

SENATE CALENDAR

No. 19

Wednesday, February 9, 2011
SENATE CONVENES AT 2:30 PM

Order of Business

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

Reference of Bills and Concurrent Resolutions

135—

SB 135, AN ACT concerning racketeering; enacting the Kansas racketeer influenced and corrupt organization act; amending K.S.A. 2010 Supp. 60-4104 and section 34 of chapter 136 of the 2010 Session Laws of Kansas and repealing the existing sections; also repealing K.S.A. 2010 Supp. 21-3302.

Senators Petersen and Schodorf

(Judiciary)

136—

SB 136, AN ACT concerning insurance; relating to the recovery of economic or noneconomic loss sustained as a result of an accident while operating an uninsured motor vehicle.

Committee on Financial Institutions and Insurance
(Financial Institutions and Insurance)

137—

SB 137, AN ACT concerning the employment security law; relating to unemployment benefits for privately contracted school bus drivers; amending K.S.A. 2010 Supp. 44-706 and repealing the existing section.

Committee on Utilities

(Commerce)

138—

SB 138, AN ACT concerning pharmacy; creating the pharmacy audit integrity act.

Committee on Public Health and Welfare
(Public Health and Welfare)

139—

SB 139, AN ACT concerning members of regional trauma councils and advisory committee on trauma; amending K.S.A. 2010 Supp. 75-5664 and 75-5665 and repealing the existing sections.

Senator Schmidt

(Public Health and Welfare)

140—

SB 140, AN ACT enacting the Kansas small and disadvantaged business development program act.

Committee on Commerce

(Commerce)

141—

SB 141, AN ACT concerning the department of health and environment, relating to school-located influenza vaccination programs.

Committee on Public Health and Welfare

(Public Health and Welfare)

142—

SB 142, AN ACT concerning evidence in civil actions; expressions of apology, sympathy, commiseration or condolence not admissible as evidence of an admission of liability or as evidence of an admission against interest.

Committee on Judiciary

(Judiciary)

143—

SB 143, AN ACT concerning postsecondary technical education; creating the postsecondary tiered technical education state aid act; amending K.S.A. 71-601, 71-620, 72-4480 and 72-6503 and repealing the existing sections; also repealing K.S.A. 71-613, 71-613a and 71-1706 and K.S.A. 2010 Supp. 72-4430, 72-4431 and 72-4432.

Committee on Education

(Education)

144—

SB 144, AN ACT concerning school districts; relating to transportation of pupils residing within 2½ miles of the school building; amending K.S.A. 72-6411 and K.S.A. 2010 Supp. 72-8302 and repealing the existing sections.

Committee on Education

(Education)

145—

SB 145, AN ACT concerning certain crimes; dealing with corrupt political advertising; amending K.S.A. 2010 Supp. 25-4156 and repealing the existing section.

Committee on Ethics and Elections

(Ethics and Elections)

146—

SB 146, AN ACT concerning abortion; regarding certain prohibitions on late-term and partial birth abortion; amending K.S.A. 65-445, 65-6701, 65-6703, 65-6705 and 65-6721 and K.S.A. 2010 Supp. 65-6709 and 65-6710 and repealing the existing sections; also repealing K.S.A. 65-6713.

Senators Taddiken, Abrams, Apple, Bruce, Kelsey, Love, Lynn, Marshall, Masterson, Merrick, Olson, Ostmeyer, Petersen, Pilcher-Cook, Pyle, Umbarger and Wagle

(Judiciary)

147—

SB 147, AN ACT concerning water; relating to the Republican river compact; disposition of moneys recovered from certain litigation; amending K.S.A. 2010 Supp. 82a-1804 and repealing the existing section.

Committee on Agriculture

(Ways and Means)

148—

SB 148, AN ACT concerning veterinary medicine; amending K.S.A. 2010 Supp. 47-839 and repealing the existing section.

Committee on Agriculture

(Agriculture)

149—

SB 149, AN ACT enacting the Kansas firearms freedom act.

Senators Merrick, Abrams, Bruce, Marshall, Masterson, Olson, Ostmeyer, Petersen and Pilcher-Cook

(Federal and State Affairs)

150—

SB 150, AN ACT concerning cities; relating to incorporation; amending K.S.A. 15-116, 15-117 and 15-124 and repealing the existing sections.

