

# Journal of the Senate

EIGHTEENTH DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Monday, February 10, 2014, 2:30 p.m.

The Senate was called to order by Vice President Jeff King.

The roll was called with forty senators present.

The Vice President introduced the guest chaplain, The Reverend Patrick Funston, St. Pauls Episcopal Church, Manhattan, Kansas.

Invocation by The Reverend Patrick Funston:

Eternal and life-giving God, whose everlasting love and compassion provide an example to us of how to be, be with us this day and especially with this body here assembled. That, having been created in your image, we may model your love and compassion to each other and to your creation; help us to bridge the divides between us as we work toward the betterment of the world. We give you thanks also for the great state of Kansas, for the trust placed upon us by her people and for the honor to serve. In your great name we pray. Amen

The Pledge of Allegiance was led by Vice President Jeff King.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 356**, AN ACT concerning certain claims against the state, making appropriations, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain disbursements, procedures and acts incidental to the foregoing, by Committee on Joint Committee on Special Claims Against the State.

**SB 357**, AN ACT concerning wildlife, parks and tourism; relating to hunter education; amending K.S.A. 2013 Supp. 32-920 and repealing the existing section, by Committee on Natural Resources.

**SB 358**, AN ACT establishing the community defense act; amending K.S.A. 2013 Supp. 22-3901 and repealing the existing section, by Senators Arpke, Abrams, Apple, Donovan, Holmes, Knox, LaTurner, Love, Lynn, Masterson, O'Donnell, Olson, Petersen, Pettey, Pilcher-Cook, Powell, Pyle and Smith.

**SB 359**, AN ACT enacting the successor corporation asbestos-related liability fairness act, by Committee on Judiciary.

**SB 360**, AN ACT concerning taxation; relating to property tax; homestead destroyed or substantially destroyed by natural disaster; amending K.S.A. 2013 Supp. 79-1613 and repealing the existing section, by Senators Petersen, Faust-Goudeau, O'Donnell and Tyson.

**SB 361**, AN ACT enacting the second health care freedom act, by Committee on Public Health and Welfare.

**SB 362**, AN ACT concerning the regulation of health insurance navigators, by Committee on Public Health and Welfare.

**SB 363**, AN ACT concerning rural opportunity zones; relating to private business employment; amending K.S.A. 2013 Supp. 79-32,267 and repealing the existing section, by Committee on Commerce.

**SB 364**, AN ACT concerning the judicial branch; allocating a budget for each judicial district court operation; authority and power of the chief judge of each judicial district; amending K.S.A. 20-162, 20-318, 20-319, 20-342, 20-343, 20-345, 20-346a, 20-349 and 20-361 and repealing the existing sections, by Committee on Ways and Means.

**SB 365**, AN ACT concerning courts; relating to district courts and the court of appeals; selection of chief judge; amending K.S.A. 20-329 and 20-3011 and repealing the existing sections, by Committee on Ways and Means.

**SB 366**, AN ACT concerning wildlife, parks and tourism; relating to the purchase of land in Cherokee county, by Committee on Ways and Means.

**SB 367**, AN ACT concerning schools; creating the student data privacy act, by Committee on Ways and Means.

**SB 368**, AN ACT concerning children; relating to custody, visitation and residency with certain relatives; amending K.S.A. 2013 Supp. 38-2286 and repealing the existing section, by Committee on Ways and Means.

**SB 369**, AN ACT concerning school districts; relating to agreements for administrative services and analysis of such services, by Committee on Ways and Means.

**SB 370**, AN ACT concerning wildlife, parks and tourism; relating to the purchase of land in Pottawatomie county, by Committee on Ways and Means.

**SB 371**, AN ACT concerning employment security; relating to disposition of certain penalties; confidentiality and disclosure of certain information; amending K.S.A. 2013 Supp. 44-706 and 44-714 and repealing the existing sections, by Committee on Commerce.

**SB 372**, AN ACT concerning employment security; relating to the shared work unemployment compensation program; layoff aversion; amending K.S.A. 2013 Supp. 44-757 and repealing the existing section, by Committee on Commerce.

#### **REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were referred to Committees as indicated:

Assessment and Taxation: **SB 353**.

Federal and State Affairs: **SB 352**.

Judiciary: **SB 354, SB 355**.

#### **MESSAGE FROM THE HOUSE**

Announcing passage of **HB 2420, HB 2514, HB 2516; Sub HB 2223**.

#### **INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS**

**HB 2420, HB 2514, HB 2516; Sub HB 2223** were thereupon introduced and read by title.

**INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS**

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

SENATE RESOLUTION No. 1780—

A RESOLUTION congratulating Sporting Kansas City  
on their victory in the Major League Soccer Cup Final match.

WHEREAS, Sporting Kansas City won the Major League Soccer (MLS) Cup Final match on December 7, 2013, with a victory over Real Salt Lake; and

WHEREAS, This historic MLS Cup win is Sporting Kansas City's first MLS Cup since 2000, when the team was known as the Wizards; and

WHEREAS, On a frigid day at sold-out Sporting Park, with temperatures in the low 20s after kickoff, the teams played to a 1-1 deadlock over 90 minutes plus a 30-minute overtime to send the match to penalty kicks; and

WHEREAS, Shootouts are typically scheduled for five rounds, yet it took 10 rounds before Sporting Kansas City won the shootout 7-6 over Real Salt Lake; and

WHEREAS, The Kansas City MLS franchise was founded in 1996 as the Kansas City Wiz, and renamed itself after the first season, becoming the Wizards; and

WHEREAS, The Kansas City MLS franchise rebranded itself in 2011 to become Sporting Kansas City, following a recent tradition in MLS of adopting European-style names; and

WHEREAS, The members of the championship team are: Claudio Bieler, Matt Besler, Federico Bessone, Teal Bunbury, Aurelien Collin, Dom Dwyer, Benny Feilhaber, Eric Kronberg, Chance Myers, Paulo Nagamura, Jimmy Nielsen, Lawrence Olum, Ike Opara, Jacob Peterson, Oriol Rosell, C. J. Sapong, Seth Sinovic and Graham Zusi; and

WHEREAS, Head Coach Peter Vermes has been with Sporting Kansas City since 2006, and has been head coach since 2009. During Peter Vermes' tenure as head coach, the team won the MLS Eastern Conference regular season in 2011 and 2012, the Lamar Hunt U.S. Open Cup in 2012 and the MLS Eastern Conference playoffs in 2013, which led to the team's victory in the MLS Cup. Peter Vermes became the first person in MLS history to win the MLS Cup with the same club as both player in 2000, and manager in 2013: Now, therefore,

*Be it resolved by the Senate of the State of Kansas:* That we congratulate Sporting Kansas City and Coach Peter Vermes for winning the 2013 MLS Cup. Their hard work and athleticism are points of pride for Kansas. We wish the athletes and Coach Vermes continued success; and

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

On emergency motion of Senator Fitzgerald **SR 1780** was adopted unanimously.  
The team and coaches were honored with a standing ovation.

**REPORT ON ENROLLED BILLS**

**SR 1778, SR 1779** reported correctly enrolled, properly signed and presented to the Secretary of the Senate on February 10, 2014.

**REPORTS OF STANDING COMMITTEES**

Committee on **Judiciary** recommends **SB 287, SB 288** be passed.

On motion of Senator Bruce, the Senate adjourned until 2:30 p.m., Tuesday, February 11, 2014.

ROSE MARIE GLATT, CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks*.  
COREY CARNAHAN, *Secretary of the Senate*.

