

HOUSE CALENDAR

No. 33

Friday, February 28, 2003
HOUSE CONVENES AT 9:00 a.m. TODAY

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

READING AND CORRECTION OF JOURNAL

PETITIONS

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

Reference of Bills and Concurrent Resolutions

2419--

HB 2419, An act concerning property taxation; relating to exempt property; machinery, equipment, materials and supplies; amending K.S.A. 2002 Supp. 79-201w and repealing the existing section.

Committee on Taxation

(Taxation)

2420--

HB 2420, An act enacting the children's internet protection act; prohibiting certain acts and providing remedies for violations.

Committee on Federal and State Affairs

(Federal and State Affairs)

5016--

HCR 5016, A CONCURRENT RESOLUTION urging the Office of the Attorney General and the Division of Alcoholic Beverage Control of the Department of Revenue to conduct a study and hearings and make recommendations with regard to sale and delivery of wines which are not available for sale in Kansas.

Committee on Federal and State Affairs

(Judiciary)

REPORTS OF SELECT COMMITTEES

MESSAGES FROM THE GOVERNOR

COMMUNICATIONS FROM STATE OFFICERS

MESSAGES FROM THE SENATE

**Reference of Senate Bills and
Concurrent Resolutions**

22--

SB 22, An act concerning school districts; relating to the capital outlay fund; amending K.S.A. 72-8801, 72-8804, 72-8805, 72-8808 and 72-8810 and repealing the existing sections; also repealing K.S.A. 72-8807 and 72-8809.

Senator Bunten

(Education)

51--

SB 51, An act concerning public utilities; relating to certain employee compensation; prohibiting inclusion in rates.

Senators Bunten and Clark

(Utilities)

63--

SB 63, An act concerning state boards and commissions, renaming the law enforcement telecommunications committee; amending K.S.A. 74-5701, 74-5702, 74-5703, 74-5704 and 74-5706 and repealing the existing sections.

Committee on Judiciary

(Corrections and Juvenile Justice)

65--

SB 65, An act concerning the Kansas certified capital formation company act; relating to certification of capital formation companies; tax credit revisions; amending K.S.A. 74-8222, 74-8223, 74-8225 and 74-8226 and repealing the existing sections.

Committee on Commerce

(Economic Development)

- 66--** **SB 66**, An act relating to title insurance; prohibiting certain practices; amending K.S.A. 2002 Supp. 40-2404 and repealing the existing section.
Committee on Financial Institutions and Insurance
(Financial Institutions)
- 67--** **SB 67**, An act relating to children and minors; concerning open records in the event of a child fatality; amending K.S.A. 38-1508 and K.S.A. 2002 Supp. 38-1507 and repealing the existing sections.
Senator Adkins
(Corrections and Juvenile Justice)
- 68--** **SB 68**, An act relating to motor vehicles; providing for the helping schools license plate; amending K.S.A. 8-1,141 and repealing the existing section.
Senator Taddiken
(Transportation)
- 70--** **SB 70**, An act repealing K.S.A. 39-7,154; concerning pass-through of child support.
Committee on Judiciary
(Judiciary)
- 79--** **SB 79**, An act concerning cities; relating to protest petitions; amending K.S.A. 12-751a and repealing the existing section.
Senators Jackson, Bunten and Hensley
(Local Government)
- Sub. 83--**
Sub. SB 83, An act concerning school districts; relating to certain funds; amending K.S.A. 12-2615, 44-505c, 72-4141, 72-5390, 72-6409, 72-6425, 72-6428, 72-8209, 72-8302, 72-8316, 72-8317, 72-8415a, 72-8415b, 75-6110 and 79-2927 and repealing the existing sections; also repealing K.S.A. 72-3703.
Committee on Education
(Education)
- 102--** **SB 102**, An act concerning elections; relating to ballots; amending K.S.A. 25-1122f, 25-2908 and 25-3002 and repealing the existing sections.
Committee on Elections and Local Government
(Ethics and Elections)
- Sub. 104--**
Sub. SB 104, An act relating to public utilities; concerning prior determination of rate-making principles and treatment by the corporation commission.
Committee on Utilities
(Utilities)

