, An act concerning law libraries; relating to fee increase authority; amending K.S.A. 2005 Supp. 20-3129 and repealing the existing section, by Committee on Judiciary.

HB 2880, An act concerning the Kansas law enforcement training center; relating to docket fees; amending K.S.A. 2005 Supp. 12-4117, 20-362 and 28-172a and repealing the existing sections, by Committee on Judiciary.

HB 2881, An act concerning crimes and punishment; relating to domestic battery; amending K.S.A. 2005 Supp. 21-3412a, 21-4704 and 74-5602 and repealing the existing sections, by Committee on Judiciary.

HB 2882, An act relating to motor vehicles; concerning antique military vehicles; amending K.S.A. 8-166 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2883, An act relating to annuities; concerning the surrender period for indexed annuities, by Committee on Federal and State Affairs.

HB 2884, An act concerning wards and guardians; relating to the duties and powers of guardians; concerning nutrition and hydration; amending K.S.A. 59-3051, 59-3068, 59-3075 and 59-3078 and repealing the existing sections, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2872**.

Appropriations: **HB 2863**, **HB 2869**.

Commerce and Labor: **HB 2865**.

Education: **HB 2873**.

Environment: **HB 2867**, **HB 2875**.

Financial Institutions: **HB 2874**.

Health and Human Services: **HB 2870**, **HB 2871**.

Higher Education: **HB 2864**.

Judiciary: **HB 2868**.

Taxation: **HB 2866**.

MESSAGE FROM THE GOVERNOR

February 8, 2006

Message to the House of Representatives of the State of Kansas:

Enclosed herewith is Executive Order No. 2006-03 for your information.

EXECUTIVE ORDER No. 2006-03

Declaration of Drought Warning or Drought Watch

KATHLEEN SEBELIUS

Governor

The above Executive Order is on file and open for inspection in the office of the Chief Clerk.

MESSAGE FROM THE GOVERNOR

HB 2398 approved on February 10, 2006.

MESSAGES FROM THE SENATE

Announcing passage of **SB 261**, **SB 324**, **SB 344**, **SB 346**, **SB 347**, **SB 396**, **SB 412**, **SB 413**.

Announcing passage of **HB 2352**, as amended.

Also, announcing passage of **SB 329**, **SB 352**, **SB 359**; **Sub. SB 370**; **SB 418**, **SB 420**, **SB 422**, **SB 496**.

Announcing passage of **HB 2698**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bills were thereupon introduced and read by title:

SB 261, **SB 324**, **SB 329**, **SB 344**, **SB 346**, **SB 347**, **SB 352**, **SB 359**; **Sub. SB 370**; **SB 396**, **SB 412**, **SB 413**, **SB 418**, **SB 420**, **SB 422**, **SB 496**.

CONSENT CALENDAR

No objection was made to **HB 2806** appearing on the Consent Calendar for the first day.

No objection was made to **HB 2759**, **HB 2794** appearing on the Consent Calendar for the second day.

No objection was made to **HB 2583** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Speaker Mays announced that order of business, Final Action on Bills and Concurrent Resolutions, would be passed over today.

REPORTS OF STANDING COMMITTEES

Committee on **Economic Development** recommends **HB 2856** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Education** recommends **HB 2634** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Health and Human Services** recommends **HB 2678** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Transportation** recommends **HB 2708** be passed.

Committee on **Transportation** recommends **HB 2705** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

REPORT OF STANDING COMMITTEE

Your Committee on **Calendar and Printing** recommends on requests for resolutions and certificates that

Request No. 41, by Representative Merrick, congratulating Kasey Khan on successfully passing the Microsoft Certified Professional test;

Request No. 42, by Representative Grange, congratulating Sheersty Rhodes on receiving the Gore Academic Scholarship;

Request No. 43, by Representative Thull, congratulating Ryan Clough on achieving the rank of Eagle Scout;

Request No. 44, by Representative Thull, congratulating Chelsea Redger on receiving the Outstanding Student Award at Emporia State University;

Request No. 45, by Representative Olson, congratulating Kasey Khan on successfully passing the Microsoft Certified Professional test;

Request No. 46, by Representative M. Holmes, congratulating Jeanette Siemens for 15 years as Executive Director of the Pratt Area Chamber of Commerce;

Request No. 47, by Representative Peck, congratulating Mr. and Mrs. Robert Harris on their 50th Wedding Anniversary;

Request No. 48, by Representative D. Johnson, congratulating KRSL Radio on 50 years of service to Russell County;

Request No. 49, by Representative Schwartz, congratulating Mr. and Mrs. Edgar Behrens on their 70th Wedding Anniversary;

Request No. 50, by Representative Schwartz, congratulating Mr. and Mrs. Louis Carter on their 50th Wedding Anniversary;

Request No. 51, by Representative Schwartz, congratulating Mr. and Mrs. Dale Brown on their 60th Wedding Anniversary;

Request No. 52, by Representative Schwartz, congratulating Mr. and Mrs. John Cohorst on their 65th Wedding Anniversary;

Request No. 53, by Representative Treaster, in memory of Corporal Peter Daniel Wagler, who gave his life for his country;

Request No. 54, by Representative Treaster, congratulating the Buhler High School Debate Team on winning the 5A State Championship in the 4-Speaker Debate;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Aurand, the committee report was adopted.

Upon unanimous consent, the House referred back to the regular order of business, Introduction of Bills and Concurrent Resolutions.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were thereupon introduced and read by title:

HB 2885, An act concerning crime prevention; creating a program to target areas in the state with high incidences of crime, by Representatives Kuether, Ballard, Beamer, Carlin, Colloton, Crow, Davis, Dillmore, Faust-Goudeau, Flaharty, Flora, Garcia, Hawk, Hill, Horst, Kirk, Light, Loganbill, Long, Mah, McKinney, Menghini, M. Miller, Pauls, Roth, Ruff, Ruiz, Thull, Treaster and Ward.

HB 2886, An act concerning sales taxation; relating to exemptions; certain nonprofit organizations; amending K.S.A. 2005 Supp. 79-3603 and 79-3606 and repealing the existing sections, by Committee on Taxation.

HB 2887, An act concerning sales taxation; relating to exemptions; certain purchases of a motion picture or television production company; amending K.S.A. 2005 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2888, An act concerning sales taxation; relating to refunds of tax paid upon certain sales of motor vehicles, by Committee on Taxation.

CHANGE OF REFERENCE

Speaker Mays announced the withdrawal of **HB 2872** from Committee on Agriculture and referral to Committee on Wildlife, Parks and Tourism.

REPORT ON ENGROSSED BILLS

HB 2611, **HB 2732** reported correctly engrossed February 9, 2006.

On motion of Rep. Aurand, the House adjourned until 11:00 a.m., Monday, February 13, 2006.

JANET E. JONES, *Chief Clerk*.

CHARLENE SWANSON, *Journal Clerk*.