Committee on Ways and Means

(Local Government)

151—

SB 151, AN ACT concerning the highway advertising control act; amending K.S.A. 2010 Supp. 68-2232, 68-2233 and 68-2234 and repealing the existing sections.

Committee on Ways and Means

(Transportation)

ERO 39—

Executive Reorganization Order No. 39, abolishing the Kansas Arts Commission established by K.S.A. 74-5202 and the office of executive director of the commission established by K.S.A. 74-5204 and transferring the powers, duties, and functions to the state historical society.

Governor Sam Brownback

(Federal and State Affairs)

ERO 40—

Executive Reorganization Order No. 40, transferring the Agriculture Products Development Division within the Department of Commerce to the Department of Agriculture and renaming the Marketing and Promotions Program; consolidating the Kansas Animal Health Department and the Livestock Commissioner within the Department of Agriculture as the Animal Health Division; consolidating the State Conservation Commission within the Department of Agriculture as the Conservation Division.

Governor Sam Brownback

(Agriculture)

Reference of Appointments

MESSAGES FROM THE GOVERNOR

COMMUNICATIONS FROM STATE OFFICERS

MESSAGES FROM THE HOUSE

Consideration of Motions to Concur or Nonconcur

REPORTS OF SELECT COMMITTEES

Consideration of Appointments*By the Governor:**Department of Administration:*

Dennis Taylor, Secretary, serves at the pleasure of the Governor
(Ways and Means)
(Be Confirmed)

Department of Transportation:

Deb Miller, Secretary, serves at the pleasure of the Governor
(Transportation)
(Be Confirmed)

Securities Commissioner:

Daniel Aaron Jack, serves at the pleasure of the Governor
(Financial Institutions and Insurance)
(Be Confirmed)

Consent Calendar**(Senate action to be taken on third day or thereafter)**

Final Action on Bills and Concurrent Resolutions

11—

SB 11, AN ACT concerning school districts; relating to transportation of pupils residing on the Leavenworth military reservation.

Committee on Ways and Means

(Education)

(Be Passed)

21—

SB 21, AN ACT concerning school districts; relating to school finance; amending K.S.A. 2010 Supp. 72-6441, 72-6449 and 72-6451 and repealing the existing sections.

Committee on Legislative Educational Planning

(Education)

(Be Passed)

35—

SB 35, AN ACT concerning civil procedure; relating to attorney-client privilege and work-product protection; amending K.S.A. 60-426 and K.S.A. 2010 Supp. 60-3003 and repealing the existing sections.

Committee on Judiciary

(Judiciary)

(Be Passed)

38—

SB 38, AN ACT concerning children; relating to permanency; priority of certain orders; amending K.S.A. 2010 Supp. 38-1116, 38-1121, 38-2201, 38-2203, 38-2262, 38-2284, 38-2304 and 60-1610 and repealing the existing sections.

Committee on Judiciary

(Judiciary)

(Be Passed)

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

CORRECTION AND APPROVAL OF THE JOURNAL

CONSIDERATION OF MOTIONS AND SENATE RESOLUTIONS

REPORTS OF STANDING COMMITTEES

General Orders

5—

SB 5, AN ACT concerning the Kansas board of healing arts; relating to licensure and education of perfusionists; establishing perfusion council.

Senator Kelsey

(Public Health and Welfare)
(Be Passed as Amended)

8—

SB 8, AN ACT concerning information technology; relating to information technology projects; amending K.S.A. 2010 Supp. 75-7201 and repealing the existing section.

Committee on Legislative Educational Planning
(Education)
(Be Passed)

10—

SB 10, AN ACT concerning sales taxation; relating to countywide retailers' sales tax; Edwards county; amending K.S.A. 2010 Supp. 12-187, 12-189 and 12-192 and repealing the existing sections.