106--

SB 106, An act relating to the public health and welfare of all Kansans; identifying major health care issues and establishing objectives and priorities.
Committee on Public Health and Welfare
(Health and Human Services)

115--

SB 115, An act concerning the state board of tax appeals; relating to membership thereof; amending K.S.A. 74-2433 and repealing the existing section.
Committee on Assessment and Taxation
(Appropriations)

131--

SB 131, An act relating to livestock; concerning application of certain requirements to public livestock markets; amending K.S.A. 65-171d and repealing the existing section.
Committee on Natural Resources
(Agriculture)

133--

SB 133, An act concerning workers compensation; relating to compilation and publication of certain statistics and data; amending K.S.A. 2002 Supp. 44-557a and repealing the existing section.
Committee on Commerce
(Commerce and Labor)

134--

SB 134, An act concerning land and water recreational areas; relating to limited liability; agritourism and ecotourism; amending K.S.A. 58-3201 and 58-3202 and repealing the existing sections.
Committee on Commerce
(Tourism and Parks)

135--

SB 135, An act concerning meat and poultry; relating to inspections of livestock; amending K.S.A. 65-6a18 and repealing the existing section.
Committee on Agriculture
(Agriculture)

146--

SB 146, An act concerning income taxation; relating to dividend income; amending K.S.A. 2002 Supp. 79-32,117 and repealing the existing section.
Committee on Assessment and Taxation
(Taxation)

147--

SB 147, An act relating to sales taxation; authorizing certain counties to impose a countywide sales tax; amending K.S.A. 12-192 and K.S.A. 2002 Supp. 12-187 and repealing the existing sections.
Committee on Assessment and Taxation
(Taxation)

166--

SB 166, An act concerning elections; relating to vacancies in offices; amending K.S.A. 25-318 and 25-3901 and repealing the existing sections.
Committee on Elections and Local Government
(Ethics and Elections)

167--

SB 167, An act relating to cities; relating to nuisance abatement; amending K.S.A. 12-1617e and repealing the existing section.
Committee on Elections and Local Government
(Local Government)

221--

SB 221, An act concerning wildlife and parks; relating to conservation stamps; amending K.S.A. 2002 Supp. 32-988 and repealing the existing section.
Committee on Natural Resources
(Tourism and Parks)

223--

SB 223, An act concerning state agency purchasing procedures; relating to the reverse auctioning electronic procurement process; repealing the Kansas performance review act; amending K.S.A. 75-3711a, 75-3711b, 75-3738, 75-3740 and 76-721 and K.S.A. 2002 Supp. 75-3739 and 75-3739a and repealing the existing sections; also repealing K.S.A. 75-3711d, 75-7101, 75-7102, 75-7103, 75-7104, 75-7105 and 75-7107.
Committee on Commerce
(Appropriations)

238--

SB 238, An act enacting the efficiency in local government act; amending K.S.A. 12-301 and 12-3909 and K.S.A. 2002 Supp. 19-205 and repealing the existing sections.
Committee on Ways and Means
(Local Government)

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

6008--

HR 6008, A resolution in memory of Kenneth R. King
Representatives Mays, Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Betts, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Feuerborn, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goering, Goico, Gordon, Grant, Hayzlett, Henderson, Henry, Hill, Holland, Holmes, Horst, Howell, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Larkin, Light, Loganbill, M. Long, P. Long, Loyd, Mason, McCreary, McKinney, McLeland, Merrick,

F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Nichols, Novascone, O'Malley, O'Neal, Osborne, Ostmeyer, Owens, Patterson, Pauls, Peterson, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Wilson, Winn, Yoder and Yonally

6011--

HR 6011, A resolution congratulating and commending Don S. Hayward.
Committee on Taxation

THE UNFINISHED BUSINESS BEFORE THE HOUSE

Consent Calendar

Final Action on Bills and Concurrent Resolutions

Sub. 2039--

Sub HB 2039, An act concerning the division of vehicles; providing for issuance of temporary resident license; amending K.S.A. 8-234b, 8-235d, 8-237 and 8-240 and K.S.A. 2002 Supp. 8-247 and repealing the existing sections.

