

SENATE CALENDAR

No. 34

FRIDAY, FEBRUARY 27, 2004
SENATE CONVENES AT 8:30 A.M.

Order of Business

ROLL CALL

INVOCATION

PETITIONS

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

Reference of Bills and Concurrent Resolutions

546—

SB 546, An act concerning insurance; relating to the regulation of transfer and novation of insurance contracts; relating to group term life insurance; amending K.S.A. 40-433 and repealing the existing section.

Committee on Federal and State Affairs
(Financial Institutions and Insurance)

547—

SB 547, An act concerning eminent domain; relating to certain limitations on taking of private property; amending K.S.A. 26-513 and repealing the existing section.

Committee on Ways and Means
(Judiciary)

1617—

SCR 1617, A proposition to amend section 3 of article 3 of the constitution of the state of Kansas, relating to supreme court jurisdiction and terms.

(Judiciary) Senator O'Connor

1618—

SCR 1618, A proposition to amend section 6 of article 6 of the constitution of the state of Kansas, relating to the financing of education.

Senator O'Connor
(Education)

2235—

HB 2235, An act regulating traffic; concerning sun screening devices; exception; amending K.S.A. 8-1749a and repealing the existing section.

Committee on Transportation
(Transportation)

2306—

HB 2306, An act relating to adult care homes; concerning the use of inspection reports; amending K.S.A. 39-935 and repealing the existing section.

Committee on Health and Human Services
(Public Health and Welfare)

Sub 2435—

Sub HB 2435, An act concerning the governor's office; renaming the advisory committee on Hispanic affairs as the Hispanic and Latino American affairs commission and placing such commission within the governor's office; providing for the advisory commission on African-American affairs to be within the governor's office; amending K.S.A. 74-6501, 74-6501a, 74-6502, 74-6503, 74-6504, 74-6505, 74-6506, 74-6507, 74-6508, 74-6509, 74-9901, 74-9904 and 74-9906 and repealing the existing sections.

Committee on Commerce and Labor
(Commerce)

Sub 2593—

Sub HB 2593, An act concerning food safety and agriculture; relating to animal identification program; powers and duties of livestock commissioner; amending K.S.A. 2003 Supp. 45-221 and repealing the existing section.

Committee on Agriculture
(Agriculture)

2602—

HB 2602, An act concerning juveniles; relating to immediate intervention programs; amending K.S.A. 38-1635 and repealing the existing section.

Committee on Corrections and Juvenile Justice
(Judiciary)

2605—

HB 2605, An act concerning libraries; relating to the Topeka and Shawnee county library district; amending K.S.A. 12-1260 and 12-1267 and repealing the existing sections.

Representative Mays
(Elections and Local Government)

2622—

HB 2622, An act concerning agriculture; relating to department of agriculture; fees; amending K.S.A. 65-778 and 65-781 and K.S.A. 2003 Supp. 2-1205, 2-2204, 2-2440, 2-2440b, 2-2441a, 2-2443a, 2-2445a, 2-2805, 2-2806, 2-2905, 2-2906, 2-3304, 2-3306, 82a-708a, 82a-708b, 82a-714, 82a-727, 83-302 and 83-402 and repealing the existing sections.

Committee on Agriculture
(Agriculture)

Sub 2647—

Sub HB 2647, An act concerning bioscience; creating a Kansas bioscience authority and providing for the powers and duties thereof; providing for bioscience development and funding; amending K.S.A. 12-1771 and 12-1772 and K.S.A. 2003 Supp. 12-1770a and 74-8017 and repealing the existing sections.

Committee on Economic Development
(Commerce)

2657—

HB 2657, An act concerning mortuary arts; relating to removal of dead bodies; educational requirements; examination and licensure; subpoenas; amending K.S.A. 65-1701a, 65-1751 and 74-1704 and repealing the existing sections.

Committee on Health and Human Services
(Public Health and Welfare)

2658—

HB 2658, An act concerning adult care homes; relating to informal dispute resolution; providing for an independent review panel.

Committee on Health and Human Services
(Public Health and Welfare)

2695—

HB 2695, An act relating to littering; providing for criminal littering; creating a traffic infraction of littering; amending K.S.A. 8-2118 and 21-3722 and repealing the existing sections.

Representatives Vickrey and Feuerborn
(Transportation)

Sub 2698—

Sub HB 2698, An act providing for the regulation and licensing of radiologic technologists and x-ray operators; establishing a registry of x-ray operators; granting powers and duties of the state board of healing arts; establishing a radiologic technology council and providing for the functions thereof; declaring unlawful acts and penalties.

