

Journal of the Senate

SIXTY-FOURTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Tuesday, May 8, 2012, 10:00 a.m.

The Senate was called to order by President Stephen Morris.
The roll was called with forty senators present.
Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

As the pressure takes it's toll,
And we don't care where fall the chips;
Things are done and words are said
That jeopardize relationships.

When we feel we've been betrayed,
And our hopes are all undone;
The hardest thing we have to do
Is forgive the guilty ones.

We can ignore them or accept them,
And even understand them, too.
But trying to forgive them
Seems more than we can do.

But we hear Your voice within us
Speaking words we know are true:
“What kind of person would you be
If I had not forgiven you?”

“Unforgiveness is an acid
Which cannot be safely stored:
The container is damaged more
Than those on whom it's poured.”

I pray in the Name of Jesus Christ, AMEN

The Pledge of Allegiance was led by President Morris.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senator Kelly introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1873—

A RESOLUTION congratulating and commending the Rochester Elementary students who placed first in the state-wide Music Memory Major Work Competition.

WHEREAS, Two teams of five Rochester Elementary students were selected through a year-long process of learning 16 pieces of classical music; and

WHEREAS, During the preliminary competition, the students listened to a two-second selection of classical music and were then asked to identify the major work, selection and composer of the musical selection played. During the lightening round, the students were required to identify the musical selections after they played for less than two seconds; and

WHEREAS, The fifth and sixth grade team progressed all the way through the preliminary competition. The team then correctly identified all five musical selections in the final lightening round; and

WHEREAS, The fifth and sixth grade students placed first and the team was named champion of the Music Memory Major Work Competition; and

WHEREAS, Members of the championship team include: Captain, Cole King, team members, Damon Carrier, Natalie Ford, Alex Taylor and Emily Swanson; and

WHEREAS, Throughout the process, the Rochester students received the support of their parents, fellow students, music teacher, Anna Reb and principal, Kyle Hicks: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend the Rochester Elementary students for their hard work and championship performance. We wish them continued success in the future; and

Be it further resolved: That the Secretary of the Senate shall send seven enrolled copies of this resolution to Senator Kelly.

On emergency motion of Senator Kelly **SR 1873** was adopted unanimously.

Senator Kelly introduced and congratulated the Rochester Elementary students who placed first in the state-wide Music Memory Major Work Competition. The following guests introduced were: Kyle Hicks, Principal of Rochester Elementary School, Anna Reb, Music teacher of Rochester Elementary School. With Anna were her mother Kathy Reb and her brother Michael Reb. Damon Carrier, student, and with Damon were his mother Misty Carrier and his grandfather Ted Watrous. Natalie Ford, student, and with her was her mother, Mechele Ford and her grandmother Scarlet Ford. Cole King, student, and with Cole were his parents Kyra and Russ King. Emily Swanson, student, and with Emily were her parents Annie and Steve Swanson. Alex Taylor, student, and with Alex were her mother Stacy Taylor and her grandmother Nancy Taylor. The Senate acknowledged their achievement with a standing ovation.

Senator Kelly introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1874—

A RESOLUTION honoring Mike Mathes as the 2012 Kansas School Superintendents Association Superintendent of the Year.

WHEREAS, Mike Mathes is completing his 35th year as an educator, having served as a teacher, coach, assistant principal, principal and superintendent; and

WHEREAS, Mike has served as Superintendent of the Seaman USD 345 school district for the past ten years and has worked with the state board of education, administration, staff and patrons to maintain and enhance the state-recognized quality of educational offerings by efficiently and effectively transforming the educational structure and focus of the district; and

WHEREAS, Mike's approach to leadership is to always encourage risk-taking with a dose of common sense and planning; and

WHEREAS, Mike has never let the grass grow underneath a promising educational idea; and

WHEREAS, Mike has served his community with distinction in many diverse areas, ranging from the Topeka Parks and Recreation Advisory Board to chair of the Shawnee County Intergovernmental Cooperation Council; and

WHEREAS, Mike is currently serving as President of the Kansas School Superintendents Association and is also a member of numerous professional education organizations; and

