

Journal of the Senate

SIXTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Tuesday, January 17, 2012, 2:30 p.m.

The Senate was called to order by President Stephen Morris.
The roll was called with thirty-nine senators present.
Senator King was excused.
Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

Yesterday we observed the birthday anniversary of Dr. Martin Luther King, Jr., a Baptist preacher who had a dream that one day all people would be judged by the content of their character and not the color of their skin.

I grew up in the South before desegregation. We had separate toilets, separate water fountains, separate restaurants, separate motels, separate parts of the bus, separate schools, separate churches, separate everything.

A black man could cut a white man's hair, but could not shake a white man's hand.

A black woman could raise a white woman's children, but she could not enter a white woman's front door.

The only thing we really shared, O God, was the same Lord, and we couldn't do that together. Ironically, Lord, you spent much, if not most, of Your time with those who were segregated.

And it was You, Lord, Who gave us the Golden Rule which established the principle for human relations: "Do unto others what you would have them do unto you."

And I thank You for who You are and for what You have done.

And I pray in the Name of Jesus Christ,

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 281, AN ACT concerning the Kansas judicial council; relating to the commission on judicial performance; amending K.S.A. 2011 Supp. 20-3201 and repealing the existing section, by Committee on Judiciary.

SB 282, AN ACT concerning covered offenses and conduct giving rise to forfeiture;

relating to fleeing or eluding; amending K.S.A. 2011 Supp. 60-4104 and repealing the existing section, by Committee on Judiciary.

SB 283, AN ACT concerning sheriffs; relating to fees; amending K.S.A. 2011 Supp. 28-110 and repealing the existing section, by Committee on Judiciary.

SB 284, AN ACT enacting the Kansas employer e-verify accountability act, by Committee on Commerce.

SB 285, AN ACT concerning the misclassification of employees; pertaining to the penalty for violations; amending K.S.A. 2011 Supp. 44-766 and repealing the existing section, by Committee on Commerce.

SB 286, AN ACT pertaining to the use of credit history; enacting the fair use of credit history act; amending K.S.A. 50-703 and repealing the existing section, by Committee on Commerce.

SB 287, AN ACT concerning credit unions; relating to credit union insurance; amending K.S.A. 17-2204, 17-2227 and 17-2246 and repealing the existing sections; also repealing K.S.A. 17-2250, 17-2251, 17-2252, 17-2253, 17-2254, 17-2255, 17-2256, 17-2257, 17-2258, 17-2259, 17-2261, 17-2265, 17-2266 and 17-2267, by Committee on Financial Institutions and Insurance.

SB 288, AN ACT concerning alcoholic beverages; relating to sales of alcoholic liquor or cereal malt beverage by the drink; amending K.S.A. 41-2640 and K.S.A. 2011 Supp. 41-2601 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 289, AN ACT concerning the veterinary practice act; relating to records inspection fee; powers of the board of veterinary examiners; grounds to suspend or revoke a license; amending K.S.A. 47-821 and K.S.A. 2011 Supp. 47-822, 47-830 and 47-842 and repealing the existing sections, by Committee on Agriculture.

SB 290, AN ACT concerning the addictions counselor licensure act; amending K.S.A. 2011 Supp. 65-6608, 65-6610 and 65-6613 and repealing the existing sections, by Committee on Public Health and Welfare.

CONFIRMATION OF APPOINTMENTS

In accordance with Senate Rule 56, the following appointments, submitted by the Governor, the Attorney General and the Secretary of Revenue to the senate for confirmation, were considered.

Senator Emler moved the following appointments be confirmed as recommended by the Confirmation Oversight Committee:

By the Governor

On the appointment to the:

Agricultural Remediation Board:

Kamyar Nikoo-Manesh, term expires March 15, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken,

Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Agricultural Remediation Board:

Brian Norton, term expires March 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Agricultural Remediation Board:

Laura Pearl, term expires March 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Board of Indigents' Defense Services:

Penny Moylan, term expires January 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Central Interstate Low-Level Radioactive Waste Commission:

John Mitchell, serves at the pleasure of the Governor.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen,

Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Board of Regents:

Fred Logan, term expires June 30, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Board of Regents:

Robba Moran, term expires June 30, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Board of Regents:

Kenny Wilk, term expires June 30, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Development Finance Authority:

Suresh Kumar, term expires January 15, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn,

Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Electric Transmission Authority:

Earnest Lehman, term expires March 15, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Human Rights Commission:

Melvin Neufeld, term expires January 15, 2012.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Human Rights Commission:

Josh Ney, term expires January 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Lottery Commission:

Carl Gerlach, term expires March 15, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco,

Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Lottery Commission:

Catherine Moyer, term expires March 15, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Lottery Commission:

Tom Roberts, term expires March 15, 2013.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Lottery Commission, Executive Director:

Dennis Wilson, serves at the pleasure of the Governor.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Public Employees Retirement Board of Trustees:

Chris Long, term expires January 15, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Kansas Water Authority:

Gary Harshberger, serves at the pleasure of the Governor.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Public Employees Relations Board:

John Bowes, term expires March 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Public Employees Relations Board:

Eric Carter, term expires March 15, 2015.