Committee on Health and Human Services
(Public Health and Welfare)

2717—

HB 2717, An act concerning mortuary arts; relating to licensure of crematory operators; amending K.S.A. 65-1762 and repealing the existing section.

Committee on Health and Human Services
(Public Health and Welfare)

2718—

HB 2718, An act concerning mortuary arts; relating to funeral and cemetery merchandise agreements; amending K.S.A. 2003 Supp. 16-303 and repealing the existing section.

Committee on Health and Human Services
(Public Health and Welfare)

2719—

HB 2719, An act concerning the Kansas manufactured housing act; prescribing installation standards; providing for manufactured home installers' licenses; providing for apprentice installers' licenses; authorizing certain fees and civil penalties; amending K.S.A. 2003 Supp. 58-4202 and repealing the existing section.

Committee on Commerce and Labor
(Commerce)

2756—

HB 2756, An act concerning a public safety communication system; authorizing the secretary of transportation to purchase certain equipment and lease such equipment or access to such equipment to certain entities; authorizing the issuance of revenue bonds.

Committee on Utilities

(Utilities)

2759—

HB 2759, An act concerning crime prevention; creating a program to target areas in the state with high incidences of crime.

Representatives Kuether, Klein, Loganbill, Ruff and Swenson
(Judiciary)

2767—

HB 2767, An act concerning open meetings; pertaining to penalties; amending K.S.A. 75-4320 and repealing the existing section.

Representatives Sawyer and Landwehr, Brunk, Carlin, Dahl, DeCastro, Dillmore, Goering, Goico, Hayzlett, Huebert, Huy, Klein, Lane, Loganbill, Mason, McCreary, McKinney, McLeland, Myers, Novascone, Ostmeyer, Pottorff, Powers, Ruff, Schwab, Tafanelli, Toelkes and Wilson
(Federal and State Affairs)

2770—

HB 2770, An act concerning the state board of healing arts; relating to the supervision of physician assistants; amending K.S.A. 39-1504, 65-468, 65-1728, 65-28,127, 65-28a10, 65-5001, 65-6119, 65-6120, 65-6123, 65-6124 and 72-5213 and K.S.A. 2003 Supp. 65-2891 and 65-5912 and repealing the existing sections.

Committee on Health and Human Services
(Public Health and Welfare)

2772—

HB 2772, An act concerning public utilities; relating to the definition thereof.

Committee on Utilities

(Utilities)

Sub 2777—

Sub HB 2777, An act concerning controlled substances; relating to manufacturing; amending K.S.A. 65-4161 and 65-4163 and repealing the existing sections.

Committee on Corrections and Juvenile Justice
(Judiciary)

2790—

HB 2790, An act concerning the criminal justice coordinating council; amending K.S.A. 74-9501 and repealing the existing section.

Committee on Corrections and Juvenile Justice
(Judiciary)

2795—

HB 2795, An act relating to compulsory school attendance; concerning students in postsecondary educational institutions; amending K.S.A. 72-1111 and repealing the existing section.

Committee on Higher Education
(Education)

2820—

HB 2820, An act concerning the state board of healing arts; relating to actions taken for unprofessional conduct; expiration of licenses and registrations; creation of designations for certain licenses; amending K.S.A. 65-2005, 65-2012, 65-28a03, 65-5410, 65-5412, 65-5510, 65-5512, 65-7208 and 65-7209 and K.S.A. 2003 Supp. 65-2910 and repealing the existing sections.

Committee on Health and Human Services
(Public Health and Welfare)

2833—

HB 2833, An act relating to roads and highways; designation certain parts of certain roads and highways; amending K.S.A. 68-1010 and repealing the existing section.

Committee on Transportation
(Transportation)

2869—

HB 2869, An act concerning criminal procedure; relating to preliminary examinations.

Committee on Corrections and Juvenile Justice
(Judiciary)

2871—

HB 2871, An act regulating traffic; concerning certain traffic infractions for motor carriers; amending K.S.A. 8-1901, 8-2118, 66-1315, 66-1324 and 79-34,122 and K.S.A. 2003 Supp. 8-2107 and 66-1,130 and repealing the existing sections.

Committee on Transportation
(Transportation)

MESSAGES FROM THE GOVERNOR

COMMUNICATIONS FROM STATE OFFICERS

MESSAGES FROM THE HOUSE

Consideration of Motions to Concur or Nonconcur

REPORTS OF SELECT COMMITTEES

Consent Calendar

(Senate action to be taken on third day or thereafter)

343— (Third Day)

SB 343, An act relating to hospitals; repealing K.S.A. 2003 Supp. 65-441a.

