

Journal of the Senate

FIRST DAY

SENATE CHAMBER, TOPEKA, KANSAS
Monday, January 8, 2007—2:00 p.m.

In accordance with the provisions of the constitution of the State of Kansas and by virtue of his office as President of the Senate, Senator Stephen Morris declared the 2007 Senate to be in session.

President Morris welcomed the Rev. Fred S. Hollomon, who will again serve as the Senate Chaplain and delivered the following invocation:

Heavenly Father,
Within the prayer that Jesus
Taught his followers to pray
Are four words that can help us
In this session find our way.
Too often, Lord, it seems to me
The prayer is just repeated,
Therefore not receiving
The attention that is needed.
So, Lord, impress upon us,
As the session's just begun,
To take these four words seriously
As we pray, "Thy will be done."
Compared to everything You know,
We appear as simpletons.
So help us mean it when we pray,
"Not my will, but thine be done."
I pray in the name of Jesus Christ,
AMEN

President Morris introduced the new reader, Jedsen Williams, a senior at Washburn University, majoring in Political Science. Jedsen is a graduate of Hutchinson Community College.

COMMUNICATIONS FROM SECRETARY OF STATE

State of Kansas
Secretary of State

I, RON THORNBURGH, Secretary of State of the State of Kansas, do hereby certify that Julia Lynn was appointed by the Governor effective November 14, 2006, for the unexpired term, Ninth Senate District, to fill the vacancy created by the resignation of Kay O'Connor.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and caused to be affixed my official seal this 8th day of January, A.D. 2007.

RON THORNBURGH
Secretary of State

President Morris asked Senators to join him in welcoming the Senator from Johnson, Senator Julia Lynn.

The roll was called with thirty-eight senators present as follows:

District	District
1 Dennis D. Pyle	21 Mark Taddiken
2 Marci Francisco	22 Roger P. Reitz (excused)
3 Roger C. Pine	23 Karin Brownlee
4 David Haley	24 Pete Brungardt
5 Mark S. Gilstrap	25 Jean Kurtis Schodorf
6 Chris Steineger	26 Phillip B. Journey
7 David Wysong	27 Leslie D. Donovan, Sr. (excused)
8 Barbara P. Allen	28 Mike Petersen
9 Julia Lynn	29 Donald Betts, Jr.
10 Nick Jordan	30 Susan Wagle
11 John L. Vratil	31 Carolyn McGinn
12 Pat Apple	32 Greta Goodwin
13 Jim Barone	33 Ruth Teichman
14 Dwayne Umbarger	34 Terry Bruce
15 Derek Schmidt	35 Jay Emler
16 Peggy Palmer	36 Janis K. Lee
17 Jim Barnett	37 Dennis M. Wilson
18 Laura Kelly	38 Tim Huelskamp
19 Anthony Hensley	39 Stephen R. Morris
20 Vicki Schmidt	40 Ralph Ostmeyer

INTRODUCTIONS

President Morris introduced Dr. Brian Holmes, President of the Kansas Academy of Family Physicians. Dr. Holmes is a graduate of the University of Kansas School of Medicine, and completed his family practice residency at Smoky Hill Family Medicine in Salina. Dr. Holmes is in group practice at the Family Care Clinic in Abilene. The Academy sponsors the doctor of the day program and provides daily assistance for health concerns in the Capitol during the session.

Also introduced was Kathy Beach, Assistant Secretary of the Senate.

Second Lieutenant Don Cackler will again be representing the Kansas Highway Patrol in the Senate.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

On emergency motion of Senator D. Schmidt, **SR 1801** by Senators Morris, D. Schmidt and Hensley as follows, was introduced and adopted by voice vote:

SENATE RESOLUTION No. 1801—

A RESOLUTION relating to the organization of the Senate.

Be it resolved by the Senate of the State of Kansas: That the Secretary of the Senate notify the House of Representatives that the Senate is organized with the following officers:

Stephen Morris, president,
John Vratil, vice president,
Derek Schmidt, majority leader,
Anthony Hensley, minority leader,
Pat Saville, secretary,
Jody Kirkwood, sergeant at arms,

and awaits the pleasure of the House of Representatives.

