

# SENATE CALENDAR

No. 27

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THURSDAY, FEBRUARY 17, 2005  
SENATE CONVENES AT 2:30 P.M.

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## Order of Business

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ROLL CALL

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INVOCATION

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## Special Order of Business

Time to be determined

### ERO 33—

Reorganization of the state's major health care programs into a new business division within the Department of Administration called the Division of Health Policy and Finance and the renaming of The Department of Social and Rehabilitation Services as the Department of Human Services.

Governor Kathleen Sebelius

(Health Care Strategies)

### 1814—

SR 1814, A resolution disapproving Executive Reorganization Order No. 33, relating to reorganization of certain state health care programs and the establishment of a division of health policy and finance within the department of administration.

Committee on Health Care Strategies

(Health Care Strategies)

(Be adopted)

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INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

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## Reference of Bills and Concurrent Resolutions

### 266—

SB 266, An act authorizing the secretary of the department of administration to transfer certain land.

Committee on Ways and Means

(Ways and Means)

### 267—

SB 267, An act concerning alcoholic liquors; amending K.S.A. 41-308, 41-308a and 41-803 and K.S.A. 2004 Supp. 41-719 and repealing the existing sections.

Committee on Federal and State Affairs

(Federal and State Affairs)

**268—**

**SB 268**, An act concerning insurance products; relating to the interstate insurance product regulation compact.

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

**1820—**

**SR 1820**, A resolution Requesting the United States supreme court to grant certiorari and reverse the Kansas supreme court's ruling in *State v. Marsh*.

Committee on Judiciary  
(Committee of the Whole)

**2034—**

**HB 2034**, An act concerning judicial review and civil enforcement of agency actions; amending K.S.A. 77-603 and repealing the existing section.

Joint Committee on Administrative Rules and Regulations  
(Judiciary)

**2072—**

**HB 2072**, An act relating to United States military personnel; concerning tuition and fee waivers; amending K.S.A. 73-1217 and K.S.A. 2004 Supp. 75-3721, 75-4364 and 76-729 and repealing the existing sections.

Committee on Higher Education  
(Ways and Means)

**2122—**

**HB 2122**, An act concerning crimes and punishment; relating to the loss of value of the crime; amending K.S.A. 16-305, 19-3519, 21-3720, 21-3729, 21-3734, 21-3902, 21-3904, 21-3905, 21-4111, 39-717, 40-247, 40-2,118 and 44-5,125 and K.S.A. 2004 Supp. 21-3437, 21-3707, 21-3763, 21-3846, 32-1005, 40-5013 and 47-1827 and repealing the existing sections.

Representative Huff  
(Judiciary)

**2140—**

**HB 2140**, An act concerning the procedure for redevelopment districts to finance investigation and remediation of flood-plain conditions; qualifications; amending K.S.A. 2004 Supp. 12-1770a and 12-1771e and repealing the existing sections.

Representative O'Malley  
(Commerce)

**2153—**

**HB 2153**, An act concerning the secretary of aging; relating to the long-term care ombudsman; amending K.S.A. 2004 Supp. 75-7306 and 75-7310 and repealing the existing sections.

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

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**2215—**

**HB 2215**, An act relating to commercial driver's licenses; creating the hazmat fee fund; amending K.S.A. 2004 Supp. 8-267 and 8-2,151 and repealing the existing sections.

Committee on Transportation  
(Transportation)

**2347—**

**HB 2347**, An act authorizing the state board of regents to sell and convey a certain tract of real estate located in Ellis county, Kansas, for and on behalf of Fort Hays state university to the city of Hays, Kansas.

Committee on Appropriations  
(Ways and Means)

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MESSAGES FROM THE GOVERNOR

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COMMUNICATIONS FROM STATE OFFICERS

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MESSAGES FROM THE HOUSE

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**Consideration of Motions to Concur or Nonconcur**

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REPORTS OF SELECT COMMITTEES

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**Consent Calendar**

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

**39— (Third Day)**

**SB 39**, An act concerning sheriffs; relating to fees for service; amending K.S.A. 28-110 and repealing the existing section.

Senator Emler  
(Judiciary)  
(Be passed)

**176— (First Day)**

**SB 176**, An act concerning insurance; relating to new terminology for insurance brokers; amending K.S.A. 40-37a01, 40-37a02, 40-37a03, 40-37a04, 40-37a05, 40-37a06 and 40-4502 and K.S.A. 2004 Supp. 40-2,131 and repealing the existing sections.

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

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## Final Action on Bills and Concurrent Resolutions

**27—**

**SB 27**, An act concerning controlled substances; relating to schedule V substances; unlawful acts; amending K.S.A. 65-1643, 65-4113, 65-4152, 65-4159, 65-7001 and 65-7006 and repealing the existing sections.

Senators D. Schmidt, Apple, Barnett, Barone, Bruce, Donovan, Emler, Gilstrap, Goodwin, Hensley, Jordan, Kelly, Lee, Morris, Pine, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wilson and Wysong  
(Judiciary)

(Be passed as amended)

**45—**

**SB 45**, An act concerning property taxation; relating to unpaid real property taxes; judgment and enforcement thereof pursuant to code of civil procedure.

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

**51—**

**SB 51**, An act amending the tobacco master settlement agreement; release of escrow funds; amending K.S.A. 2004 Supp. 50-6a03 and repealing the existing section.

Committee on Judiciary  
(Judiciary)  
(Be passed)

**69—**

**SB 69**, An act concerning the self-service storage act; relating to late fees; amending K.S.A. 58-814 and repealing the existing section.