Senator Vratil

(Judiciary)
(Be passed)

Final Action on Bills and Concurrent Resolutions

303—

SB 303, An act concerning the family postsecondary savings program; relating to accounts therein; relating to income tax exemptions; amending K.S.A. 2003 Supp. 75-646 and 79-32,117 and repealing the existing sections.

Legislative Educational Planning Committee
(Education)

(Be passed as amended)

304—

SB 304, An act concerning school districts; relating to the powers and duties of the state board of education and local boards of education.

Legislative Educational Planning Committee
(Education)

(Be passed as amended)

310—

SB 310, An act relating to public utilities; concerning the subsidization of nonregulated affiliates.

Committee on Utilities

(Utilities)

(Be passed 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 as amended)

Sub 335—

Sub SB 335, An act concerning liquefied petroleum gas; relating to the regulation thereof.

Committee on Agriculture

(Agriculture)
(Be passed)

354—

SB 354, An act concerning municipal court procedure; relating to pre-trial authority; amending K.S.A. 12-4203, 12-4209 and 12-4213 and repealing the existing sections.

Committee on Judiciary

(Judiciary)
(Be passed as amended)

367—

SB 367, An act concerning the state children's health insurance program; amending K.S.A. 38-2004 and K.S.A. 2003 Supp. 38-2001 and repealing the existing sections.

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

372—

SB 372, An act concerning sales taxation; relating to isolated or occasional sales of motor vehicles; computation of tax; amending K.S.A. 2003 Supp. 79-3603 and repealing the existing section; also repealing K.S.A. 2003 Supp. 79-3603c.

Committee on Assessment and Taxation
(Assessment and Taxation)
(Be passed)

388—

SB 388, An act relating to the capitol area security patrol; concerning authority thereof; amending K.S.A. 2003 Supp. 75-4503 and repealing the existing section.

Senator Emler

(Judiciary)
(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

(Assessment and Taxation)
(Be passed as amended)

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 and Insurance)
(Be passed as amended)

394—

SB 394, An act concerning the department of commerce; relating to IMPACT; amending K.S.A. 2003 Supp. 74-50,103, 74-50,104, 74-50,107 and 74-50,108 and repealing the existing sections.

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

411—

SB 411, An act concerning taxation on marijuana and controlled substances; relating to tax assessments; appeals, procedure; amending K.S.A. 79-5205 and repealing the existing section.

Committee on Assessment and Taxation
(Assessment and Taxation)
(Be passed)

413—

SB 413, An act concerning sales taxation; relating to exemptions; identification numbers and certificates; amending K.S.A. 2003 Supp. 79-3651 and repealing the existing section.

Committee on Assessment and Taxation
(Assessment and Taxation)
(Be passed)

420—

SB 420, An act concerning civil procedure; relating to costs; amending K.S.A. 60-2002 and repealing the existing section.

Senator Vratil
(Judiciary)
(Be passed as amended)

425—

SB 425, An act concerning dentistry; relating to the administering of sedation and anaesthetics; requiring dentists actively practicing to maintain a policy of professional liability insurance; amending K.S.A. 65-1444 and repealing the existing section.

Committee on Public Health and Welfare
(Public Health and Welfare)
(Be passed as amended)

437—

SB 437, 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 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.

Committee on Commerce

(Commerce)

(Be passed as amended)

452—

SB 452, An act concerning the regulation of psychologists; relating to unlicensed assistants in psychology; amending K.S.A. 2003 Supp. 74-5344 and repealing the existing section.

Committee on Public Health and Welfare

(Public Health and Welfare)

(Be passed as amended)

453—

SB 453, An act concerning the regulation of child care facilities; relating to exemptions therefrom; amending K.S.A. 65-501 and 72-8236 and repealing the existing sections.

Committee on Public Health and Welfare

(Public Health and Welfare)

(Be passed as amended)

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)

461—

SB 461, An act concerning eminent domain; relating to acquisition of land for certain purposes by a port authority or county; amending K.S.A. 12-3408 and K.S.A. 2003 Supp. 12-3402, 12-3406 and 19-101a and repealing the existing sections.

Committee on Judiciary

(Judiciary)

(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

(Judiciary)

(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

(Judiciary)

(Be passed as amended)

479—

SB 479, An act concerning elections; relating to conformity with the help America vote act of 2002; amending K.S.A. 25-216, 25-414, 25-1122d, 25-1123, 25-1216, 25-1223, 25-2507 and 25-2806 and K.S.A. 2003 Supp. 25-409, 25-1122, 25-2309, 25-2706, 25-2908, 25-3002 and 25-3008 and repealing the existing sections.