On emergency motion of Senator D. Schmidt, **SR 1802** by Senators Morris, D. Schmidt and Hensley as follows, was introduced and adopted by voice vote:

SENATE RESOLUTION No. 1802—

A RESOLUTION relating to assignment of seats of the Senate.

Be it resolved by the Senate of the State of Kansas: That the members of the 2007 regular session shall occupy the same seats assigned pursuant to 2006 Senate Resolution No. 1802 with the following exception: Senator Lynn, seat No. 16.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 1, An act concerning public health, relating to vaccinations, by Senators Hensley and Wilson.

SB 2, An act enacting the unborn victims of violence act, by Senator Journey.

SB 3, An act relating to roads and highways; providing for highway safety memorial markers, by Senator Journey.

SB 4, An act relating to drivers' licenses; concerning driver improvement clinics; providing for the disposition of certain moneys; amending K.S.A. 2006 Supp. 8-255 and 8-267 and repealing the existing sections, by Senator Journey.

SB 5, An act relating to drivers' licenses; providing for the issuance of a hardship license to certain persons, by Senator Journey.

SB 6, An act relating to driver's licenses; concerning habitual violators; amending K.S.A. 8-235, 8-286 and 8-288 and K.S.A. 2006 Supp. 8-287 and repealing the existing sections, by Senator Journey.

SB 7, An act regulating traffic; concerning the speed of vehicles; amending K.S.A. 8-1557 and repealing the existing section, by Senator Journey.

SB 8, An act regulating traffic; doubling speeding fines in school zones; amending K.S.A. 2006 Supp. 8-2118 and repealing the existing section; also repealing K.S.A. 2006 Supp. 8-2118a, by Senator Journey.

SB 9, An act regulating traffic; concerning video or television-type receiving equipment; amending K.S.A. 8-1748 and repealing the existing section, by Senator Journey.

SB 10, An act concerning economic development; relating to tax increment financing and sales tax and revenue bonds; establishing the STAR bond act; amending K.S.A. 12-1776 and K.S.A. 2006 Supp. 12-1770a, 12-1771b, 12-1773, 12-1774 and 12-1774a and repealing the existing sections; also repealing K.S.A. 2005 Supp. 12-1773, as amended by section 3 of chapter 192 of the 2006 Session Laws of Kansas and K.S.A. 2006 Supp. 12-1771d, 12-1780b, 12-1780c, 12-1780d, 12-1780e and 12-1780f, by Joint Committee on Economic Development.

SB 11, An act concerning facilities for the treatment of alcoholism and intoxication, by Joint Committee on Administrative Rules and Regulations.

SB 12, An act concerning agriculture; relating to county extension councils; amending K.S.A. 2-608, 2-611, 2-616 and 2-625 and repealing the existing sections, by Joint Committee on Economic Development.

SB 13, An act concerning jurisdiction of certain law enforcement officers; amending K.S.A. 2006 Supp. 22-2401a and repealing the existing section, by Joint Committee on State-Tribal Relations.

SB 14, An act concerning persons required to register pursuant to the Kansas offender registration act; amending K.S.A. 2006 Supp. 22-4902 and repealing the existing section, by Senators D. Schmidt and Umbarger.

SB 15, An act concerning the state conservation commission; relating to dam safety; creating the Kansas dam rehabilitation program; amending K.S.A. 2006 Supp. 2-1915 and repealing the existing section, by Special Committee on Agriculture and Natural Resources.

SB 16, An act concerning the joint committee on children's issues; membership; authorizing committee to introduce legislation; amending K.S.A. 46-3001 and repealing the existing section, by Special Committee on Children's Issues.