Committee on Judiciary

(Judiciary)
(Be passed)

2122--

HB 2122, An act concerning abandoned property; relating to the rehabilitation thereof; amending K.S.A. 12-1750, 12-1756a, 12-1756b and 12-1756e and repealing the existing sections.

Committee on Judiciary

(Local Government)
(Be passed as amended)

2125--

HB 2125, An act concerning the support and care of children; relating to children in need of care; concerning rights of foster parents to be present at certain proceedings; emergency change of placement; amending K.S.A. 38-1552 and 38-1567 and repealing the existing sections.

Committee on Appropriations

(By request of the Joint Committee on Children's Issues)
(Corrections and Juvenile Justice)
(Be passed as amended)

2133--

HB 2133, An act concerning municipal courts; relating to collection of fines and court costs.

Committee on Corrections and Juvenile Justice

(Judiciary)
(Be passed as amended)

2154--

HB 2154, An act concerning construction contracts; relating to indemnification provisions.

Committee on Insurance

(Judiciary)
(Be passed)

2196--

HB 2196, An act amending the Kansas storage tank act; concerning unlawful acts; amending K.S.A. 65-34,109 and 65-34,113 and repealing the existing sections.

Committee on Environment

(Environment)
(Be passed as amended)

2204--

HB 2204, An act concerning planning and zoning; relating to planning commissions; amending K.S.A. 12-744 and repealing the existing section.

Committee on Local Government

(Local Government)
(Be passed)

2205--

HB 2205, An act concerning special assessments; amending K.S.A. 79-503a and repealing the existing section.

Committee on Local Government

(Judiciary)
(Be passed as amended)

2221--

HB 2221, An act regulating traffic; concerning certain lighting equipment; amending K.S.A. 8-1723 and repealing the existing section

Committee on Transportation

(Transportation)
(Be passed as amended)

2231--

HB 2231, An act concerning schools; relating to child care facilities;

amending K.S.A. 72-8236 and repealing the existing section

Committee on Education

(Education)

(Be passed as amended)

2233--

HB 2233, An act enacting the uniform prescription drug information card act.

Committee on Insurance

(Insurance)

(Be passed as amended)

2234--

HB 2234, An act relating to the behavioral sciences; licensure reciprocity; amending K.S.A. 65-5807, 65-6406 and 74-5315 and repealing the existing sections.

Committee on Health and Human Services

(Health and Human Services)

(Be passed as amended)

2247--

HB 2247, An act concerning environmental contamination of real property; providing for prohibition or restriction of activities on and use of such property.

Committee on Environment

(Environment)

(Be passed as amended)

2254--

HB 2254, An act concerning dependent persons; relating to the reporting of abuse, neglect or exploitation of such persons; amending K.S.A. 39-1401, 39-1403, 39-1404, 39-1405, 39-1406, 39-1407, 39-1408, 39-1409, 39-1430, 39-1432, 39-1433, 39-1436 and 39-1437 and K.S.A. 2002 Supp. 39-1402 and 39-1431 and repealing the existing sections.

Representative Newton

(Health and Human Services)

(Be passed as amended)

2271--

HB 2271, An act concerning crimes and punishment; relating to crimes against property; amending K.S.A. 21-3704 and 21-3720 and K.S.A. 2002 Supp. 21-3701 and repealing the existing sections.

