

# Journal of the Senate

## EIGHTH DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Thursday, January 24, 2008—2:30 p.m.

The Senate was called to order by President Stephen Morris.  
The roll was called with thirty-eight senators present.  
Senators Emler and Lee were excused.  
Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

You know that I am not permitted to lobby in my prayers for issues facing, or likely to face, the Senate. I have no problem with that because Senators would have no opportunity to debate me publicly like they debate each other.

But, as You also know, I sometimes consider myself a lobbyist for the Senators. From time to time political observers seem to expect a bipartisan vote on every issue . . . including those which are highly controversial.

They can't seem to accept the possibility that Senators can take opposing stands on the basis of:

- Principle
- Moral grounds
- Convictions

In such cases they believe that the issue is a matter of right and wrong. Therefore, they find it is extremely difficult for them to change their vote.

Even if all of them voted on the basis of "What would Jesus do," it would not result in a unanimous decision, because people disagree on what Jesus would do!

It seems to me, O God, that this is just an example of representative government at work. Sometimes the result is right and sometimes the result is wrong. On critical issues I'm sure You are saddened when any of us makes the wrong decision. Forgive me if I'm being presumptuous, but I believe that You believe it's better than one person having the authority to make all decisions.

I pray in the Name of Jesus Christ,

AMEN

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 462**, An act relating to motor carriers; concerning the regulation thereof; amending K.S.A. 66-1,139a and K.S.A. 2007 Supp. 44-765, 66-1,115, 66-1,116, 66-1,128, 66-1,139 and 66-1a01 and repealing the existing sections, by Committee on Transportation.

**SB 463**, An act concerning insurance; requiring self-insurers of motor vehicles to provide both uninsured and underinsured motorist coverage; amending K.S.A. 40-284 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 464**, An act concerning insurance; relating to waiving certain requirements regarding reinsurance agreements when an insurance company ceases to do business; amending K.S.A.

2007 Supp. 40-5201 and 40-5210 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

**SB 465**, An act concerning insurance companies; relating to certain requirements regarding filing rates and forms; amending K.S.A. 2007 Supp. 40-216 and repealing the existing section, by Committee on Financial Institutions and Insurance.

**SB 466**, An act concerning the minimum wage and maximum hours law; amending K.S.A. 44-1203 and repealing the existing section, by Senator Reitz.

**SB 467**, An act relating to manufactured housing; concerning the filing of notice of security interest; amending K.S.A. 2007 Supp. 58-4204 and repealing the existing section, by Committee on Judiciary.

**SB 468**, An act concerning telecommunications; relating to the federal universal service fund and certification of federal high cost support by the state corporation commission; amending K.S.A. 66-2001 and 66-2002 and repealing the existing sections, by Special Committee on Energy, Natural Resources and Environment.

**SB 469**, An act concerning telecommunications; relating to local exchange carriers and carriers of last resort; amending K.S.A. 66-2009 and repealing the existing section, by Committee on Utilities.

**SB 470**, An act concerning school districts; relating to school safety violations; amending K.S.A. 2007 Supp. 72-89c02 and repealing the existing section, by Senator V. Schmidt.

**SB 471**, An act concerning taxation; relating to electronic filing of returns and reports; amending K.S.A. 79-3220 and K.S.A. 2007 Supp. 75-5151 and repealing the existing sections, by Committee on Assessment and Taxation.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Commerce: **SB 461**.

Education: **SB 459**.

Federal and State Affairs: **SB 460**.

#### COMMUNICATIONS FROM STATE OFFICERS

##### KANSAS INSURANCE DEPARTMENT

January 23, 2008

Pursuant to KSA 2006 Supp. 44-566a(h), Sandy Praeger, Commissioner of Insurance, submitted the 2007 annual report for the Kansas Workers' Compensation Fund. Also submitted was the 2007 fiscal year report.

The President announced the above reports are on file in the office of the Secretary of the Senate and are available for review at any time.

#### REPORT ON ENROLLED BILLS

**SR 1803** reported correctly enrolled, properly signed and presented to the Secretary of the Senate on January 24, 2008.

#### REPORTS OF STANDING COMMITTEES

Committee on **Financial Institutions and Insurance** recommends **SB 209** be amended by substituting a new bill to be designated as "Substitute for SENATE BILL No. 209," as follows:

"Substitute for SENATE BILL No. 209

By Committee on Financial Institutions and Insurance

"AN ACT pertaining to accident and sickness insurance; relating to rate and form filings; amending K.S.A. 40-2215 and repealing the existing section.";

and the substitute bill be passed.

Committee on **Natural Resources** recommends **SB 447** be passed.

#### INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Huelskamp, Bruce, Lee, Ostmeyer, Palmer and Steineger introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1804—

A RESOLUTION congratulating and commending the 2008 “If I Were Mayor” youth essay contest winners.

WHEREAS, The “If I Were Mayor” youth essay contest sponsored by the League of Kansas Municipalities asks seventh grade students from across Kansas to explain what they would do if they were mayor of their city; and

WHEREAS, This contest is an exciting opportunity for seventh grade students to think about how they would improve their communities and in the process learn more about local government; and

WHEREAS, Over 1,000 students participated in the contest, representing nearly 100 cities; and

WHEREAS, Entries were judged according to creativity, clarity, sincerity of thought and proper use of grammar; and

WHEREAS, Six regional winners were selected, with one of those regional winners selected as the statewide winner; and

WHEREAS, The statewide and southwest regional winner of the 2008 “If I Were Mayor” youth essay contest is Nicole Brauer who attends Spearville Middle School; and

WHEREAS, The regional winners of the 2008 “If I Were Mayor” youth essay contest are: Emma Barnett (south central regional winner) who attends Hutchinson Middle School; David Crawford (north central regional winner) who attends Ruppenthal Middle School in Russell; Shelby Gardner (northwest regional winner) who attends Colby Middle School; Mariza Hernandez (northeast regional winner) who attends Resurrection School at the Cathedral in Kansas City; and Brad Stevens (southeast regional winner) who attends Augusta Middle School: Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That we congratulate and commend the six regional winners of the 2008 “If I Were Mayor” youth essay contest and statewide winner Nicole Brauer.

On emergency motion of Senator Huelskamp **SR 1804** was adopted unanimously.

Guests were Nicole Brauer and her parents Bryan and Jolene Brauer and Emma Barnett and her parents Brian and Dorothy Barnett. The girls were recognized with a standing ovation.

On motion of Senator D. Schmidt the Senate adjourned until 8:00 a.m., Friday, January 25, 2008.

HELEN MORELAND, CHARLENE BAILEY, PAT MATZEK, *Journal Clerks.*

PAT SAVILLE, *Secretary of the Senate.*