SB 17, An act concerning docket fees; amending K.S.A. 74-7325 and 74-7334 and K.S.A. 2006 Supp. 20-362, 20-367, 28-170, 28-172a, 28-172b, 59-104, 60-1621, 75-5670 and 75-7021 and repealing the existing sections; also repealing K.S.A. 2006 Supp. 28-170c, 28-170d,

28-170e, 28-172e, 28-172f, 59-104, as amended by section 18 of chapter 210 of the 2006 Session Laws of Kansas, 59-104a and 60-1621a, by Special Committee on Judiciary.

SB 18, An act enacting the uniform child abduction prevention act, by Special Committee on Judiciary.

SB 19, An act concerning certain county fairs; pertaining to tax levies for buildings and grounds; amending K.S.A. 2006 Supp. 2-131d and repealing the existing section, by Special Committee on Agriculture and Natural Resources.

SB 20, An act concerning the Kansas underground utility damage prevention act; amending K.S.A. 66-1802 and 66-1806 and K.S.A. 2006 Supp. 66-1815 and repealing the existing sections, by Special Committee on Utilities.

SB 21, An act concerning certain employees at state educational institutions; amending K.S.A. 2006 Supp. 76-715a and repealing the existing section; also repealing K.S.A. 2006 Supp. 76-715b, by Legislative Educational Planning Committee.

SB 22, An act concerning postsecondary educational institutions; establishing the teacher education competitive grant program; relating to the administration thereof, by Legislative Educational Planning Committee.

SB 23, An act concerning the teacher service scholarship program; amending K.S.A. 2006 Supp. 74-32,101, 74-32,102, 74-32,103 and 74-32,105 and repealing the existing sections; also repealing K.S.A. 2006 Supp. 74-32,186 through 74-32,193, 74-32,201 through 74-32,208 and 74-32,211 through 74-32,218, by Legislative Educational Planning Committee.

SB 24, An act concerning the medical student loan act; relating to stipends for tuition and living expenses; amending K.S.A. 76-382 and repealing the existing section, by Legislative Educational Planning Committee.

SB 25, An act establishing the nurse educator service scholarship program; providing for the administration thereof, by Legislative Educational Planning Committee.

SB 26, An act concerning taxation; relating to homestead property tax refund act; amounts; filing requirements; amending K.S.A. 79-4509 and 79-4511 and K.S.A. 2006 Supp. 79-4502 and repealing the existing sections, by Special Committee on Assessment and Taxation.

SB 27, An act concerning taxation; relating to the homestead property tax refund act; income verification, renters; amending K.S.A. 79-4511 and repealing the existing section, by Special Committee on Assessment and Taxation.

SB 28, An act concerning taxation; relating to the homestead property tax refund act; asset test requirement, by Special Committee on Assessment and Taxation.

SB 29, An act concerning income taxation; relating to social security benefits; amending K.S.A. 2006 Supp. 79-32,117 and repealing the existing section; also repealing K.S.A. 2006 Supp. 79-32,117, by Senators Palmer, Apple, Barnett, Brownlee, Huelskamp, Jordan, Journey, McGinn, Petersen, Pine, Ostmeyer, D. Schmidt, Schodorf, Taddiken and Wilson.

SB 30, An Act concerning school finance; establishing the keeping education promises trust fund; transferring moneys from the state general fund to the fund and prohibiting expenditure of such moneys during the fiscal year ending June 30, 2008; making and concerning appropriations for the fiscal years ending June 30, 2008, and June 30, 2009, by Senators D. Schmidt and Umbarger and Allen, Apple, Barnett, Barone, Brownlee, Bruce, Brungardt, Donovan, Emler, Goodwin, Hensley, Huelskamp, Jordan, Journey, Lynn, McGinn, Morris, Ostmeyer, Palmer, Petersen, Pine, Pyle, Reitz, V. Schmidt, Schodorf, Taddiken, Teichman, Vratil, Wagle, Wilson and Wysong.

SB 31, An act concerning municipal courts; relating to jurisdiction; amending K.S.A. 12-4104 and 22-2601 and repealing the existing sections, by Senator Emler.

SB 32, An act concerning health care; relating to medical and other care and services assistance repayment; discretionary trusts; amending K.S.A. 2006 Supp. 39-709 and repealing the existing section; also repealing By Senator Emler.