Committee on Corrections and Juvenile Justice
(Corrections and Juvenile Justice)
(Be passed as amended)

2289--

HB 2289, An act concerning the Kansas development financing authority; relating to funding of out-of-state or in-state projects; authorizing issuance of bonds for certain purposes; amending K.S.A. 74-8904 and 74-8905 and repealing the existing sections.

Committee on Economic Development
(Economic Development)
(Be passed as amended)

2293--

HB 2293, An act concerning fees for services by sheriffs; amending K.S.A. 28-110 and 28-170 and K.S.A. 2002 Supp. 60-2001 and 60-2003 and repealing the existing sections.

Committee on Judiciary
(Judiciary)
(Be passed as amended)

Sub. 2294--

Sub HB 2294, An act concerning civil procedure; relating to the filing of lawsuits concerning construction defects.

Committee on Judiciary
(Judiciary)
(Be passed)

2297--

HB 2297, An act concerning civil procedure; relating to garnishment; amending K.S.A. 2002 Supp. 60-739 and 61-3512 and repealing the existing sections

Committee on Judiciary
(Judiciary)
(Be passed as amended)

Sub. 2307--

Sub HB 2307, An act concerning district magistrate judges; relating to the reassignment of positions; amending K.S.A. 20-327, 20-333, 20-336, 20-354

and 20-2908 and K.S.A. 2002 Supp. 20-348 and repealing the existing sections.

Committee for Judiciary

(Judiciary)

(Be passed as amended)

2352--

HB 2352, An act concerning state government; relating to sexual harassment and discrimination policies.

Representatives Kuether, Ballard, Barbieri-Lightner, Betts, Carlin, Compton, Craft, Crow, Dillmore, Flaharty, Henderson, Horst, Kirk, Klein, Loganbill, M. Long, Loyd, McKinney, Neighbor, Peterson, Rehorm, Ruff, Showalter, Storm, Svaty, Ward and Wilson

(Commerce and Labor)

(Be passed)

2353--

HB 2353, An act concerning the employment security laws; relating to domestic violence; amending K.S.A. 2002 Supp. 44-706 and repealing the existing section.

Representatives Nichols, Flaharty, Horst, Kassebaum, Kirk, Kuether, Ruff, Swenson and Yoder

(Commerce and Labor)

(Be passed as amended)

2374--

HB 2374, An act concerning public utilities; relating to procedures to recover certain security costs.

Committee on Utilities

(Utilities)

(Be passed as amended)

2391--

HB 2391, An act concerning crimes, punishment and criminal procedure; amending K.S.A. 21-3513 and 21-3608 and K.S.A. 2002 Supp. 21-3415 and 21-4704 and repealing the existing sections.

Committee on Corrections and Juvenile Justice

(Corrections and Juvenile Justice)

(Be passed as amended)

Bills Under Consideration to Concur or Nonconcur

General Orders

The Line

6005--

HR 6005, A resolution memorializing the Congress of the United States to enact a Medicare Prescription Drug Benefit.

Representatives Bethell, Ballard, Barbieri-Lightner, Beggs, Brunk, Burroughs, Campbell, Cox, Crow, Dahl, DeCastro, Dreher, Edmonds, Flaharty, Flora, Freeborn, Gatewood, Gilbert, Goico, Gordon, Grant, Henderson, Henry, Hill, Holland, Horst, Huebert, Huntington, Jack, D. Johnson, E. Johnson, Kassebaum, Kauffman, Kirk, Klein, Krehbiel, Kuether, Landwehr, Larkin, Light, Loganbill, Loyd, McCreary, McLeland, Merrick, Minor, Jim Morrison, Neighbor, Neufeld, Newton, Nichols, Novascone, O'Malley, O'Neal, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Reitz, Ruff, Sawyer, Schwab, Schwartz, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Wilk, D. Williams, J. Williams, Winn, Yoder and Yonally
(Health and Human Services)
(Be adopted)

40--

SB 40, An act concerning fire protection; relating to the powers and duties of certain municipalities; amending K.S.A. 19-3612a and repealing the existing section.

