

HOUSE CALENDAR

No. 58

Thursday, April 29, 2004
HOUSE CONVENES AT 11:00 a.m. TODAY

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

READING AND CORRECTION OF JOURNAL

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

Reference of Bills and Concurrent Resolutions

2947--

HB 2947, An act concerning license plates for motor vehicles; reenacting 2004 Substitute for House Bill No. 2143; amending K.S.A. 8-1,141, 8-1,142 and 8-1,146 and repealing the existing sections; also repealing K.S.A. 8-1,141, as amended by section 1 of 2004 Substitute for House Bill No. 2143, 8-1,142, as amended by section 2 of 2004 Substitute for House Bill No. 2143, 8-1,146, as amended by section 3 of 2004 Substitute for House Bill No. 2143, 8-1,149, section 4 of 2004 Substitute for House Bill No. 2143, section 5 of 2004 Substitute for House Bill No. 2143, and section 6 of 2004 Substitute for House Bill No. 2143.

Committee on Appropriations

(Appropriations)

2948--

HB 2948, An act concerning the department of human resources; relating to the change of name of such agency; relating to other changes required by 2004 ERO 31; amending K.S.A. 38-622, 39-7,108, 39-1702, 44-322a, 44-327, 44-402, 44-403, 44-404, 44-405, 44-406, 44-409, 44-412, 44-552, 44-555c, 44-596, 44-5,104, 44-5,122, 44-5,124, 44-601, 44-601b, 44-607, 44-608, 44-609, 44-610, 44-611, 44-612, 44-614, 44-615, 44-616, 44-618, 44-619,

44-620, 44-621, 44-622, 44-623, 44-624, 44-626, 44-631, 44-634, 44-635, 44-636, 44-638, 44-643, 44-645, 44-646, 44-647, 44-661, 44-662, 44-704a, 44-710b, 44-711, 44-713, 44-713a, 44-715, 44-716, 44-716a, 44-718, 44-720, 44-721, 44-727, 44-759, 44-809, 44-816, 44-820, 44-914, 44-915, 44-1202, 44-1402, 44-1405, 44-1409, 65-1824, 65-4971, 65-5703, 66-132, 72-4427, 72-5413, 72-5432, 73-1209, 73-1219, 74-711, 74-32,160, 74-5068, 74-6701, 74-6702, 74-6703, 74-6706, 74-6707, 74-6708, 74-6709, 74-72,103, 75-443, 75-4323, 75-4332, 75-5133a, 75-5702, 75-5705, 75-7508, 75-5712, 75-5713, 75-5722, 75-5723, 75-5724, 75-5727, 75-5730, 75-5731, 75-5734, 75-5735, 75-5740, 75-5741, 76-186, 76-3110, 77-618, 79-1010, 79-1012 and 79-1014 and K.S.A. 2003 Supp. 44-313, 44-411, 44-508, 44-511, 44-703, as amended by section 6 of 2004 Senate Bill No. 440, 44-704, 44-704b, as amended by section 1 of 2004 Senate Bill No. 440, 44-706, as amended by section 2 of 2004 Senate Bill No. 440, 44-709, as amended by section 3 of 2004 Senate Bill No. 440, 44-710, as amended by section 4 of 2004 Senate Bill No. 440, 44-710a, as amended by section 5 of 2004 Senate Bill No. 440, 44-714, 44-717, 44-757, 44-762, 44-817, 44-926, 49-201, 74-32,151, 74-4911f, 74-4911h, 74-50,131, 74-50,136, 74-8942, 75-2935, 75-3728b, 75-4234, 75-5701, 75-5733, 75-5742, 75-5743, 76-11a06 and repealing the existing sections; also repealing K.S.A. 75-5714 and 75-5716.

Committee on Appropriations

(Appropriations)

REPORTS OF SELECT COMMITTEES

MESSAGES FROM THE GOVERNOR

COMMUNICATIONS FROM STATE OFFICERS

MESSAGES FROM THE SENATE

**Reference of Senate Bills and
Concurrent Resolutions**

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY

6033--

HR 6033, A resolution in memory of Lawrence J. "Larry" Wilbert.