Committee on Ways and Means
(Assessment and Taxation)
(Be Passed)

Bills Adversely Reported

Status of Bills and Resolutions

Senate bills passed in Senate: Nos. 13, 14, 15, 17, 25, 40
Senate bills killed in Senate:
Senate bills passed by the House:
Senate bills killed in the House:
Senate bills in conference:
Senate bills awaiting the signature of the Governor:
Senate bills signed by the Governor:
Senate bills signed by the Governor and published in Kansas register:
Senate bills becoming law without Governor's signature:
Senate bills vetoed by Governor:
Senate bills line item vetoed by Governor:
Senate bills becoming law notwithstanding Governor's veto:
Senate resolutions adopted: Nos. 1801, 1802, 1803, 1804, 1805, 1806, 1807, 1808, 1809, 1810, 1811
Senate resolutions killed:
Senate concurrent resolutions adopted: No. 1602
Senate concurrent resolutions killed:
Senate concurrent resolutions adopted by House: No. 1602
Senate concurrent resolutions killed in House:
Senate concurrent resolutions in conference:
House bills passed in Senate:
House bills killed in the Senate:
House bills in conference:
House concurrent resolutions adopted by the Senate: Nos. 5001, 5002, 5003
House concurrent resolutions killed in the Senate:
House concurrent resolutions in conference:
Executive Reorganization Order approved:
Executive Reorganization Order disapproved:

Bills in Senate Committees

Agriculture--

Senate Bills:

House Bills:

Appointments: *Department of Agriculture, Secretary:*

Dale Rodman, to serve at the pleasure of the Governor

Assessment and Taxation--

Senate Bills: Nos. 1, 59, 61, 86, 87, 95, 98, 108, 109, 116

House Bills:

Commerce--

Senate Bills: Nos. 42 (rereferred)(separately), 77, 78, 110

House Bills:

Executive Reorganization Order: No. 37

Confirmation Oversight--

Senate Bills:

House Bills:

Education--

Senate Bills: Nos. 18, 19, 20, 22, 27, 28, 32, 41, 51, 57, 68, 69, 70, 75, 111

House Bills:

Ethics and Elections--

Senate Bills: Nos. 31, 43, 66, 67, 102, 103, 125, 126, 127, 128, 129, 130

House Bills:

Federal and State Affairs--

Senate Bills: Nos. 26 (rereferred), 53, 54, 80, 82, 93, 112

Senate Concurrent Resolutions: No. 1601

House Bills:

Financial Institutions and Insurance--

Senate Bills: Nos. 64, 65, 71, 85

House Bills:

Interstate Cooperation--

Senate Bills:

House Bills:

Judiciary--

Senate Bills: Nos. 6, 7, 9, 12, 23, 24, 34, 36, 37, 39, 44, 45, 46, 47, 48, 52, 55, 56, 60, 62, 63, 73, 74, 79, 81, 83, 84, 94, 96, 97, 104, 105, 106, 107

Senate Concurrent Resolutions: No. 1603

House Bills:

Executive Reorganization Order: No. 34

KPERS Select--

Senate Bills: No. 49

House Bills:

Local Government--

Senate Bills: Nos. 101, 114

House Bills:

Natural Resources--

Senate Bills: Nos. 122, 123, 124

House Bills:

Executive Reorganization Order: No. 36 (corrected)

Organization, Calendar and Rules--

Senate Bills:

House Bills:

Public Health and Welfare--

Senate Bills: Nos. 4, 29, 33, 76, 88, 90, 91, 92, 99, 100, 117, 131, 132, 133, 134

House Bills:

Appointments: *Department of Aging, Secretary:*

Shawn Sullivan, to serve at the pleasure of the Governor

Department of Health and Environment, Secretary:

Robert Moser, to serve at the pleasure of the Governor

Reapportionment--

Senate Bills:

House Bills:

Transportation--

Senate Bills: Nos. 58, 115, 119, 120

House Bills:

Utilities--

Senate Bills: Nos. 30, 50, 72

House Bills:

Ways and Means--

Senate Bills: Nos. 2, 3, 16, 42 (rereferred)(separately), 89, 113, 118, 121

House Bills:

Executive Reorganization Order: Nos. 35 (corrected), 38

Senate Committee Agenda

The following is a tentative schedule of Senate Committees and is subject to change from day to day. Committees not listed have no meetings scheduled.

New or changed material for the present week will be printed in *italics*.