Senator Gilstrap

(Local Government)

(Be passed)

2176--

HB 2176, An act concerning abortion clinics; standards for the operation thereof; providing penalties for violations and authorizing injunctive actions.

Representatives P. Long, Barbieri-Lightner, Bethell, Brunk, Burgess, Burroughs, Campbell, Carter, Dahl, DeCastro, Decker, Faber, Freeborn, Gatewood, Goering, Goico, Henry, Howell, Huebert, Hutchins, Huy, E. Johnson, Kauffman, Landwehr, Larkin, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers,

Novascone, Osborne, Ostmeyer, Patterson, Pauls, Phelps, Powell, Powers, Reardon, Schwab, Shriver, Shultz, Siegfried, Svaty, Swenson, Tafanelli, Thimesch, Vickrey, Wilk, D. Williams and J. Williams

(Federal and State Affairs)
(Be passed as amended)

2005--

HB 2005, An act concerning income taxation; relating to credits for property taxes paid upon certain railroad machinery and equipment; amending K.S.A. 2002 Supp. 79-32,206 and repealing the existing section.

Special Committee on Assessment and Taxation
(Taxation)
(Be passed as amended)

2182--

HB 2182, An act concerning the Kansas board of barbering; relating to certain fees; amending K.S.A. 65-1817 and repealing the existing section.

Committee on Appropriations
(Health and Human Services)
(Re-referred)
(Appropriations)
(Be passed)

2241--

HB 2241, An act concerning accountants and accountancy; regarding examination fees; amending K.S.A. 1-301 and repealing the existing section.

Committee on Commerce and Labor
(Appropriations)
(Be passed)

2343--

HB 2343, An act concerning financing of certain post secondary educational institutions; related to out-district tuition; amending K.S.A. 71-301a, 71-304, 71-305, 71-306, 71-308, 71-401, 71-402, 71-403, 71-610 and 71-1705 and K.S.A. 2002 Supp. 13-13a25, 13-13a26, 13-13a27, 13-13a29, 13-13a31, 13-13a32, 13-13a33, 13-13a34 and 19-101a and repealing the existing sections.

Committee on Appropriations
(Appropriations)
(Be passed)

2329--

HB 2329, An act concerning the Kansas wage payment act; definitions;

amending K.S.A. 44-313 and 44-323 and repealing the existing sections.

Committee on Appropriations
(Commerce and Labor)
(Be passed)

2367--

HB 2367, An act concerning state capital improvement projects; relating to inspections of such projects; amending K.S.A. 75-1262 and 75-3741c and repealing the existing sections.

Committee on Appropriations
(Appropriations)
(Be passed as amended)

2369--

HB 2369, An act concerning the state employee suggestion program; relating to employee suggestion bonus awards; amending K.S.A. 2002 Supp. 75-37,105 and repealing the existing section.

Committee on Appropriations
(Appropriations)
(Be passed)

2101--

HB 2101, An act concerning a license to be a private detective or private detective agency; allowing renewal of license for a two-year period; concerning expiration date of firearm permit; amending K.S.A. 2002 Supp. 75-7b05, 75-7b07, 75-7b17 and 75-7b21 and repealing the existing sections.

Committee on Judiciary
(Federal and State Affairs)
(Be passed as amended)

2048--

HB 2048, An act concerning campaign finance; relating to expenditures for political campaigns; amending K.S.A. 25-4149 and repealing the existing section.