Committee on Elections and Local Government

(Elections and Local Government)

(Be passed)

480—

SB 480, An act concerning income taxation; relating to tax credits for investment in qualifying businesses; powers and duties of the Kansas technology enterprise corporation; repealing K.S.A. 74-8224, 74-8227, 74-8228 and 74-8229 and K.S.A. 2003 Supp. 74-8221, 74-8222, 74-8223, 74-8225 and 74-8226.

Committee on Commerce

(Commerce)

(Be passed as amended)

483—

SB 483, An act concerning the employment security laws; relating to disqualification from receipt of benefits; amending K.S.A. 2003 Supp. 44-706 and repealing the existing section.

Committee on Commerce

(Commerce)

(Be passed as amended)

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

(Natural Resources)

(Be passed)

511—

SB 511, An act concerning infants; relating to rule and regulation authority for the newborn infant hearing screening program; amending K.S.A. 65-1,157a and repealing the existing section.

Joint Committee on Administrative Rules and Regulations
(Public Health and Welfare)
(Be passed as amended)

520—

SB 520, An act concerning the Kansas downtown redevelopment act; relating to tax benefits for improvements made to real property.

Committee on Commerce

(Commerce)
(Be passed as amended)

521—

SB 521, An act concerning property taxation; relating to exemptions; business aircraft; amending K.S.A. 79-201k and repealing the existing section.

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

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

CORRECTION AND APPROVAL OF THE JOURNAL

CONSIDERATION OF MOTIONS AND SENATE RESOLUTIONS

REPORTS OF STANDING COMMITTEES

General Orders

430—

SB 430, An act concerning adult care homes; relating to results of a survey or inspection reports; amending K.S.A. 39-935 and repealing the existing section.

Committee on Judiciary

(Judiciary)
(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)

509—

SB 509, An act concerning debt management services; enacting the Kansas credit services organization act; amending K.S.A. 21-4402 and K.S.A. 2003 Supp. 75-1308 and repealing the existing sections; also repealing K.S.A. 50-1101, 50-1102, 50-1103, 50-1104, 50-1105, 50-1106, 50-1107, 50-1108, 50-1109, 50-1110, 50-1111, 50-1112, 50-1113, 50-1114 and 50-1115.

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

299—

SB 299, An act concerning surety agents.

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

ANTICIPATED END OF DEBATE CALENDAR**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
(Commerce)
(Be passed as amended)

523—

SB 523, An act concerning taxing subdivisions of the state; relating to budgets thereof; amending K.S.A. 79-2929a and repealing the existing section.

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

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
(Commerce)
(Be passed as amended)

Sub 275—

Sub SB 275, An act concerning correctional facilities; relating to construction by private companies.

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

Sub 2145—

Sub HB 2145, An act concerning public postsecondary education; certain persons deemed to be residents for purposes of tuition and other fees at postsecondary educational institutions.

Committee on Higher Education

(Education)
(Be passed)

2606—

HB 2606, An act concerning elections; pertaining to the electronic filing of election abstracts; amending K.S.A. 25-3202 and repealing the existing section.

Committee on Ethics and Elections

(Elections and Local Government)
(Be passed)

5005—

HCR 5005, A concurrent resolution urging Congress to modify the provisions of the National Voter Registration Act of 1993 to simplify the procedure for removal of voters from voter registration lists.

Representative F. Miller

(Elections and Local Government)
(Be adopted as amended)

313—

SB 313, An act concerning sales taxation; relating to countywide retailers' sales tax in Douglas county; amending K.S.A. 2003 Supp. 12-187, 12-189 and 12-192 and repealing the existing sections.

Committee on Assessment and Taxation

(Assessment and Taxation)
(Be reported without recommendation)
(Motion to recommend favorably for passage failed)

305—

SB 305, An act concerning alcoholic beverages; relating to the regulation and taxation thereof; providing for the use of revenue derived from taxes imposed thereon; 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, 41-501 and 41-719 and repealing the existing sections; also repealing K.S.A. 41-1111, 41-1112, 41-1114 through 41-1121.

Special Committee on Judiciary

(Judiciary)
(Withdrawn) (Judiciary)
(Referred) (Federal and State Affairs)
(Be passed as amended)
(Killed Final Action)
(Adverse action reconsidered)
(Returned to General Orders)

374—

SB 374, An act establishing the Kansas school board development program.

Committee on Education

(Education)
(Be passed)
(Motion to recommend favorably for passage failed)

Bills Adversely Reported