WHEREAS, Mike was named 2010 Co-Administrator of the Year by the Kansas School Nurse Organization and an Outstanding Educator by the Rotary Club in 2009; and

WHEREAS, Kansas Commissioner of Education, Dr. Diane DeBacker, has praised Mike for his ability to effectively communicate education issues to our policy makers in the legislature; and

WHEREAS, Mike has received the loving support of his wife, Kathy, son, Jeff, daughter-in-law, Gena and grandson, Carter: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we recognize Mike Mathes for his valuable contributions toward the education of public school children in the state of Kansas, and congratulate him for being named the 2012 Superintendent of the Year by the Kansas School Superintendents Association; and

Be it further resolved: That the Secretary of the Senate shall send an enrolled copy of this resolution to Senator Kelly.

On emergency motion of Senator Kelly **SR 1874** was adopted unanimously.

Senator Kelly introduced and congratulated Mike Mathes for being the 2012 Kansas School Superintendents Association Superintendent of the Year. Also introduced were: Rob Balsters, Deputy Superintendent and Director of Business, Frank Henderson, President of the School Board, Susan Fowler-Hentzler, Vice President of the School Board, Fred Patton, Member of the School Board, his daughter Emily and Jeff Zehnder, Public Relations for the district.

Senator Lynn introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. **1875**—

A RESOLUTION congratulating the Olathe Culinary Arts Program at Olathe North High School on winning the National ProStart Invitational culinary competition.

WHEREAS, Team Kansas from the Olathe Culinary Arts Program won first place in the 11th Annual National ProStart Invitational culinary competition in Baltimore, Maryland; and

WHEREAS, The invitational is sponsored by the National Restaurant Association Educational Foundation for a weekend of culinary and restaurant management competitions. The invitational is designed to encourage and inspire the next generation of restaurant industry leaders; and

WHEREAS, Teams participating in the culinary competition must demonstrate their creative abilities through the preparation of a three-course meal in only 60 minutes. Their performance during the practical session is observed and rated by judges from leading colleges and universities; and

WHEREAS, Team Kansas carefully and meticulously planned a three-course meal. The first course appetizer was pink peppercorn and coriander encrusted seared scallops between a vertical avocado and lime marble, topped with micro greens and corn shoots, tomato relish with parmesan crisp and a toasted cumin and blood orange beurre blanc. The second course entrée included a duet of pinenut encrusted lamb, with Israeli couscous topped with a rainbow blend salad, sautéed bouquetiere of baby carrots, parsnips and chateau vegetables with a roasted red pepper balsamic reduction. The third course dessert was a hazelnut chocolate mousse paired with a white chocolate banana bavarian, hazelnut brittle, vanilla tulie and a sugar dipped hazelnut with raspberry coulis with a raspberry and micro mint; and

WHEREAS, Team Kansas placed first in this year's culinary competition after placing second in 2011. The Kansas team previously won first place in 2010; and

WHEREAS, The team Kansas culinary team includes team lead, Kylie Michaels from Olathe North, team members Brandon Ramirez from Olathe East, Erika Carsella from Olathe South, Lauryn Markle from Olathe Northwest and Keagan Kingery from Olathe North. Chef Mike Chrostowski is the culinary team director. Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend team Kansas from the Olathe Culinary Arts Program on winning first place in the culinary competition at the National ProStart Invitational culinary competition. We wish the entire team our best wishes for continued success; and

Be it further resolved: That the Secretary of the Senate shall send five enrolled copies of this resolution to Senator Lynn.

On emergency motion of Senator Lynn **SR 1875** was adopted unanimously.

On motion of Senator Emler, the Senate recessed until 2:30 p.m.

The Senate met pursuant to recess with President Morris in the chair.

MESSAGE FROM THE GOVERNOR

May 7, 2012

Message to the Senate of the State of Kansas:

Enclosed herewith is Executive Order No. 12-07 for your information.

Sam Brownback
Governor

The President announced Executive Order No. 12-07, regarding drought warnings for certain counties, replacing Executive Order 11-48 and authorizing and directing all agencies under the jurisdiction of the Governor to implement the appropriate watch or warning level drought response actions, is on file in the office of the Secretary of the Senate and is available for review at any time.