Committee on Ethics and Elections
(Ethics and Elections)
(Be passed as amended)

2244--

HB 2244, An act relating to the state corporation commission; concerning motor carriers and railroads; amending K.S.A. 8-142, 8-2107, 32-1009, 44-503c, 60-305a, 65-1626, 65-4101, 65-4116, 65-7004, 66-1,105, 66-1,108, 66-1,109, 66-1,111, 66-1,112, 66-1,112h, 66-1,114, 66-1,114b, 66-1,115, 66-1,115a, 66-1,116, 66-1,119, 66-1,126, 66-1,128, 66-1,129, 66-1,129a, 66-1,130, 66-1,139, 66-1,140, 66-1313a, 79-6a01, 79-6a02 and 79-6a03 and

K.S.A. 2002 Supp. 8-2,127 and repealing the existing sections; also repealing K.S.A. 66-1,112a, 66-1,112b, 66-1,112c, 66-1,112d, 66-1,112e and 66-1,112f.
Committee on Transportation
(Transportation)
(Be passed as amended)

Sub. 2049--

Sub HB 2049, An act concerning district attorneys; relating to the creation of the office of district attorney in certain judicial districts; amending K.S.A. 22a-106 and K.S.A. 2002 Supp. 22a-105 and 22a-107 and repealing the existing sections.

Committee on Corrections and Juvenile Justice
(Corrections and Juvenile Justice)
(Be passed)

2218--

HB 2218, An act concerning hazardous waste; amending K.S.A. 65-3441 and repealing the existing section

Committee on Environment
(Environment)
(Be passed)

2223--

HB 2223, An act concerning solid waste; amending K.S.A. 65-3402 and repealing the existing section

Committee on Environment
(Environment)
(Be passed)

Sub. 2211--

Sub HB 2211, An act concerning the licensure of plumbers, electricians and certain contractors; amending K.S.A. 12-1508, 12-1525, 12-1541, 12-1542, 12-1544, 12-1556 and 12-1557 and repealing the existing sections.

Committee on Commerce and Labor
(Commerce and Labor)
(Be passed)

2149--

HB 2149, An act concerning open meetings; relating to advisory committees; amending K.S.A. 2002 Supp. 75-4318 and repealing the existing section.

Committee on Ethics and Elections
(Ethics and Elections)
(Be passed as amended)

2242--

HB 2242, An act concerning accountants and accountancy; relating to investigations.

Committee on Commerce and Labor
(Commerce and Labor)
(Be passed)

2243--

HB 2243, An act concerning accountants and accountancy; relating to education requirements and examinations; amending K.S.A. 1-302a and 1-304 and repealing the existing sections; also repealing K.S.A. 1-306.

Committee on Commerce and Labor
(Commerce and Labor)
(Be passed)

2134--

HB 2134, An act concerning campaign finance; pertaining to use of contributions for personal purposes; amending K.S.A. 25-4157a and repealing the existing section.

Committee on Ethics and Elections
(Ethics and Elections)
(Be passed as amended)

5003--

HCR 5003, A CONCURRENT RESOLUTION urging the United States Congress to provide emergency disaster assistance to agricultural producers.

Committee on Agriculture
(Agriculture)
(Be adopted as amended)

5009--

HCR 5009, A CONCURRENT RESOLUTION urging the President and Congress of the United States to consider the removal of trade, financial and travel restrictions to Cuba.

Committee on Agriculture
(Agriculture)
(Be adopted as amended)

2086--

HB 2086, An act concerning roads; relating to certain unopened roads; amending K.S.A. 68-115 and repealing the existing section.

Committee on Local Government
(Local Government)
(Be passed as amended)
(Motion to recommend favorable for passage failed)

2249--

HB 2249, An act concerning county treasurers; relating to motor vehicle registration and title fees; amending K.S.A. 2002 Supp. 8-145 and repealing the existing section.

Representatives Landwehr and Klein

(Ethics and Elections)

(Be passed)

(Motion to recommend favorable for passage failed)

2217--

HB 2217, An act concerning motor vehicles; relating to driving under the influence of alcohol or drugs; ignition interlock devices; amending K.S.A. 8-1015 and repealing the existing section.

Committee on Judiciary

(Corrections and Juvenile Justice)

(Re-referred)

(Judiciary)

(Be passed as amended)

(Motion to recommend favorable for passage failed)

REPORTS OF STANDING COMMITTEES

Bills Adversely Reported