Representatives Wilson, Mays and Aurand, Ballard, Ballou, Barbieri-Lightner, Beggs, Bethell, Boyer, Brunk, Burgess, Burroughs, Campbell, Carlin, Carter, Compton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Dreher, Edmonds, Faber, Faust-Goudeau, 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, Lane, Larkin, Light, Loganbill, M. Long, Long-Mast, Loyd, Mason, McCreary, McKinney, McLeland, Merrick, F. Miller, J. Miller, Minor, Jim Morrison, Judy Morrison, Myers, Neighbor, Neufeld, Newton, Novascone, O'Malley, O'Neal, Osborne, Ostmeyer, Owens, Patterson, Pauls, Phelps, Pottorff, Powell, Powers, Reardon, Rehorn, Reitz, Ruff, Sawyer, Schwab, Schwartz, Scoggins-Waite, B. Sharp, S. Sharp, Showalter, Shriver, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thimesch, Thull, Toelkes, Vickrey, Ward, Wilk, D. Williams, J. Williams, Winn, Yoder and Yonally

In accordance with subsection (b) of House Rule 1503, Rep. Flora moved that the order on General Orders of **House Substitute for SB 222** be changed to the first measure to be considered on General Orders and pursuant to subsection (k) of Joint Rule 4 of the Senate and House of Representatives, the rules be suspended for the purpose of considering **House Substitute for SB 222**.

(This motion will be taken up for consideration on April 29, 2004.)

THE UNFINISHED BUSINESS BEFORE THE HOUSE

Special Order of Business

ERO 32--

Executive Reorganization Order No. 32, Transferring powers, duties and functions of the department of health and environment, the secretary of health and environment, the division of health and environment, the director of the division of health, and the office of

the department of health and environment to the department of agriculture and the secretary of agriculture.

Governor Sebelius

(Agriculture)

6020--

HR 6020, A resolution approving Executive Reorganization Order No. 32, relating to the transfer of certain powers, duties and functions to the department of agriculture.

Committee on Agriculture

(Agriculture)
(Be adopted)

Consent Calendar

Final Action on Bills and Concurrent Resolutions

Bills Under Consideration to Concur or Nonconcur

General Orders

H Sub. for 536--

H Sub for SB 536, An Act making and concerning appropriations for the fiscal years ending June 30, 2004, June 30, 2005, June 30, 2006, and June 30, 2007; authorizing certain transfers and fees, imposing certain restrictions and limitations and directing or authorizing certain receipts, disbursements, capital improvements and acts incidental to the foregoing; repealing section 66 of 2004 House Bill No. 2675.

Committee on Appropriations

(Appropriations)
(Be passed)

(The Line)

405--

SB 405, An act concerning cities; relating to certain redevelopment projects; amending K.S.A. 12-1771a and repealing the existing section.

Committee on Federal and State Affairs
(Economic Development)
(Re-referred)

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

390--

SB 390, An act concerning taxation; relating to amount of refunds of homestead property tax; amending K.S.A. 79-4508 and repealing the existing section.

Senator Vratil

(Taxation)
(Be passed as amended)

337--

SB 337, An act concerning crimes; relating to hypnotic exhibition; repealing K.S.A. 21-4007.

Committee on Judiciary

(Corrections and Juvenile Justice)
(Be passed)

Sub. 496--

Sub SB 496, An act concerning criminal hunting; relating to revocation of licenses; amending K.S.A. 21-3728 and 32-1013 and repealing the existing sections.

Committee on Natural Resources

(Tourism and Parks)
(Be passed)
(Motion to recommend favorable for passage failed)

2610--

HB 2610, An act concerning motor vehicle fuel taxes; relating to claims for refunds; amending K.S.A. 79-3458 and repealing the existing section.

Committee on Taxation

(Taxation)
(Be passed as amended)

H Sub. 295--

H Sub. for SB 295, An act concerning alcoholic beverages; relating to the regulation thereof; amending K.S.A. 41-208, 41-301, 41-302, 41-303, 41-710, 41-712, 41-714 and 41-2704 and K.S.A. 2003 Supp. 19-101a, 41-347 and 41-719 and repealing the existing sections; also repealing K.S.A. 41-1111, 41-1112, 41-1114 through 41-1121.

Committee on Federal and State Affairs

(Federal and State Affairs)
(Be passed)

408--

SB 408, An act concerning public improvements and buildings; relating to public works bonds; amending K.S.A. 2003 Supp. 60-1111 and repealing the existing section.