ORIGINAL MOTION

Senator Emler moved that subsection 4(k) of the Joint Rules of the Senate and House of Representatives be suspended for the purpose of considering the following bills: **H Sub for SB 129; S Sub for HB 2077.**

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on House amendments to **House Substitute for SB 129** submits the following report:

The Senate accedes to all House amendments to the bill, and your committee on conference further agrees to amend the bill, as printed with House Committee amendments, as follows:

On page 1, by striking all in lines 8 through 36;

By striking all on pages 2 through 31 and inserting:

"Section 1. K.S.A. 2011 Supp. 2-624 is hereby amended to read as follows: 2-624.

(a) The governing body of each extension district shall be composed of four representatives from each county included in the extension district. At the conclusion of the terms of the members first appointed to membership on the governing body of the district, the four members representing each county in an extension district shall be elected in a county-wide election by the qualified electors of the county.

(b) At the conclusion of the terms of the members first appointed to membership on the governing body of the district, each member of the governing body shall hold office for a term of four years and until such member's successor is elected and qualified. Each such term of office shall commence on the date of receipt of certification of election by the member elected and shall continue until the member's successor is elected and qualified.

(c) (1) Except as otherwise provided in this act, an election to elect successors to members of the governing body whose terms are expiring shall be held on the first Tuesday in April in each odd-numbered year.

(2) Elections to choose members of the governing body of an extension district shall be conducted, the returns made and the results ascertained in the manner provided by law for general county elections except as otherwise provided by this act. Not later than 12 noon of the Tuesday, 10 weeks preceding the first Tuesday in April in ~~odd-numbered~~ election years, each person desiring to be a candidate for membership on the governing body, in any election, shall file a declaration of candidacy, accompanied by a

filing fee of \$5, with the county election officer of the county represented by the member of the governing body whose successor is to be elected, as a candidate in such election. The county election officer shall remit such filing fees to the county treasurer for deposit in the county general fund. The county election officer in making up the ballots and in placing the names thereon shall place the names on the ballots in alphabetical order.

(3) The county election officer of each county within the extension district shall appoint election boards as provided by law for other elections and shall designate places for holding the election. The county election officer shall cause to be ascertained the names of all persons within the district who are qualified electors, and shall furnish lists thereof to the judges of the election. Notice of the time and place of holding each election, signed by the county election officer, shall be given in a newspaper published in the county and posted in a conspicuous place in the office of the governing body at least five days before the holding thereof.

(4) All election expenses shall be paid by the extension district. Election officials shall receive the same compensation as provided under the general election laws.

(d) Any vacancy in the membership of the governing body of an extension district shall be filled by appointment by the governing body for the unexpired term of office. Each member so appointed shall be a resident of the county which was represented by the member creating the vacancy.

(e) The governing body of each extension district shall organize annually in July by electing from among its members a chairperson, vice-chairperson, secretary and treasurer.

Sec. 2. K.S.A. 2011 Supp. 24-414 is hereby amended to read as follows: 24-414.

(a) Elections to choose directors shall be conducted, the returns made and the results ascertained in the manner provided by law for general county elections except as otherwise provided by law, and all persons desiring to be voted upon as director, in any election, shall, not later than 12:00 12 noon of the Wednesday next following the primary election as such term is defined in subsection (b) of K.S.A. 25-2006, and amendments thereto Tuesday, 10 weeks preceding the first Tuesday in April in election years, file a declaration of candidacy, accompanied by a filing fee of \$5, with the county election officer of the county wherein the district is located, as a candidate in such election, and the election officer in making up the ballots and in placing the names thereon shall place the names on the ballots in alphabetical order, but the returns of all special or bond elections shall be made to the secretary and canvassed by the board of directors. The county election officer shall remit such filing fees to the county treasurer for deposit in the county general fund. The county election officer of the county wherein the drainage district is situated shall appoint election boards as provided by law for other elections and shall designate places for holding the election. The county clerk shall cause to be ascertained the names of all persons within the district who are also qualified electors, and shall furnish lists thereof to the judges of the election.

