

# Journal of the Senate

TWENTY-FOURTH DAY

---

SENATE CHAMBER, TOPEKA, KANSAS  
Friday, February 15, 2008—8:00 a.m.

The Senate was called to order by President Stephen Morris.  
The roll was called with twenty-nine senators present.  
Senators Apple, Barnett, Betts, Gilstrap, Haley, Huelskamp, Jordan, Kelly, Lynn, Palmer and Wilson were excused.

President Morris introduced as guest chaplain, Fr. Tim Haberkorn, Sacred Heart-St. Joseph Church, Topeka, Kansas, who delivered the invocation:

Loving God, Creator of all, we ask that you send your special blessings upon us this day. May You grant us Your public servants the gifts of wisdom, courage, and understanding in the decisions we discern today. As You are attentive to the needs of Your people, may we too be attentive to the needs of the people we have been called to serve. May we act with justice and in accord with Your will. May this day be an opportunity for us to reach out to others and make a positive difference in the lives of those in our state and in our nation. We pray that all that we say and do this day will reflect Your Glory. We ask this in the name of Christ our Lord.

AMEN

The Pledge of Allegiance was led by President Stephen Morris.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 629**, An act concerning insurance; relating to coverage for patient care services in a cancer clinical trial; amending K.S.A. 2007 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

**SB 630**, An act concerning the environment; relating to conservation and electric generation, transmission, energy efficiency and air emissions; amending K.S.A. 65-3008b, 65-3012 and 66-104d and K.S.A. 2007 Supp. 65-3005, 65-3008a and 66-1,184 and repealing the existing sections, by Committee on Utilities.

**SB 631**, An act concerning sales taxation; relating to exemptions; Kansas CASA association, inc.; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 632**, An act concerning sales taxation; relating to exemptions; St. Francis community services, inc. and subsidiaries; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 633**, An act concerning sales taxation; relating to exemptions; Franklin county agricultural society, Paola senior center, Anderson county fair association, Linn county fair association, Miami county fair association and Douglas county senior services, inc.; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 634**, An act concerning economic development; relating to qualified goods manufacturers; providing certain income tax credits, by Committee on Commerce.

**SB 635**, An act concerning sales taxation; relating to exemptions; east central Kansas economic opportunity corporation; amending K.S.A. 2007 Supp. 79-3606 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 636**, An act concerning income taxation; relating to certain property depreciation deductions; amending K.S.A. 2007 Supp. 79-32,117 and 79-32,138 and repealing the existing sections, by Committee on Assessment and Taxation.

#### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and resolution were referred to Committees as indicated:

Assessment and Taxation: **SB 625**.

Education: **SB 623, SB 627, SB 628**.

Elections and Local Government: **HB 2749**.

Financial Institutions & Insurance: **SB 624**.

Health Care Strategies: **SCR 1618**

Judiciary: **HB 2617, HB 2621**.

Ways and Means: **SB 626; HB 2730**.

#### REPORT ON ENROLLED BILLS

**SB 157** reported correctly enrolled, properly signed and presented to the Governor on February 15, 2008.

#### REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **SB 512** be amended on page 1, in line 16, by striking “ “Executive director” means the chief administra-”; by striking all in line 17 and inserting “ “Administrator” means the executive director of the emergency medical services board.”;

On page 3, in line 6, by striking “may” and inserting “shall not”; in line 7, by striking “if” and inserting “unless”; in line 8, before the colon by inserting “meets the following requirements”; by striking all in lines 9 through 30 and inserting the following:

“(1) (A) Has successfully completed coursework required by the rules and regulations adopted by the board; or

(B) has successfully completed coursework in another jurisdiction that is substantially equivalent to that required by the rules and regulations adopted by the board; and

(2) (A) has passed the examination required by the rules and regulations adopted by the board; or

(B) has passed the certification or licensing examination in another jurisdiction that has been approved by the board.”;

Also on page 3, in line 31, after “(b)” by inserting the following: “(1) The board shall not grant a temporary attendant’s certificate unless the applicant meets the following requirements:

(A) If the applicant is certified or licensed as an attendant in another jurisdiction, but the applicant’s coursework is determined not to be substantially equivalent to that required by the board, such temporary certificate shall be valid for one year from the date of issuance or until the applicant has completed the required coursework, whichever occurs first; or

(B) if the applicant has completed the required coursework, has taken the required examination, but has not received the results of the examination, such temporary certificate shall be valid for 120 days from the date of the examination.

(2) An applicant who has been granted a temporary certificate shall be under the direct supervision of a physician, a physician’s assistant, a professional nurse or an attendant holding a certificate at the same level or higher than that of the applicant.

(c)”;

And by relettering the remaining subsections accordingly;

On page 4, by striking all in lines 2 through 37;

And by relettering the remaining subsections accordingly;

On page 5, in line 1, by striking “within two years of the date of the” and inserting “after the”; in line 4, by striking “continuing”; in line 5, by striking “prescribed by rules and regulations” and inserting “as specified in rules and regulations adopted by the board”; in

line 24, after the second “the” by inserting “Kansas bureau of investigation and the”; in line 27, after the second “the” by inserting “Kansas bureau of investigation and the”; in line 28, by striking “federal”; in line 29, by striking “bureau of investigation and the”; by striking all in lines 34 through 41;

In the title, in line 9, after “ACT” by inserting “concerning”; and the bill be passed as amended.

Also, **SB 514** be amended on page 2, by striking all in lines 2 through 7; following line 7, by inserting:

“(b) The emergency medical services board may grant a temporary variance from an identified rule or regulation when a literal application or enforcement of the rule or regulation would result in serious hardship and the relief granted would not result in any unreasonable risk to the public interest, safety or welfare.”; and the bill be passed as amended.

Committee on **Public Health and Welfare** recommends **SB 491** be amended by substituting a new bill to be designated as “Substitute for SENATE BILL No. 491,” as follows:

“Substitute for SENATE BILL No. 491

By Committee on Public Health and Welfare

“AN ACT concerning scheduled substance and drug of concern; enacting the prescription monitoring program act; creating the prescription monitoring program advisory committee, methamphetamine precursor scheduling task force and veterinary prescription monitoring program task force.”;

and the substitute bill be passed.

On motion of Senator D. Schmidt the Senate adjourned until 2:30 p.m., Monday, February 18, 2008.

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

PAT SAVILLE, *Secretary of the Senate.*