Committee on Federal and State Affairs
(Local Government)
(Be passed)

2893--

HB 2893, An act concerning taxation; relating to reports to the legislature by secretary of revenue.

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

469--

SB 469, An act concerning crimes, punishment and criminal procedure; relating to offender registration; requiring investigation and report of findings regarding investigation into the circumstances of inmate deaths in department of corrections facilities and jails; amending K.S.A. 2003 Supp. 22-4909 and repealing the existing section.

Senators Schmidt and Hensley
(Corrections and Juvenile Justice)
(Be passed as amended)

2896--

HB 2896, An act concerning counties; relating to bonded debt limitations; amending K.S.A. 10-306 and repealing the existing section.

Committee on Appropriations (By request)
(Appropriations)
(Re-referred)
(Taxation)
(Be passed as amended)

2921--

HB 2921, An act concerning property taxation; relating to classification of and exemption for property used partially for bed and breakfast purposes; amending K.S.A. 79-1439 and K.S.A. 2003 Supp. 79-201c and repealing the existing sections.

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

5031--

HCR 5031, A PROPOSITION to amend section 1 of article 11 of the constitution of the state of Kansas.

Representatives Gatewood and Faber
(Taxation)
(Be adopted)

424--

SB 424, An act concerning trusts; relating to the transfer of property into a trust.

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

H Sub. 315--

H Sub for SB 315, An act concerning real property; relating to home inspections.

(Judiciary) Committee on Judiciary
(Be passed)

H Sub. 388--

H Sub for SB 388, An act concerning crimes and punishment; relating to identity theft; amending K.S.A. 2003 Supp. 21-4018 and repealing the existing section.

(Judiciary) Committee on Judiciary
(Be passed)

329--

SB 329, An act amending the child passenger safety act; amending K.S.A. 8-1343a, 8-1344 and 8-1345 and repealing the existing sections.

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

441--

SB 441, An act concerning workers compensation; relating to the date of accident; amending K.S.A. 2003 Supp. 44-508 and repealing the existing section.

(Commerce and Labor) Committee on Commerce
(Re-referred)
(Economic Development)
(Be passed as amended)

421--

SB 421, An act concerning eminent domain; relating to the filing of the appraisers' report; amending K.S.A. 26-504 and repealing the existing section.

Senator Vratil

(Judiciary)

(Be passed as amended)

Sub. 2807--

Sub. HB 2807, An act relating to school finance; making certain appropriations therefor; amending K.S.A. 72-979, 72-6405, 72-6408, 72-6441, 72-8187, 72-8190 and 79-5105 and K.S.A. 2003 Supp. 10-1116a, 72-6407, 72-6417, 72-6428, 72-6431, 72-8251 and 79-201x and repealing the existing sections; also repealing K.S.A. 72-6410, 72-6411, 72-6412, 72-6413, 72-6414, 72-6415, 72-6416, 72-6421, 72-6422, 72-6433, 72-6433b, 72-6435, 72-6442, 72-6443, 72-6444 and 72-9509 and K.S.A. 2003 Supp. 72-6425, 72-6434, 72-9609 and 79-201y.

Committee on Education

(Education)

(Be passed)

(Re-referred)

(Calendar and Printing)

(Re-Re-referred)

(Education)

(Be passed)

(Motion to recommend favorable for passage failed)

H Sub. 222--

H Sub. for SB 222, An act concerning housing; relating to the Kansas development finance authority; authorizing the issuance of mortgage revenue bonds; amending K.S.A. 74-8903 and 74-8912 and K.S.A. 2003 Supp. 74-8902, 74-8904 and 74-8905 and repealing the existing sections.

Committee on Economic Development

(Economic Development)

(Be passed)

Sub. 6026--

Sub HR 6026, A RESOLUTION requesting the State Corporation Commission to collect certain information regarding deployment of high speed Internet service in the state of Kansas.