(b) Notice of the time and place of holding each election, signed by the county election officer, shall be given in a newspaper published in the county and posted in a conspicuous place in the office of the board of directors at least five days before the holding thereof. At all elections and meetings held under the provisions of this act, only persons who are qualified electors shall be entitled to vote. In counties having a population of more than 150,000, at all elections and meetings held under the provisions

of this act, only persons who are taxpayers and residents of the district who are qualified electors shall be entitled to vote. All election expenses shall be paid for out of the general fund of the drainage district. Election officials shall receive the same compensation as provided under the general election laws.

(c) As used in this section, "taxpayer" means any person who owns any real property or tangible property within the district who pays taxes assessed on such property.

Sec. 3. K.S.A. 2011 Supp. 25-2908 is hereby amended to read as follows: 25-2908. (a) Each polling place shall use either: (1) A registration book and a poll book, as defined in K.S.A. 25-2507(a) and K.S.A. 25-2507(b)(1), and amendments thereto; or (2) a registration book, as defined in K.S.A. 25-2507(b)(2), and amendments thereto. The county election officer shall determine which books are used in each county, and which book voters shall sign.

(b) A person desiring to vote shall provide to the election board: (1) The voter's name; (2) if required, the voter's address; (3) the voter's signature on the registration or poll book; and (4) a valid form of identification listed in subsection (h). A signature may be made by mark, initials, typewriter, print, stamp, symbol or any other manner if by placing the signature on the document the person intends the signature to be binding. A signature may be made by another person at the voter's direction if the signature reflects such voter's intention.

(c) A member of the election board shall:

(1) Announce the voter's name in a loud and distinct tone of voice, and, if the name is in the registration books, the member of the election board having the registration record shall repeat the name;

(2) request the voter's signature on the registration or poll book;

(3) provide the required signature at the request of and on behalf of any voter who is unable to personally affix a signature by reason of temporary illness or disability, or lack of proficiency in reading the English language;

(4) request a valid form of identification from the voter. If the member of the election board is satisfied that the voter is the person depicted in the identification and that the identification provided is one of the valid forms of identification listed in subsection (h), the member of the election board shall place such member's initials in the space provided and allow the voter to vote;

(5) give the voter one ballot, on the upper right-hand corner of which shall be written the number corresponding to the voter's number in the registration book or poll book; and

(6) mark the voter's name in the registration book and party affiliation list.

(d) If a voter is unable or refuses to provide current and valid identification, the voter may vote a provisional ballot pursuant to K.S.A. 25-409, and amendments thereto. If the voter's name and address do not match the voter's name and address on the registration book or poll book, the voter may vote a provisional ballot according to K.S.A. 25-409, and amendments thereto. The voter shall provide a valid form of identification as defined in subsection (h) of this section to the county election officer in person or provide a copy by mail or electronic means before the meeting of the county board of canvassers. At the meeting of the county board of canvassers the county election officer shall present copies of identification received from provisional voters and the corresponding provisional ballots. If the county board of canvassers determines

that a voter's identification is valid and the provisional ballot was properly cast, the ballot shall be counted.

(e) If the name of any person desiring to vote at an election is not in the registration books, an election board member shall print the name and address of the person appearing to vote in the registration book or poll book. The person appearing to vote shall add such person's signature to the registration book or poll book beside such person's printed name, as listed in the registration book or poll book, and the election board judge shall challenge such person's vote pursuant to K.S.A. 25-414, and amendments thereto. During the pendency of a challenge other voters shall be given ballots and be permitted to vote.

(f) A voter who has received an advance voting ballot may vote a provisional ballot on election day at the precinct polling place where the voter resides. If the voter returns the advance voting ballot to a judge or clerk at the precinct polling place, the judge or clerk shall void such advance voting ballot. Any such provisional ballot shall be counted only if the county board of canvassers determines that the provisional ballot was properly cast and the voter has not otherwise voted at such election.

(g) The secretary of state may adopt rules and regulations in order to implement the provisions of this section and define valid forms of identification with greater specificity, however the requirement that a voter must provide a form of identification that complies with the subsection (h) may not be altered.