On roll call, the vote was: Yeas 38; Nays 1; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Nay: Hensley

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Public Employees Relations Board:

Kenneth Gorman, term expires March 15, 2015.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Public Employees Relations Board:

Mark McGivern, term expires March 15, 2013.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

State Banking Board:

Carolyn Dunn, term expires March 15, 2013.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

State Banking Board:

Thomas Pitner, term expires March 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

State Banking Board:

Jeff Whitham, term expires March 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

State Civil Service Board:

Carroll Macke, term expires March 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

Kirk Benson, term expires March 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

University of Kansas Hospital Authority:

Robert Honse, term expires March 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

By the Secretary of Revenue:

On the appointment to the:

Director of Alcoholic Beverage Control:

Doug Jorgensen, serves at the pleasure of the Secretary.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Director of the Division of Property Valuation:

David Harper, serves at the pleasure of the Secretary.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

By the Kansas Attorney General:

On the appointment to the:

Crime Victims Compensation Board:

Tom Williams, term expires March 15, 2014.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.

The appointment was confirmed.

On the appointment to the:

Director of the Kansas Bureau of Investigation:

Kirk Thompson, serves at the pleasure of the Attorney General.

On roll call, the vote was: Yeas 39; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, Kultala, Longbine, Love, Lynn, Marshall, Masterson, McGinn, Merrick, Morris, Olson, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, A. Schmidt, V. Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil and Wagle.

Absent or not voting: King.
The appointment was confirmed.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Schodorf and Vratil introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1802—

A RESOLUTION congratulating and commending the members of the 2012 Kansas Teacher of the Year team.

WHEREAS, The Kansas state department of education sponsors the Kansas Teacher of the Year program which identifies, recognizes and utilizes representatives of excellent teaching in the elementary and secondary classrooms of the state. The mission of the program is to build and utilize a network of exemplary teachers who are leaders in the improvement of schools, student performance and the teaching profession; and

WHEREAS, Two teachers – one elementary and one secondary – in each of the state's four United States congressional districts were selected as finalists for recognition as Kansas Teacher of the Year, the Kansas Teacher of the Year being chosen from among the eight finalists. The Kansas Teacher of the Year is awarded The Hubbard Foundation Kansas Teacher of the Year Ambassadorship which enables the person selected to devote significant time during the second semester to activities to support the mission of the program. The 2012 Kansas Teacher of the Year and finalists were honored at an awards banquet on November 19, 2011. All members received a cash award as well as mementos of the events; and

WHEREAS, The Kansas Teacher of the Year is nominated to represent Kansas in the National Teacher of the Year program, a project of the Council of Chief State School Officers sponsored by the ING Foundation and Target in partnership with the University of Phoenix Foundation and People to People Ambassador Programs; and

WHEREAS, The 2012 Kansas Teacher of the Year is Tiffany A. Richard, Olathe USD 233, and the regional finalists are Amelia S. Adams, Liberal USD 480; Christopher D. Christian, Maize USD 266; Emily K. Fleming, Kansas City USD 500; Carla Goertzen, Buhler USD 313; Sherry L. Helus, Wamego USD 320; Michael C. Pickman, Prairie View USD 362 and Elizabeth A. Roberts, Wichita USD 259; Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend the members of the 2012 Kansas Teacher of the Year team and wish Mrs. Richard success in the national competition; and

Be it further resolved: That the Secretary of the Senate provide eight enrolled copies of this resolution to the Commissioner of Education for forwarding to the members of the 2012 Kansas Teacher of the Year team.

On emergency motion of Senator Schodorf **SR 1802** was adopted unanimously.

Senator Schodorf congratulated Tiffany A. Richard, 2012 Kansas Teacher of the Year from Olathe USD 233. Also acknowledged were the 2012 Kansas Regional

Teachers of the year as follows: Amelia S. Adams, Liberal USD 480; Christopher D. Christian, Maize USD 266; Emily K. Fleming, Kansas City USD 500; Carla Goertzen, Buhler USD 313; Sherry L. Helus, Wamego USD 320; Michael C. Pickman, Prairie View USD 362 and Elizabeth A. Roberts, Wichita USD 259. The teachers were congratulated with a standing ovation.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture** begs leave to submit the following report:

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

By the Governor:

Kansas Agricultural Remediation Board, Member: KSA 2011 Supp. 2-3709

Gary Starr, term expires March 15, 2015.

ESCORTS FOR STATE OF THE JUDICIARY

In accordance with **HCR 5028**, President Morris appointed Senators Vratil and Haley to escort the Supreme Court for the State of the Judiciary at 5:00 p.m. on Wednesday, January 18.

On motion of Senator Emler, the Senate adjourned until 2:30 p.m, Wednesday, January 18, 2012.

HELEN MORELAND, ROSE MARIE GLATT, SHIRLEY LAMOTT, *Journal Clerks.*

PAT SAVILLE, *Secretary of the Senate.*