Committee on Utilities

(Utilities)

(Be adopted)

6027--

HR 6027, A resolution promoting Brachial Plexus Injury Awareness.
Representative Barbieri-Lightner
(Appropriations)
(Be adopted)

2734--

HB 2734, An act concerning postsecondary education; relating to tuition waivers for foster care children and former prisoners of war; amending K.S.A. 74-32,161 and K.S.A. 2003 Supp. 74-32,151 and repealing the existing sections.
Committee on Appropriations
(Appropriations)
(Be passed as amended)

383--

SB 383, An act amending the Kansas uniform commercial drivers' license act; relating to hazardous materials endorsement; amending K.S.A. 2003 Supp. 8-2,128 and repealing the existing section.
Committee on Transportation
(Transportation)
(Be passed as amended)

Sub. 500--

Sub SB 500, An act relating to motor vehicles; concerning salvage vehicles; amending K.S.A. 8-197 and repealing the existing section.
Committee on Transportation
(Transportation)
(Be passed as amended)

416--

SB 416, An act concerning solid waste; relating to fees; amending K.S.A. 65-3410 and repealing the existing section.
Committee on Natural Resources
(Environment)
(Be passed)

430--

SB 430, An act concerning adult care homes; relating to results of a survey or inspection reports; relating to continuing education for staff of adult care homes; amending K.S.A. 39-935 and K.S.A. 2003 Supp. 39-936 and repealing the existing sections.
Committee on Judiciary
(Health and Human Services)
(Be passed as amended)

2832--

HB 2832, An act concerning emergency medical services; relating to attendant certification; amending K.S.A. 65-6129 and repealing the existing section.

Committee on Appropriations
(Health and Human Services)
(Be passed)

392--

SB 392, An act relating to the committee on surety bonds and insurance; authorizing competitive negotiation for certain contracts; amending K.S.A. 75-4105 and 75-4109 and repealing the existing sections.

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

346--

SB 346, An act concerning schools and school districts; relating to pupils; amending K.S.A. 72-6757 and K.S.A. 2003 Supp. 72-6407 and repealing the existing sections.

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

466--

SB 466, An act concerning driver's licenses; relating to medical information reported to the division; amending K.S.A. 8-255c and repealing the existing section.

Committee on Judiciary
(Health and Human Services)
(Be passed)

460--

SB 460, An act concerning drivers' licenses and other identification cards; relating to taxpayer identification numbers; amending K.S.A. 2003 Supp. 8-240 and 8-1324 and repealing the existing sections.

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

H Sub. 437--

H Sub. for SB 437, An act concerning civil procedure; relating to civil liability for serving alcoholic beverages.

Committee on Judiciary
(Judiciary)
(Be passed)
(Motion to recommend favorable for passage failed)

- 306--**
SB 306, An act repealing K.S.A. 74-8840; relating to certain audits of the accounts and transactions of the racing and gaming commission.
Legislative Post Audit Committee.
(Appropriations)
(Be passed)
- 340--**
SB 340, An act concerning insurance; relating to risk-based capital requirements; amending K.S.A. 2003 Supp. 40-2c01 and repealing the existing section.
Committee on Financial Institutions and Insurance
(Insurance)
(Be passed as amended)
- 314--**
SB 314, An act concerning technical colleges; relating to the powers and duties of the governing bodies thereof; amending K.S.A. 2003 Supp. 72-4470a and repealing the existing section.
Committee on Education
(Higher Education)
(Be passed as amended)
- 311--**
SB 311, An act concerning insurance; relating to the issuance of insurance policies in a foreign language; amending K.S.A. 40-216 and K.S.A. 2003 Supp. 40-2404 and repealing the existing sections.
Committee on Financial Institutions and Insurance
(Insurance)
(Be passed)
- 342--**
SB 342, An act concerning insurance; pertaining to required provisions of certain accident and health policies; amending K.S.A. 40-2202 and repealing the existing section.
Committee on Financial Institutions and Insurance
(Insurance)
(Be passed as amended)
- 289--**
SB 289, An act establishing the governors of Kansas hometown heritage act.
Senator Schmidt
(Transportation)
(Be passed as amended)

H Sub. for H Sub. 18--

H Sub for H Sub for SB18, An act concerning civil procedure; relating to small claims; amending K.S.A. 61-2706 and K.S.A. 2003 Supp. 61-2703 and 61-2713 and repealing the existing sections.

Committee on Judiciary

(Judiciary)

(Be passed)

2842--

HB 2842, An act concerning certain business entities; imposing a franchise tax; franchise fees; amending K.S.A. 17-1513, 17-1618, 17-7510, 17-7511, 17-7512 and 56-1a608 and K.S.A. 2003 Supp. 17-2036, 17-2718, 17-4634, 17-4677, 17-7503, 17-7504, 17-7505, 17-7507, 17-7509, 17-76,125, 17-76,139, 45-221, 56-1a606, 56-1a607, 56a-1201, 56a-1202 and 56a-1203 and repealing the existing sections; also repealing K.S.A. 2003 Supp. 17-7508.