(h) (1) The following forms of identification shall be valid if the identification contains the name and photograph of the voter and has not expired. Expired documents shall be valid if the bearer of the document is 65 years of age or older:

(A) A driver's license issued by Kansas or by another state or district of the United States;

(B) a state identification card issued by Kansas or by another state or district of the United States;

(C) a concealed carry of handgun license issued by Kansas or a concealed carry of handgun or weapon license issued by another state or district of the United States;

(D) a United States passport;

(E) an employee badge or identification document issued by a municipal, county, state, or federal government office or agency;

(F) a military identification document issued by the United States;

(G) a student identification card issued by an accredited postsecondary institution of education in the state of Kansas; ~~or~~

(H) a public assistance identification card issued by a municipal, county, state, or federal government office or agency; or

(I) an identification card issued by an Indian tribe.

(2) If the person fails to furnish the identification required by this subsection, the person shall be allowed to vote a provisional ballot. The canvassing board shall determine the validity of the ballot pursuant to K.S.A. 25-3002, and amendments thereto.

(i) The following persons are exempt from the photographic identification requirements of this section:

(1) Persons with a permanent physical disability that makes it impossible for such persons to travel to a county or state office to obtain a qualifying form of identification and have qualified for permanent advance voting status under K.S.A. 25-1124, and

amendments thereto;

(2) members of the uniformed service on active duty who, by reason of such active duty, are absent from the county on election day;

(3) members of the merchant marine who, by reason of service in the merchant marine, are absent from the county on election day;

(4) the spouse or dependent of a member referred to in paragraph (2) or (3), who, by reason of the active duty or service of the member, is absent from the county on election day; and

(5) any voter whose religious beliefs prohibit photographic identification. Any person seeking an exemption under this provision must complete and transmit a declaration concerning such religious beliefs to the county election officer or the Kansas secretary of state. The declaration form shall be available on the official website of the Kansas secretary of state.

(j) "Indian tribe" or "tribe" means any Indian tribe, band, nation or other organized group or community of Indians recognized as eligible for the services provided to Indians by the secretary of the interior because of their status as Indians, including any Alaska native village, as defined in 43 U.S.C. § 1602(c).

Sec. 4. K.S.A. 25-4153 is hereby amended to read as follows: 25-4153. (a) The aggregate amount contributed to a candidate and such candidate's candidate committee and to all party committees and political committees and dedicated to such candidate's campaign, by any political committee or any person except a party committee, the candidate or the candidate's spouse, shall not exceed the following:

(1) For the pair of offices of governor and lieutenant governor or for other state officers elected from the state as a whole, \$2,000 for each primary election (or in lieu thereof a caucus or convention of a political party) and an equal amount for each general election;

(2) For the office of member of the house of representatives, district judge, district magistrate judge, district attorney, ~~member of the state board of education~~ or a candidate for local office, \$500 for each primary election (or in lieu thereof a caucus or convention of a political party) and an equal amount for each general election.

(3) For the office of state senator ~~or member of the state board of education~~, \$1,000 for each primary election (or in lieu thereof a caucus or convention of a political party) and an equal amount for each general election.

(b) For the purposes of this section, the face value of a loan at the end of the period of time allocable to the primary or general election is the amount subject to the limitations of this section. A loan in excess of the limits herein provided may be made during the allocable period if such loan is reduced to the permissible level, when combined with all other contributions from the person making such loan, at the end of such allocable period.

(c) For the purposes of this section, all contributions made by unemancipated children under 18 years of age shall be considered to be contributions made by the parent or parents of such children. The total amount of such contribution shall be attributed to a single custodial parent and 50% of such contribution to each of two parents.

(d) The aggregate amount contributed to a state party committee by a person other than a national party committee or a political committee shall not exceed \$15,000 in each calendar year; and the aggregate amount contributed to any other party committee

by a person other than a national party committee or a political committee shall not exceed \$5,000 in each calendar year.

The aggregate amount contributed by a national party committee to a state party committee shall not exceed \$25,000 in any calendar year, and the aggregate amount contributed to any other party committee by a national party committee shall not exceed \$10,000 in any calendar year.

The aggregate amount contributed to a party committee by a political committee shall not exceed \$5,000 in any calendar year.