MESSAGE FROM THE GOVERNOR

August 8, 2006

To the Senate of the State of Kansas:

Submitted herewith for confirmation by the Senate are appointments made by me as the Governor of the State of Kansas, pursuant to law.

KATHLEEN SEBELIUS
Governor

Member, Public Employee Relations Board, Keith Lawing pursuant to the authority vested in me by K.S.A. 75-4323, effective upon the date of confirmation by the Senate, to fulfill a term of four years.

Member, Public Employee Relations Board, Burdett Loomis pursuant to the authority vested in me by K.S.A. 75-4323, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Agricultural Remediation Board, Brain Norton pursuant to the authority vested in me by K.S.A. 2-3709, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Agricultural Remediation Board, Laura Pearl pursuant to the authority vested in me by K.S.A. 2-3709, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Health Policy Authority, Rob Kaplan pursuant to the authority vested in me by K.S.A. 75-7401, effective upon the date of confirmation by the Senate, to fulfill a term of four years.

Member, Kansas Parole Board, Patricia Biggs pursuant to the authority vested in me by K.S.A. 22-3707, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Technology Enterprise Corporation, David Brant pursuant to the authority vested in me by K.S.A. 74-8101, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Technology Enterprise Corporation, Doug Brush pursuant to the authority vested in me by K.S.A. 74-8101, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Technology Enterprise Corporation, Kyle Elliot pursuant to the authority vested in me by K.S.A. 74-8101, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Technology Enterprise Corporation, Richard Lariviere pursuant to the authority vested in me by K.S.A. 74-8101, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Technology Enterprise Corporation, Tom Lauer pursuant to the authority vested in me by K.S.A. 74-8101, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Technology Enterprise Corporation, J. David McDonald pursuant to the authority vested in me by K.S.A. 74-8101, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Technology Enterprise Corporation, Ron Trewyn pursuant to the authority vested in me by K.S.A. 74-8101, effective upon the date of confirmation by the Senate, to serve a term of four years.

Member, Kansas Bioscience Authority, John W. Carlin pursuant to the authority vested in me by K.S.A. 74-99b04, effective upon the date of confirmation by the Senate, to fulfill a term of four years.

Member, Employment Security Board of Review, Thomas Reiling pursuant to the authority vested in me by K.S.A. 44-709, effective upon the date of confirmation by the Senate, to serve a term of four years.

December 8, 2006

To the Senate of the State of Kansas:

Submitted herewith for confirmation by the Senate are appointments made by me as the Governor of the State of Kansas, pursuant to law.

KATHLEEN SEBELIUS
Governor

Member, Kansas Bioscience Authority, John W. Carlin pursuant to the authority vested in me by K.S.A. 74-99b04, effective upon the date of confirmation by the Senate, to fulfill a term of four years.

Secretary, Department on Aging, Kathy Greenlee pursuant to the authority vested in me by K.S.A.75-5903, effective upon the date of confirmation by the Senate, to serve at the pleasure of the Governor.

Secretary, Department of Social and Rehabilitation Services, Donald Jordan pursuant to the authority vested in me by K.S.A. 75-5301, effective upon the date of confirmation by the Senate, to serve at the pleasure of the Governor

COMMUNICATIONS FROM STATE OFFICERS

January 8, 2007

The Honorable Stephen Morris
President, Kansas State Senate
State Capitol
Topeka, KS 66612

Dear President Morris:

As provided in K.S.A. 75-105, I have received from the Honorable Kathleen Sebelius, Governor of the State of Kansas, since the adjournment of the 2006 session of the legislature the following communications:

Executive Directives Nos. 06-369, 06-370, 06-371, 06-372, all relating to Authorizing Personnel Transactions, Expenditure of Federal Funds, Fund Transfers and Validation of Lawful Presence in the United States of Certain State Benefit Recipients Eighteen Years of Age or Older.

Also, Executive Order No. 2006-06, reformulating the composition of the Kansas Energy Council.

Executive Order No. 2006-07, continuing the moratorium on employee bonuses for Fiscal Year 2007.