On Call Committees and Joint Committees will be listed at the end of the Agenda. Sub-Committees will be listed at the time of the Committee's regular meeting.

Persons who need assistance in order to take part in a committee meeting should contact the committee secretary at least two working days prior to the meeting.

2011
SENATE COMMITTEE MEETING SCHEDULE

TIME		MEETING ROOM
8:30 a.m.	Agriculture - Tuesday and Wednesday	159-S
	Commerce	548-S
	Natural Resources - Thursday and Friday	159-S
	Transportation - Tuesday through Friday	152-S
9:30 a.m.	Ethics & Elections - Wednesday and Thursday	159-S
	Financial Institutions and Insurance	152-S
	Judiciary	548-S
10:30 a.m.	Local Government - Monday and Tuesday	159-S
	Assessment and Taxation	152-S
	Federal and State Affairs	144-S
	Ways and Means	548-S
1:30 p.m.	Education	152-S
	Public Health & Welfare	546-S
	Utilities	548-S

Week of February 7 - 11

Wednesday, February 9

2:30 p.m. Session - Final Action

Thursday, February 10

2:30 p.m. Session

Friday, February 11

8:00 a.m. Session

Agriculture

8:30 a.m. Judy Seitz, Committee Assistant--296-7371 159-S

Wednesday, February 9

Presentations by:

Mike Chissam, President/General Manager, Kansas Ethanol and President of Kansas Association of Ethanol Processors
Greg Krissek, Director of Governmental Affairs ICM

Commerce

8:30 a.m. Margaret Cianciarulo, Committee Assistant--296-4336 548-S

Wednesday, February 9

Introduction of bills

Continued hearing on:

SB 77--An act concerning the employment security act
Possible final action on previously heard bills

Thursday, February 10

Final action on:

SB 77--An act concerning the employment security act

Friday, February 11

No meeting scheduled

Natural Resources

8:30 a.m. Dana Wethington, Committee Assistant–296-7399 159-S

Thursday, February 10

Hearings on:

SB 122--*Authorizing the director of the Kansas Water Office to grant easements on state property on the Arkansas, Kansas and Missouri rivers*

SB 123--*Establishing fees for wildlife and parks cabins*

Information presented by:

Greg Foley, Executive Director, Kansas Conservation Commission

Friday, February 11

Meeting on call of the Chair

Transportation

8:30 a.m. Toni Beck, Committee Assistant–296-1768 152-S

Wednesday, February 9

Hearing on:

SB 58--*An act designating the junction of United States highway 24 and K-7 highway as the Representative Margaret Long interchange*

Thursday, February 10

Hearing on:

SB 120--*An act concerning requirements for the issuance of certificates of title for vessels; requiring notice, priority, release and surrender of security interests in vessels*

Presentation by:

Mike Hoeme, Director of Transportation, Kansas Corporation Commission

Friday, February 11

Meeting on call of the Chair

Ethics and Elections

9:30 a.m. Ellen Martinez, Committee Assistant–296-8621 159-S

Wednesday, February 9

Hearings on:

SB 31--*Campaign finance; electioneering communications; reporting*

SB 66--*Elections; campaign finance; public service advertisements near elections; civil fine*

SB 126--*Elections; municipalities; primary and general election date change*

Possible action on bills previously heard

Thursday, February 10

Hearings on:

SB 67--*Gubernatorial inauguration donations; disposition of residual monies*

SB 102--*Governmental ethics commission; candidate, lobbyist fee increases*

SB 103--*Elections; absentee voting by military and others; federal services absentee ballots*

Possible action on bills previously heard

Financial Institutions and Insurance

9:30 a.m. **Beverly Beam, Committee Assistant–296-7394** **152-S**

Wednesday, February 9

Hearing on:

SB 71--Increasing continuing education requirements for insurance agents

Possible bill introductions

Thursday, February 10

Hearing on:

SB 85--*Removal of mandatory participation requirements for group life insurance*

Possible bill introductions

Friday, February 11

No meeting scheduled

Judiciary

9:30 a.m. **Theresa Kiernan, Committee Assistant–296-6817** **548-S**

Wednesday, February 9

Hearings on:

SB 36--Exemption from creditors for assets held in qualified retirement plans and regular and Roth individual retirement accounts