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

**70—**

**SB 70**, An act creating the Kansas petroleum education and marketing act.

Committee on Assessment and Taxation  
(Ways and Means)  
(Withdrawn) (Ways and Means)  
(Referred) (Assessment and Taxation)  
(Be passed as amended)

**108—**

**SB 108**, An act concerning employment security law; amending K.S.A. 44-719 and K.S.A. 2004 Supp. 44-703, 44-710a and 44-716a and repealing the existing sections.

Committee on Commerce  
(Commerce)  
(Be passed)

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**118—**

**SB 118**, An act concerning state procurement; relating to state purchase of products by certain qualified vendors; definitions; amending K.S.A. 75-3317 and repealing the existing section.

Committee on Commerce

(Commerce)  
(Be passed)

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INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

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CORRECTION AND APPROVAL OF THE JOURNAL

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CONSIDERATION OF MOTIONS AND SENATE RESOLUTIONS

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REPORTS OF STANDING COMMITTEES

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**General Orders**

**122—**

**SB 122**, An act concerning payment of compensation; relating to payment methods; electronic transfer and deposit; amending K.S.A. 44-314 and repealing the existing section.

Committee on Commerce

(Commerce)  
(Be passed as amended)

**152—**

**SB 152**, An act relating to district hospitals; relating to the sale of property; amending K.S.A. 80-2520 and repealing the existing section.

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

**219—**

**SB 219**, An act concerning agriculture; creating the pest control compact.

Committee on Agriculture

(Agriculture)  
(Be passed)

**89—**

**SB 89**, An act concerning certain counties; relating to payment of certain expenses; amending K.S.A. 2004 Supp. 19-4444 and repealing the existing section.

Senator Reitz

(Ways and Means)  
(Be passed as amended)

**209—**

**SB 209**, An act concerning the transportation development district act; relating to district sales tax; amending K.S.A. 2004 Supp. 12-17,144 and 12-17,145 and repealing the existing sections.

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

**113—**

**SB 113**, An act concerning agriculture; relating to soil amendment products; amending K.S.A. 2004 Supp. 2-2805 and repealing the existing section; also repealing K.S.A. 2004 Supp. 2-2806.

Committee on Agriculture  
(Agriculture)  
(Be passed)

**252—**

**SB 252**, An act relating to dealer license plates; concerning the use thereof; amending K.S.A. 8-136 and repealing the existing section.

Committee on Transportation  
(Transportation)  
(Be passed)

**ANTICIPATED END OF DEBATE CALENDAR****63—**

**SB 63**, An act concerning public utilities; relating to the definition thereof.

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

**91—**

**SB 91**, An act concerning fees; amending K.S.A. 65-1447 and repealing the existing section.

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

**52—**

**SB 52**, An act concerning employment of retired judges; relating to providing employer contribution for health insurance; amending K.S.A. 20-2622 and repealing the existing section.

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

**56—**

**SB 56**, An act concerning motor-vehicle fuels; relating to retail pump labeling requirements; ethyl alcohol and other alcohol; amending K.S.A. 2004 Supp. 79-3408 and repealing the existing section.

Committee on Agriculture  
(Agriculture)  
(Be passed)

**71—**

**SB 71**, An act concerning crimes and punishment; creating the crime of automated teller machine robbery; aggravated automated teller machine robbery.

Senator Journey

(Judiciary)

(Be passed as amended)

**78—**

**SB 78**, An act concerning the open records act; amending K.S.A. 2004 Supp. 45-221 and repealing the existing section; also repealing K.S.A. 2004 Supp. 45-221g and 45-221h.

Committee on Elections and Local Government  
(Elections and Local Government)

(Be passed)

**158—**

**SB 158**, An act concerning property taxation; relating to hay and cotton storage structures; amending K.S.A. 2004 Supp. 79-201d and repealing the existing section.

Committee on Assessment and Taxation  
(Assessment and Taxation)

(Be passed as amended)

**195—**

**SB 195**, An act concerning firearms; relating to the disposition thereof after seizure; amending K.S.A. 79-5212 and K.S.A. 2004 Supp. 79-3235, 79-3617, 79-5205 and 79-5211 and repealing the existing sections.

Committee on Natural Resources  
(Assessment and Taxation)

(Be passed)

**234—**

**SB 234**, An act concerning motor vehicles and equipment used by the state; relating to fuel purchase therefor; amending K.S.A. 2004 Supp. 75-3744a and repealing the existing section.

Committee on Elections and Local Government  
(Agriculture)

(Be passed as amended)

**6—**

**SB 6**, An act concerning abolition of the death penalty; amending K.S.A. 21-4634, 22-3705 and 22-4210 and K.S.A. 2004 Supp. 21-3105, 21-4619, 21-4635, 22-3405, 22-3717, 22-4505 and 22-4506 and repealing the existing sections; also repealing K.S.A. 21-3439, 21-4627, 21-4629, 21-4630, 22-3704, 22-4002, 22-4004, 22-4005 and 22-4016 and K.S.A. 2004 Supp. 21-4622, 21-4623, 21-4624, 22-4001, 22-4003, 22-4006, 22-4009, 22-4011, 22-4012, 22-4013 and 22-4014.

Senator Haley

(Judiciary)

(Be reported without recommendation)

**28—**

**SB 28**, An act concerning crimes, punishment and criminal procedure; relating to the sentence of death; amending K.S.A. 2004 Supp. 21-4624 and repealing the existing section.

Committee on Judiciary

(Judiciary)

(Be reported without recommendation)

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**Bills Adversely Reported**