Executive Order No. 2006-08, reformulating the composition of the Kansas Geographic Information Systems Policy Board.

Executive Order No. 2006-09, regarding continuing Drought warnings in some counties and Drought warnings declared in other counties.

Amended Executive Order No. 2006-10, regarding the 30 day suspension of the following:

- requirements for special permits for use of oversize or overweight vehicles pursuant to the transportation of round baled hay
- requirements for licensing/operating authority as required by the Kansas Corporation Commission
- requirements for licensing/registration required by Kansas Department of Revenue
- requirements contained in the Federal Motor Carrier Safety Regulations, CFR 49, Parts 390-399 under the authority of CFR 49, Part 390.23

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These communications are on file in the office of the Secretary of the Senate and are available for review at any time by members of the legislature.

Sincerely,

Pat Saville
Secretary of the Senate
January 8, 2007

The Honorable Stephen Morris
President, Kansas State Senate
State Capitol
Topeka, KS 66612

Dear President Morris:

This letter is to advise you that the Office of the Secretary of the Senate has received the following communications during the interim since adjournment of the 2006 Regular Session of the Legislature:

House of Representatives of the State of Louisiana, Office of the Clerk, submitted a copy of House Concurrent Resolution No. 33, to memorialize congress to adopt S520 and HR 1070, the Constitution Restoration Act of 2005, which will limit the jurisdiction of the federal courts and preserve the right to acknowledge God to the states and to the people and resolve the issue of improper judicial intervention in matters relating to the acknowledgment of God.

Kansas Attorney General, Phill Kline, submitted in compliance with the K.S.A. 50-628(a)(6) the 2005 Annual Report from the Consumer Protection and Antitrust Division.

Kansas Department of Commerce, submitted the Strategic Plan for Workforce Development Programs for Older Citizens as requested by the Legislature per Senate Bill 324.

Kansas Department of Credit Unions submitted a special order to Cessna Employees Credit Union, Wichita, KS., allowing them to collect a payment deferral fee the same as Missouri credit unions operating in Kansas.

Kansas Department of Credit Unions submitted a special order to EquiShare Credit Union, Wichita, KS, allowing them to collect a payment deferral fee the same as Missouri credit unions operating in Kansas.

Kansas Department of Credit Unions submitted a special order to W.N.M.H. Credit Union, Winfield, KS, allowing them to collect a payment deferral fee the same as Missouri credit unions operating in Kansas.

Kansas Department of Credit Unions submitted a special order to White Eagle Credit Union, Augusta, KS, allowing them to collect a payment deferral fee the same as Missouri credit unions operating in Kansas.

Kansas Health Policy Authority, Connie Hubbell, Chairperson, submitted herewith for confirmation by the Senate, the appointment of Dr. Marcia Nielsen to serve as Executive Director of the Kansas Health Policy Authority.

Kansas Highway Patrol, pursuant to KSA 60-4117, submitted the report regarding State Forfeiture Funds.

Kansas, Inc., submitted the 2006 Annual Report.

Kansas Public Employees Retirement System, Glenn Deck, Executive Director, submitted the Annual Report for the fiscal year ending June 30, 2006.

Kansas Wireless Enhanced 911 Advisory Board submitted the Wireless Enhanced 911 Annual Report.

Pooled Money Investment Board, in compliance with KSA 75-4222(h), submitted the Annual Report for Fiscal Year 2006.

Senate of the State of Louisiana, Office of the Secretary, submitted a copy of Senate Concurrent Resolution No. 65, regarding defining marriage as the union between one man and one woman.

State Board of Education Task Force, Ken Willard, Chair, submitted their report under Section 6 of 2006 HB 2576, to study the feasibility of requiring all Kansas school districts to adopt district policies mandating that all schools conduct a check of the internet site maintained by the Kansas Bureau of Investigation (KBI) concerning registered offenders prior to permitting any unescorted, noninstructional personnel, including any vendor or entity under contract with the school board, to be on school grounds while students are present.