(e) Any political funds which have been collected and were not subject to the reporting requirements of this act shall be deemed a person subject to these contribution limitations.

(f) Any political funds which have been collected and were subject to the reporting requirements of the campaign finance act shall not be used in or for the campaign of a candidate for a federal elective office.

(g) The amount contributed by each individual party committee of the same political party other than a national party committee to any candidate for office, for any primary election at which two or more candidates are seeking the nomination of such party shall not exceed the following:

(1) For the pair of offices of governor and lieutenant governor and for each of the other state officers elected from the state as a whole, \$2,000 for each primary election (or in lieu thereof a caucus or convention of a political party);

(2) For the office of member of the house of representatives, district judge, district magistrate judge, district attorney, ~~member of the state board of education~~ or a candidate for local office, \$500 for each primary election (or in lieu thereof a caucus or convention of a political party).

(3) For the office of state senator or member of the state board of education, \$1,000 for each primary election (or in lieu thereof a caucus or convention of a political party).

(h) When a candidate for a specific cycle does not run for office, the contribution limitations of this section shall apply as though the individual had sought office.

(i) No person shall make any contribution or contributions to any candidate or the candidate committee of any candidate in the form of money or currency of the United States which in the aggregate exceeds \$100 for any one primary or general election, and no candidate or candidate committee of any candidate shall accept any contribution or contributions in the form of money or currency of the United States which in the aggregate exceeds \$100 from any one person for any one primary or general election.

Sec. 5. K.S.A. 2011 Supp. 65-2418 is hereby amended to read as follows: 65-2418.

(a) (1) The secretary shall fix and charge by rules and regulations the fees to be paid for certified copies or abstracts of certificates or for search of the files for birth, death, fetal death, marriage or divorce records when no certified copy or abstract is made. Except as otherwise provided in this section, the secretary shall remit all moneys received by or for the secretary from fees, charges or penalties, under the uniform vital statistics act, and amendments thereto, to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the civil registration and health statistics fee fund created by K.S.A. 2011 Supp. 65-2418e, and amendments thereto.

(2) The secretary shall not charge any fee for a certified copy of a certificate or

abstract or for a search of the files or records if the certificate, abstract or search is requested by a person who exhibits correspondence from the United States department of veterans affairs or the Kansas commission on veterans affairs which indicates that the person is applying for benefits from the United States department of veterans affairs and that such person needs the requested information to obtain such benefits, except that, for a second or subsequent certified copy of a certificate, abstract or search of the files requested by the person, the usual fee shall be charged. The secretary may provide by rules and regulations for exemptions from such fees.

(3) The secretary shall not charge or accept any fee for a certified copy of a birth certificate if the certificate is requested by any person who is 17 years of age or older for purposes of voting if the applicant lacks the identification required by K.S.A. 25-2908(h), and amendments thereto, or meeting to meet the voter registration requirements of K.S.A. 25-2309, and amendments thereto ~~such person. For voter registration purposes, an applicant for registration shall swear under oath:~~ (1) That such person plans to register to vote in Kansas; and (2) that such person does not possess any of the documents that constitute evidence of United States citizenship under K.S.A. 25-2309(l), and amendments thereto. The affidavit shall specifically list the documents that constitute evidence of United States citizenship under K.S.A. 25-2309(l), and amendments thereto. The secretary shall adopt rules and regulations in order to implement the provisions of this subsection.

(4) Upon receipt of any such remittance of a fee for a certified copy of a birth certificate or abstract, \$3 of each such fee for the first copy of a birth certificate or abstract and \$1 of each such fee for each additional copy of the same birth certificate or abstract requested at the same time shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the permanent families account of the family and children investment fund created by K.S.A. 38-1808, and amendments thereto. The balance of the money received for a fee for a certified copy of a birth certificate or abstract shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the civil registration and health statistics fee fund created under this act.