Representative Holland

(Taxation)

(Be passed as amended)

1616--

SCR 1616, A CONCURRENT RESOLUTION supporting the Kansas Department of Transportation's review of its radio communication policies, objectives and plan.

Committee on Utilities

(Utilities)

(Be adopted)

6012--

HR 6012, A resolution memorializing the Congress of the United States regarding the ongoing problem of identity theft.

Representative Kuether

(Corrections and Juvenile Justice)

(Be adopted as amended)

6013--

HR 6013, A resolution memorializing the Congress of the United States to continue to maintain Kansas' military installations.

Representatives Lane, Carlin and Kuether

(Federal and State Affairs)

(Be adopted)

5036--

HCR 5036, A CONCURRENT RESOLUTION urging the Kansas State Board of Education to expand community service and service learning programs for increased youth volunteer service to enhance appreciation of the needs of elderly persons.

Representatives Rehorn and Patterson, Ballard, Barbieri-Lightner, Bethell, Boyer,

Burroughs, Campbell, Cox, DeCastro, Gatewood, Gilbert, Gordon, Hayzlett, Horst, Huff, Hutchins, Kirk, Loganbill, Merrick, Jim Morrison, Judy Morrison, Neighbor, Ostmeyer, B. Sharp, S. Sharp, Sloan, Thimesch, Toelkes, Ward, Yonally
(Education)
(Be adopted)

6010--

HR 6010, A resolution urging the Health and Human Services Committee of the House of Representatives to review the data regarding cervical cancer and human papillomavirus to evaluate current methods of public education and access to regular cervical cancer screening, and to consider options for increasing screening accuracy.

Representatives Pottorff and S. Sharp
(Health and Human Services)
(Be adopted as amended)

321--

SB 321, An act concerning municipal court judges; relating to contempt powers; amending K.S.A. 12-4106 and K.S.A. 2003 Supp. 22-3609 and repealing the existing sections.

Committee on Judiciary
(Judiciary)
(Be passed
(Motion to recommend favorable for passage failed)

6023--

HR 6023, A resolution supporting an air transportation master plan that transforms the state transportation infrastructure into a catalyst for global business and tourism expansion.

Representatives Myers, Brunk, Carter, DeCastro, Dillmore, Flaharty, Gilbert, Goering, Goico, Hayzlett, Huebert, Huy, Johnson, E., Klein, Landwehr, Loganbill, Long, M., Mason, McCreary, McKinney, McLeland, Novascone, Pottorff, Powell, Powers, Sawyer, Sharp, B., Shriver, Swenson, Thimesch, Thull, Ward and Wilk
(Transportation)
(Be adopted)

540--

SB 540, An act concerning postsecondary educational institutions; relating to the use of social security numbers.

Committee on Ways and Means
(Higher Education)
(Be passed)

Sub. 2928--

Sub HB 2928, An act concerning sale of motor fuel; relating to certain prohibited acts; civil penalties; duties of division of weights and measures and attorney general; private remedy; amending K.S.A. 2003 Supp. 55-427 and repealing the existing section

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

2915--

HB 2915, An act concerning the legislature; relating to preorganizational meetings of members-elect; election of leaders; amending K.S.A. 46-142 and repealing the existing section.

Committee on Federal and State Affairs
(Rules and Journal)
(Be passed as amended)
(Motion to recommend favorable for passage failed)

5040--

HCR 5040, A CONCURRENT RESOLUTION urging the other 49 states to establish their own Mission of Mercy programs.

Committee on Health and Human Services
(Health and Human Services)
(Be adopted)

2878--

HB 2878, An act concerning property taxation; relating to unpaid real property taxes ; judgment and enforcement thereof pursuant to code of civil procedure.

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

2409--

HB 2409, An act establishing the individual development account program and individual development account reserve fund; prescribing certain duties and responsibilities on the Kansas development finance authority; amending K.S.A. 74-8904 and repealing the existing section.

Committee on Taxation
(Be passed as amended)

REPORTS OF STANDING COMMITTEES

Bills Adversely Reported