The University of Kansas Hospital Authority, submitted in compliance with Kansas Statute 76-3312(p), the Annual Report for FY 2006.

Sincerely,
Pat Saville
Secretary of the Senate

These communications are on file in the office of the Secretary of the Senate and are available for review at any time by members of the legislature.

REPORTS OF STANDING COMMITTEES

Committee on Confirmation Oversight begs leave to submit the following report:

The following appointments were referred to and considered by the committee and your committee recommends that the Senate approve and consent to such appointments:

By the Governor:

Employment Security Board of Review: K.S.A. 2006 Supp. 44-709

Thomas Reiling, term expires March 15, 2010

Kansas Agricultural Remediation Board: K.S.A. 2006 Supp. 2-3709

Brian Norton, term expires June 30, 2010

Laura J. Pearl, term expires June 30, 2010

Kansas Bioscience Authority: K.S.A. 2006 Supp. 74-99b04

John W. Carlin, term expires March 15, 2008

Kansas Health Policy Authority: K.S.A. 2006 Supp. 75-7401

Rob Kaplan, term expires March 15, 2009

Kansas Parole Board: K.S.A. 2006 Supp. 22-3707

Patricia Biggs, term expires January 15, 2010

Kansas Technology Enterprise Corporation: K.S.A. 2006 Supp. 74-8101

David Brant, term expires January 15, 2008

Doug Brush, term expires January 15, 2010

Kyle Elliot, term expires January 15, 2009

Richard Lariviere, term expires January 15, 2010

Tom Lauerman, term expires January 15, 2010

J. David McDonald, term expires January 15, 2007

Ron Trewyn, term expires January 15, 2009

Public Employee Relations Board: K.S.A. 2006 Supp. 75-4323

Keith A. Lawing, term expires March 15, 2009

Burdett Loomis, term expires March 15, 2010

By the Minority Leader of the Senate:

Kansas Health Policy Authority: K.S.A. 2006 Supp. 75-7401

Raymond G. Davis, term expires March 15, 2009

Also, at the invitation of the chairperson of the committee, the following appointee appeared before and were considered by the committee. The committee recommends that the Senate Consent to such appointment:

By the Kansas Health Policy Authority:

Kansas Health Policy Authority, Executive Director: K.S.A. 2006 Supp. 75-7402

Dr. Marcia Nielson, serves at the pleasure of the Authority

REFERENCE OF SENATE BILLS

The President referred **SB 30** to the Calendar under the heading of General Orders.

MESSAGE FROM THE HOUSE

Announcing adoption of **HR 6001**, a resolution relating to the organization of the House of Representatives.

Be it resolved by the House of Representatives of the State of Kansas:

That the chief clerk of the House of Representatives notify the Senate that the House is organized with the following officers:

Melvin Neufeld, Speaker
 Don Dahl, Speaker pro tem
 Ray Merrick, Majority Leader
 Dennis McKinney, Minority Leader
 Janet E. Jones, Chief Clerk
 Wayne Owen, Sergeant-at-Arms, and awaits the pleasure of the Senate.

Also, announcing adoption of **HCR 5001**, a concurrent resolution relating to a committee to wait upon the Governor and advise her the 2007 session is organized and ready to receive communications.

Adoption of **HCR 5002**, a concurrent resolution for a joint session of the Senate and House for the purpose of hearing a message from the governor.

INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

HCR 5001, a concurrent resolution relating to a committee to inform the Governor that the two houses of the legislature are duly organized and ready to receive communications, was introduced and read by title.

On emergency motion of Senator D. Schmidt, **HCR 5001** was adopted by voice vote.

In compliance with **HCR 5001**, the President appointed Senator Teichman and Senator Lee to notify the Governor the Legislature is organized and ready to receive any communications the Governor may present.

HCR 5002, a concurrent resolution for a joint session of the Senate and House of Representatives for the purpose of hearing a message from the Governor.

On emergency motion of Senator D. Schmidt, **HCR 5002** was adopted by voice vote.