(5) Upon receipt of any such remittance of a fee for a certified copy of a death certificate or abstract, \$4 of each such fee for the first certified copy of a death certificate or abstract and \$2 of each such fee for each additional copy of the same death certificate or abstract requested at the same time shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the district coroners fund created by K.S.A. 22a-245, and amendments thereto. The balance of the money received for a fee for a certified copy of a death certificate or abstract shall be remitted to the state treasurer in accordance with the provisions of K.S.A. 75-4215, and amendments thereto. Upon receipt of each such remittance, the state treasurer shall deposit the entire amount in the state treasury to the credit of the civil registration and health statistics fee fund created by K.S.A. 2011 Supp. 65-2418e, and amendments thereto.

(b) Subject to K.S.A. 65-2415, and amendments thereto, the national office of vital

statistics may be furnished copies or data it requires for national statistics. The state shall be reimbursed for the cost of furnishing the data. The data shall not be used for other than statistical purposes by the national office of vital statistics unless so authorized by the state registrar of vital statistics.

Sec. 6. K.S.A. 25-4153 and K.S.A. 2011 Supp. 2-624, 24-414, 25-2908 and 65-2418 are hereby repealed.

Sec. 7. This act shall take effect and be in force from and after its publication in the statute book.":

On page 1, in the title, by striking all in lines 1 through 5 and inserting:

"AN ACT concerning elections and campaign finance; amending K.S.A. 25-4153 and K.S.A. 2011 Supp. 2-624, 24-414, 25-2908 and 65-2418 and repealing the existing sections.";

And your committee on conference recommends the adoption of this report.

SCOTT SCHWAB
MARIO GOICO
ANN E. MAH
Conferees on part of House

TERRIE HUNTINGTON
VICKI SCHMIDT
OLATHA FAUST-GOUDEAU
Conferees on part of Senate

Senator Huntington moved the Senate adopt the Conference Committee Report on **H Sub for SB 129**.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, King, 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, Wagle.

The Conference Committee Report was adopted.

CONFERENCE COMMITTEE REPORT

MR. PRESIDENT and MR. SPEAKER: Your committee on conference on Senate amendments to **S Sub for HB 2077** submits the following report:

The House accedes to all Senate amendments to the bill, and your committee on conference further agrees to amend the bill, as printed as Senate Substitute for House Bill No. 2077 as follows:

On page 4, in line 36, after the comma by inserting "a veteran or service-disabled veteran small business"; following line 39, by inserting:

"(d) (1) With respect to any state or local economic development or incentive program, the client shall have access to such program and the client shall not be adversely affected or disqualified because the client:

(A) Has entered into a professional employer agreement; or

(B) uses the services of a professional employer organization.

(2) If a state or local economic development or incentive program has any employee-related requirement necessary to qualify for participation in such program, the employees of the client shall be deemed to be employees for the purpose of satisfying such requirement.";

And your committee on conference recommends the adoption of this report.

RUTH TEICHMAN
 TY MASTERSON
 ALLEN SCHMIDT
Conferees on part of Senate

GENE SUELLENTROP
 MARVIN KLEEB
 MIKE SLATTERY
Conferees on part of House

Senator Masterson moved the Senate adopte the Conference Committee Report on **S Sub for HB 2077**.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

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

The Conference Committee Report was adopted.

CONFIRMATION OF APPOINTMENTS

In accordance with Senate Rule 56, the following appointments, submitted by the Governor and the Speaker of the House 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:

Kansas Bioscience Authority, Member:

Leon Borck, term expires March 15, 2016.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

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

The appointment was confirmed.

On the appointment to the:

State Board of Indigents Defense Services, Member:

Andrew Wimmer, term expires January 15, 2014.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, King, 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, Wagle.

The appointment was confirmed.

By the Speaker of the House:

On the appointment to the:

Kansas Bioscience Authority, Member:

Earl McVicker, term expires March 15, 2015.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Abrams, Apple, Bruce, Brungardt, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huntington, Kelly, Kelsey, King, 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, Wagle.

The appointment was confirmed.

REPORT ON ENGROSSED BILLS

SB 356 reported correctly engrossed May 8, 2012.

REPORT ON ENROLLED BILLS

SB 14, SB 262 reported correctly enrolled, properly signed and presented to the Governor on May 8, 2012.

On motion of Senator Emler, the Senate adjourned until 10:00 a.m., Wednesday, May 9, 2012.

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

PAT SAVILLE, *Secretary of the Senate.*

