

# Journal of the House

## TENTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Monday, January 22, 2007, 11:00 a.m.

The House met pursuant to adjournment with Speaker Neufeld in the chair.  
The roll was called with 115 members present.  
Reps. Kelley, Masterson, McCray-Miller, Rardin, Sawyer, and Yoder were excused on verified illness.  
Reps. Garcia, O'Neal, Watkins and K. Wolf were excused on excused absence by the Speaker.

Prayer by Rep. Bethell:

Our Heavenly Father,  
You are our source of strength, wisdom, courage and patience.  
As you refresh the earth with rain and snow, refresh us as well as we attempt to do your work for the residents of Kansas.  
Watch over our deliberations keep us in your will that we might bring honor and glory to your name. Amen.

The Pledge of Allegiance was led by Rep. McKinney.

### INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. King are spread upon the journal:

I would like to welcome to the Kansas House the 2006 4A state champion boys' and girls' tennis teams from Independence High School. Even for a program whose boys have won 16 of the last 17 southeast Kansas league titles and the girls still hold the state record for consecutive team victories, these dual state championships are unprecedented.

I want to take this opportunity to praise the large group of 40 plus young men and women with us today, as well as their coaches. It takes special people to turn a game played by individuals into a team event. As is shown by the success of these young tennis players, boys' head coach Ken Brown, girls' head coach Jean Lundt, boys' and girls' assistant Gina McLenon and middle school coach Marsha King have used over 75 years of combined coaching experience to create a team of winners both on and off the court.

Please join me now in congratulating the 2006 4A boys and girls state tennis champions, the Independence High School Bulldogs.

There being no objection, the following remarks of Rep. Merrick are spread upon the journal:

In January 1977, a young man in a pair of loafers took a job as a statehouse reporter for the Topeka Capital Journal where he served for 17 years before launching his own news service, Hawver's Capitol Report. This session marks 30 years of legislative reporting for Martin Hawver and his loafers.

His tenure exceeds that of many legislators, and his understanding of the process serves his reporting well. Martin possesses the unique ability to understand and explain to his subscribers the nuts and bolts of the budget process and the political maneuvering that sometimes goes hand in hand with this intricate procedure. Having his own news service

allows Martin to do what he does best . . . bringing wit and wisdom to the everyday routine news. Martin's reporting on hall-talk, silver fork awards, where's Waldo list and the terms he coins to bunk our carefully crafted plans keep us from taking ourselves too seriously all the time. Some of my favorites include "The Clunker Act," Slots for Tots" and "Nuss-fuss."

Martin, thank you for your dedication to informing the public about the work we do here and the expertise you bring to your reporting. After 30 years in the statehouse, your institutional knowledge supersedes mine in all areas. It is my privilege to honor you today for your long standing service with a gift from the House of Representatives. I'm pretty sure you don't have either of these. Thank you and congratulations.

Rep. Merrick presented Martin with a pair of socks and a House certificate.

#### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2146**, An act creating the Celebrate Kansas Art act, by Representative Ward.

**HB 2147**, An act concerning the environment; establishing the farm and ranch land protection program; establishing an emissions compensation program; amending K.S.A. 2-1904 and repealing the existing section, by Committee on Agriculture and Natural Resources.

**HB 2148**, An act concerning the state fire marshal; relating to fire prevention and education opportunities for certain persons, by Committee on Appropriations.

**HB 2149**, An act transferring the functions of the office of state fire marshal to the board of fire services; amending K.S.A. 31-136, 40-252, 65-506, 75-1506, 75-1510, 75-1515 and 75-1516 and repealing the existing sections, by Committee on Appropriations.

**HB 2150**, An act concerning fire prevention and safety products and services; requiring registration with the state fire marshal, requiring certain fire sprinkler businesses to be certified by the state fire marshal, by Committee on Appropriations.

**HB 2151**, An act concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; retirement benefits; employee contributions; amending K.S.A. 74-4958, 74-4958a and 74-4965 and repealing the existing sections, by Committee on Appropriations.

**HB 2152**, An act concerning the commission on emergency planning and response; amending K.S.A. 2006 Supp. 65-5721 and repealing the existing section, by Committee on Veterans, Military and Homeland Security.

**HB 2153**, An act relating to county appraisers; providing for the election of county appraisers; amending K.S.A. 19-425, 19-432, 19-433, 19-434, 19-435, 25-101, 75-5105a, 79-1412a, 79-1455 and 79-1479 and K.S.A. 2006 Supp. 25-213, 25-611 and 79-1476 and repealing the existing sections; also repealing K.S.A. 19-426, 19-428 and 19-431 and K.S.A. 2006 Supp. 19-430, by Committee on Taxation.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2145**.

Appropriations: **HB 2131, HB 2132, HB 2133, HB 2134, HB 2144**.

Calendar and Printing: **HB 2129**.

Elections and Governmental Organization: **HB 2126, HB 2128, HB 2130**.

Energy and Utilities: **HB 2127**.

Judiciary: **HB 2141, HB 2142, HB 2143**.

Taxation: **HB 2139**.

Transportation: **HB 2135, HB 2136, HB 2137, HB 2138**.

Veterans, Military and Homeland Security: **HB 2140**.

#### CONSENT CALENDAR

No objection was made to **2041** appearing on the Consent Calendar for the first day.

#### REPORTS OF STANDING COMMITTEES

Committee on **Energy and Utilities** recommends **HB 2032, HB 2034** be passed.

Committee on **Taxation** recommends **HB 2044** be amended on page 1, in lines 26 and 35, before “for” by inserting “for commercial and industrial machinery and equipment”;

On page 2, in lines 1, 10, 19 and 34, before “for” by inserting “for commercial and industrial machinery and equipment”;

On page 3, in lines 19 and 21, after “levied” by inserting “for commercial and industrial machinery and equipment”;

On page 4, in lines 7, 16, 25, 34 and 43, before “for” by inserting “for telecommunications machinery and equipment and railroad machinery and equipment”;

On page 5, in lines 34 and 35, after “levied” by inserting “for telecommunications machinery and equipment and railroad machinery and equipment”; and the bill be passed as amended.

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 2154**, An act concerning sales taxation; relating to exemptions; American Cancer Society, Inc.; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

**HB 2155**, An act concerning sales taxation; relating to exemptions; purchase of motor vehicle in certain circumstances; amending K.S.A. 2006 Supp. 79-3606 and repealing the existing section, by Representatives Olson and George.

**HB 2156**, An act concerning evidence admitted in court; regarding specific communications of sympathy relating to a cause of action in tort, including a medical malpractice action, by Representative Sloan.

**HB 2157**, An act concerning broadband technologies; requiring a survey on deployment; amending K.S.A. 2006 Supp. 45-221 and repealing the existing section, by Committee on Energy and Utilities.

**HB 2158**, An act concerning a state fish, by Committee on Agriculture and Natural Resources.

On motion of Rep. Merrick, the House adjourned until 11:00 a.m., Tuesday, January 23, 2007.

JANET E. JONES, *Chief Clerk*.

CHARLENE SWANSON, *Journal Clerk*.