SB 44--Domestic relations; marital property

SB 48--Probate; payment of claims; filing of wills; order in which assets are appropriated

Possible action on bills previously heard

Thursday, February 10

Hearings on:

SB 45--Trusts; certification of trust

SB 79--Debt setoff; collection fee

SB 83--Judge and justices; employment of retirants

SB 97--Courts; court fees and costs; judicial branch surcharge

Possible action on bills previously heard

Friday, February 11

Continuation of hearing on:

ERO 34--Consolidation of parole review functions in the executive branch by abolishing the Parole Board as established by K.S.A. 22-3701 et seq. And establishing the Prisoner Review Board within the Department of Corrections

Possible action on bills previously heard

Assessment and Taxation

10:30 a.m. **Mary Jane Brueck, Committee Assistant–296-2713** **152-S**

Wednesday, February 9

Hearing on:

SB 59--An act concerning taxation; relating to delinquent or unpaid taxes and overpayment of taxes; pertaining to the rate of interest

Presentation from the Commerce Department and Department of Revenue regarding tax policy and business incentives

Thursday, February 10

Hearing on:

SB 108--An act concerning register of deeds; relating to recording of plats; payment of taxes and assessments

Friday, February 11

No meeting scheduled

Federal and State Affairs

10:30 a.m. **Connie Burns, Committee Assistant--296-4335** **144-S**

Wednesday, February 9

Introduction of bills

Hearings on: Proponents

SB 82--Amendments to laws regarding racial profiling

SB 93--Law enforcement; racial profiling and biased policing

Thursday, February 10

Introduction of bills

Continued hearings on: Opponents

SB 82--Amendments to laws regarding racial profiling

SB 93--Law enforcement; racial profiling and biased policing

Friday, February 11

No meeting scheduled

Ways and Means

10:30 a.m. **Jan Lunn, Committee Assistant--296-3775** **548-S**

Wednesday, February 9

Introduction of bills

Briefing by:

Karin Brownlee, Secretary, Department of Labor

Subcommittee reports and possible action on recommendations by:

Commissions/CURB

Department of Labor

Thursday, February 10

Introduction of bills

Possible final action on bills previously heard

Friday, February 11

Introduction of bills

Subcommittee reports and possible action on recommendations by:

Department of Administration

Veterans' Affairs

Lottery/Racing and Gaming Commission

Possible final action on bills previously heard

**Ways and Means Subcommittee on
Capital Improvements**

Jane Wentz, Committee Assistant--296-7389

Wednesday, February 9 - 7:15 a.m. - Room 548-S

Staff briefing/Agency presentation/Public hearing:

Department of Administration
Judicial Branch
Kansas Department of Transportation
Kansas Bureau of Investigation
Kansas Highway Patrol
Adjutant General

On adjournment of Senate - Room 129-E

Staff briefing/Agency presentation/Public hearing:

State Fair
School for the Deaf
School for the Blind
Commerce

Friday, February 11 - *On adjournment of the Ways and Means Committee - Room 152-S*

Staff briefing/Agency presentation/Public hearing:

Wildlife and Parks

**Ways and Means Subcommittee on
Corrections**

Carolyn Long, Committee Assistant--296-5123

548-S

Wednesday, February 9 - On adjournment of the Senate

Staff briefing/Agency presentation/Public hearing - continued

Thursday, February 10 - 7:15 a.m.

Staff briefing/Agency presentation/Public hearing - continued

Deliberations and possible recommendations

Friday, February 11 - 7:15 a.m.

Deliberations and possible recommendations

**Ways and Means Subcommittee on
Fee Boards**

Gayle Addington, Committee Assistant-- 296-7369

Thursday, February 10 - 7:15 a.m. to 8:30 a.m. - Room 144-S

Continued completion of remaining business/deliberation/recommendations

**Ways and Means Subcommittee on
Judicial Branch
Judicial Council**

Board of Indigents' Defense Services

Contact: Carol Benoit--296-7310

Thursday, February 10 - **On adjournment of the Senate - Room 229-E**

Board of Indigents' Defense Services, Judicial Council and Judicial Branch - Agency hearing, public hearing, deliberations and possible recommendations

