

Journal of the Senate

FORTY-THIRD DAY

SENATE CHAMBER, TOPEKA, KANSAS
Friday, March 9, 2007—8:00 a.m.

The Senate was called to order by President Stephen Morris.
The roll was called with thirty-two senators present.
Senators Barnett, Bruce, Brungardt, Donovan, Gilstrap, Goodwin, Haley, McGinn were excused.

Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

We've prayed for the staff of Pat Saville,
And the men who man the doors.
Now it's time for us to pray
For two others on this floor.

They both wear uniforms;
They're here for our protection.
They have orders to be here.
They're not subject to election.

They're alert and they are friendly,
A credit to their profession.
They're here to keep the peace
Throughout our daily session.

Their names are Don and Edna;
They're immune to distraction;
But if a law is broken,
They will spring into action.

Lord, help us take the time
To show our appreciation
For them and all their colleagues
By giving them an ovation.

I pray in the name of Jesus Christ,

AMEN

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

SB 378. An act concerning property taxation; relating to growth in assessed valuation; authorizing certain interlocal cooperation agreements, provisions, by Committee on Ways and Means.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to Committee as indicated:

Federal and State Affairs: **HB 2475.**

CHANGE OF CONFERENCE

The President announced the appointment of Senator Hensley as a member of the Conference Committee on **SB 83** to replace Senator Barone.

REPORTS OF STANDING COMMITTEES

Committee on **Ways and Means** recommends **HB 2368**, as amended by House Committee of the Whole, be amended on page 10, by striking all in lines 32 through 39;

On page 12, by striking all in lines 31 through 37 and inserting the following:
“Sec. 10. There is appropriated the following amount from the state general fund for payment of the final settlement of a claim of wrongful incarceration, to the following claimant:

Alice Buess
2960 SW Butler Road
Benton, KS 67017 \$75,000.00

Sec. 11. (a) There is appropriated for the department of administration from the following special revenue fund for the fiscal years ending June 30, 2007, June 30, 2008, June 30, 2009 and June 30, 2010, all moneys now or hereafter lawfully credited to and available to such fund, except that expenditures other than refunds authorized by law shall not exceed the following:

Special claims disbursement fund No limit

Provided, That all expenditures from this fund shall be for payment of the final settlement of the claim of wrongful incarceration against the state of Kansas, by the following claimant: Jimmie Roy Foiles, 10272 SW 15th Street, Towanda, Kansas: *Provided further*, That all expenditures from the special claims disbursement fund shall be to pay such claimant \$109,285 plus interest at a rate of 6.0% per year payable in 36 monthly installments commencing with the month in which this act is effective: *Provided, further*, That prior to the first monthly payment prescribed by this subsection, the director of accounts and reports shall obtain a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding the subject matter of this claim and that the claimant’s refusal to accept any subsequent monthly payment shall not affect the validity of such written release precluding claimant from pursuing any claim in accordance with this subsection.

(b) On the effective date of this act, the director of accounts and reports shall transfer \$128,956.30 from the state general fund to the special claims disbursement fund which is hereby established for this claim.

Sec. 12. The Kansas public employees retirement system is hereby authorized and directed to pay the following amount from the Kansas public employees retirement fund as reimbursement for an expired warrant, to the following claimant:

Sharen Mead
20275 E 1100 Road
Pleasanton, KS 66075 \$2,000.00”;

And by renumbering the remaining sections accordingly;
And the bill be passed as amended.

REPORT ON ENROLLED BILLS

SB 51, SB 53, SB 57 reported correctly enrolled, properly signed and presented to the Governor on March 9, 2007.

SR 1832, SR 1833, SR 1834, SR 1835 reported correctly enrolled, properly signed and presented to the Secretary of the Senate on March 9, 2007.

On motion of Senator D. Schmidt the Senate adjourned until 2:30 p.m., Monday, March 12, 2007.

HELEN MORELAND, CAROL PARRETT, BRENDA KLING, *Journal Clerks.*
PAT SAVILLE, *Secretary of the Senate.*