In compliance with **HCR 5002**, the President appointed Senator Schodorf and Senator Betts to escort the Governor; Senator Vratil and Senator Francisco to escort the Lt. Governor; and Senator Ostmeyer and Senator Barone to escort the Supreme Court.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senator Steineger introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1803—

A RESOLUTION memorializing the Congress of the United States to end its subsidization of tobacco production.

WHEREAS, For many years Congress has funded various programs to provide assistance to farmers. Tobacco producers have shared in these subsidies with 382,596 operators receiving a total of \$528 million in payments during the period from 1995 through 2004, with the bulk of such payments going to large operators; and

WHEREAS, The folly of providing continued support for tobacco production is obvious: It is now well established that there is a direct and inextricable connection between tobacco usage and cardiovascular disease and lung cancer. The loss of life and decreased bodily functions from using tobacco products affects millions of people, and both local and national governmental entities expend large quantities of their available moneys for the care and treatment of smokers now suffering from the use of tobacco products; and

WHEREAS, Tobacco related health expenditures and the loss of worker productivity due to tobacco related sickness have a negative impact on the American economy: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That the body memorializes the Congress of the United States to end its subsidization of tobacco production; and

Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to the President of the United States Senate, the Speaker of the United States House of Representatives and to each member of the Kansas legislative delegation.

Senator Steineger introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1804—

A RESOLUTION memorializing the Congress of the United States to limit its salary increases to that of the average family income.

WHEREAS, In 2004 the median household income in the country was \$44,389. This amount was unchanged in real median household income from 2003 or 2002. In fact, in the past 25 years real median household income has increased a total of only 35%; and

WHEREAS, The annual salary of a member of congress in 2004 was \$158,100; a member's salary 25 years ago was \$30,000 resulting in an increase of 527% in the past 25 years; and

WHEREAS, The average American's wages are set by the marketplace but members of Congress can set their own salary; and

WHEREAS, The efforts of our elected representatives in getting themselves elected, maintaining two households, constant travel between home and Washington and the demands of their public positions justify a lofty salary, a salary that encourages good citizens to be good politicians, and they may well earn their current salary; but the increases in salary they have awarded themselves over the years bears little resemblance to the pay increases received by ordinary Americans; and

WHEREAS, The enormous increase in both the federal budget deficit and the United States trade deficit demonstrates poor performance by our United States Congress: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we memorialize the Congress of the United States to limit future increases in their salary to those percentage increases in salary enjoyed by ordinary Americans; and

Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to the President of the United States Senate, the Speaker of the United States House of Representatives and to each member of the Kansas legislative delegation.

Senator Steineger introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1805—

A RESOLUTION memorializing the Congress of the United States to balance the federal budget by 2012.

WHEREAS, The expenditures of the federal government affect the welfare of all citizens and to some degree the citizens of all nations. As the world's only superpower our government's actions and the results thereof are vital to the world's well being. Needless to say leadership costs money, and our government has not been found wanting in its expenditures of money; and

WHEREAS, The sobering truth though is that throughout the past several years the federal government has spent more than it has received, and borrowed enormous sums from foreign powers such as Saudi Arabia and China. From a federal debt of \$1 trillion in 1980, the public debt has increased to \$8 billion in 2005, and we have been experiencing annual budget deficits exceeding \$500 billion. The cumulative effect of repeated deficit spending weakens our currency in the world marketplace, damages our national competitiveness in global competition, and results in the continued erosion of the value of our citizens' savings and their ability to maintain or improve their standard of living; and

WHEREAS, There comes a time when even our nation must be fiscally responsible: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we memorialize the Congress of the United States to accept its fiscal responsibility to its citizens and produce a balanced budget by the year 2012; and

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Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to the President of the United States Senate, the Speaker of the United States House of Representatives and to each member of the Kansas legislative delegation.

On motion of Senator D. Schmidt adjourned until 2:30 p.m., Tuesday, January 9, 2007.

HELEN MORELAND, CAROL PARRETT, BRENDA KLING, *Journal Clerks*.

PAT SAVILLE, *Secretary of the Senate*.