Friday, February 11 - On adjournment of the Ways and Means Committee - Room 144-S

Board of Indigents' Defense Services, Judicial Council and Judicial Branch -
Deliberations and possible recommendations

**Ways and Means Subcommittee on
Juvenile Justice Authority
Juvenile Correctional Facility**

On Carolyn Long, Committee Assistant--296-5123 **548-S**
adjournment of the Senate

Thursday, February 10

Staff briefing

Juvenile Justice Authority

Kansas Juvenile Correctional Facility

Larned Juvenile Correctional Facility

Public hearing

Friday, February 11

Public hearing, continued

Deliberations and possible recommendations

**Ways and Means Subcommittee on
Kansas Lottery Commission
Racing & Gaming**

Beverly Beam, Committee Assistant—296-7394

Wednesday, February 9 - 7:15 a.m. - Room 129-E

Meeting cancelled

**Ways and Means Subcommittee on
Legislative and Elected Officials**

Gayle Addington, Committee Assistant--296-7369 **229-E**

Thursday, February 10 - On adjournment of Ways and Means Judicial

Subcommittee

Completion of deliberations and recommendations:

Insurance Department

State Treasurer

Health Care Stabilization Fund

Attorney General

Secretary of State

Office of the Lieutenant Governor

Office of the Governor

**Ways and Means Subcommittee on
SRS**

12:00 noon **Angela Ashton, Committee Assistant--296-7377** **548-S**
Wednesday, February 9
 Public testimony, continued
 Deliberations and recommendations
Thursday, February 10
 Deliberations and recommendations, continued

**Ways and Means Subcommittee on
Veterans' Affairs/Soldiers' & Veterans' Homes**

12:00 noon to **Judy Seitz, Committee Assistant--296-7371**
1:30 p.m.
Wednesday, February 9 - Room 546-S
 Deliberations and possible recommendations

Education

1:30 p.m. **Dorothy Gerhardt, Committee Assistant--296-7391** **152-S**
Wednesday, February 9
 Hearing on:
 SB 75--Dyslexia and other reading problems; requiring certain testing
Thursday, February 10
 Hearings on:
 SB 19--School districts; finance; KPERS weighting
 SB 20--School districts; at-risk pupils; age limit
Friday, February 11
 No meeting scheduled

Public Health and Welfare

1:30 p.m. **Carolyn Long, Committee Assistant--296-5123** **546-S**
Wednesday, February 9
 Hearings on:
 SB 92--State board of cosmetology licensing requirements
 SB 100--Addictions counselor licensure act
 Possible action on bills previously heard
Thursday, February 10
 Hearing on:
 SB 99--Electronic transmission of prescription order
 Possible action on bills previously heard
Friday, February 11
 No meeting scheduled

Utilities

1:30 p.m. **Ann McMorris, Committee Assistant–296-6403** **548-S**
Wednesday, February 9
 Action on bills previously heard
Thursday, February 10
 Action on bills previously heard
Friday, February 11
 No meeting scheduled

On Call Committees and Joint Committees

Joint Committee on State Building Construction

12:00 noon **Gary Deeter, Committee Assistant–296-7678** **144-S**
Wednesday, February 9
 Lease and change orders

Joint Committee on State-Tribal Relations

7:30 a.m. **Connie Burns, Committee Assistant–296-4335** **144-S**
Wednesday, February 9
 Review, discussion and possible action on:
 Wyandotte Tribe and State of Kansas Compact

Legislative Post Audit

12:00 noon to **Matt Etzel, Committee Assistant–296-3792** **152-S**
1:00 p.m.
Wednesday, February 9
 Presenting the following completed audit reports:
 Affordable airfares: Reviewing the benefits claimed as a result of State funding
 to lower airfares
 Statewide Financial-Compliance Audit, Fiscal Year 2010

Doctor of the Day

Telephone #296-7397 **Pager #231-3434** **540-E**
Wednesday, February 9
 Dennis Tietze, MD, Topeka
Thursday, February 10
 Michael Engelken, MD, Topeka
Friday, February 11
 Doug Gruenbacher, MD, Quinter

Mona Gambone, Carol Kirkwood, *Calendar Clerks*

Pat Saville,
Secretary of the Senate

