

SENATE CALENDAR

No. 51

THURSDAY, MARCH 24, 2005
SENATE CONVENES AT 9:30 A.M.

Order of Business

ROLL CALL

INVOCATION

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

Reference of Bills and Concurrent Resolutions

306—

SB 306, An act establishing the Kansas health policy authority; prescribing powers, duties and functions therefor; establishing a division of health policy and finance and a director of health policy and finance within the department of administration and transferring certain powers, duties and functions thereto; amending K.S.A. 39-7,116, 39-7,121, 65-6801, 65-6804, 65-6805, 65-6806, 65-6807 and 65-6809 and K.S.A. 2004 Supp. 39-7,118, 39-7,119, 39-7,120, 39-7,121a, 39-7,121d, 39-7,121e and 65-6803 and repealing the existing sections; also amending sections 9 through 21 of this act and repealing the existing sections; also repealing K.S.A. 65-6808 and sections 7 and 8 of this act.

(Health Care Strategies)

307—

SB 307, An act concerning crimes, criminal procedure and punishment; relating to sentencing for burglary; expansion or construction of minimum security facilities; amending K.S.A. 2004 Supp. 21-4704 and repealing the existing section.

Senator Barnett

(Judiciary)

Sub 2226—

Sub HB 2226, An act concerning the department of wildlife and parks; prescribing certain procedures for acquisition of land by such department.

Committee on Appropriations

(Ways and Means)

2228—

HB 2228, An act concerning state procurement; relating to state purchase of products by certain qualified vendors; amending K.S.A. 75-3317, 75-3319, 75-3321 and 75-3322 and K.S.A. 2004 Supp. 75-3320 and repealing the existing sections.

Committee on Appropriations
(Ways and Means)

2301—

HB 2301, An act creating the Senator Stan Clark pregnancy maintenance initiative program; making appropriations for the department of health and environment – division of health for the fiscal year ending June 30, 2006.

Representatives Landwehr, Beamer, Brown, Brunk, Burgess, Carter, Dahl, DeCastro, Decker, Dillmore, Edmonds, Flower, Freeborn, George, Goico, Grange, Hayzlett, Henry, Hill, M. Holmes, Horst, Huebert, Humerickhouse, Hutchins, Huy, Jack, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Larkin, Mast, Mays, McCreary, McLeland, Merrick, F. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, Newton, Novascone, O'Malley, O'Neal, Oharah, Olson, Otto, Pauls, Peck, Phelps, Pilcher-Cook, Powell, Powers, Ruff, Sawyer, Schwab, Schwartz, Shultz, Siegfried, Vickrey, Watkins, Weber, Wilk and Yoder

(Ways and Means)

2320—

HB 2320, An act concerning the Kansas judicial center; providing for a seal of justice in the supreme court courtroom; authorizing certain gifts and donations.

Committee on Appropriations
(Ways and Means)

Sub 2512—

Sub HB 2512, An act concerning the health care stabilization fund; relating to certain expenditures.

Committee on Appropriations
(Ways and Means)

2518—

HB 2518, An act concerning military service; relating to health insurance of Kansas national guard members for periods of active duty; concerning certain wireless service plan contracts of military personnel called to duty; amending K.S.A. 2004 Supp. 79-32,213 and repealing the existing section.

Committee on Appropriations
(Ways and Means)

2519—

HB 2519, An act concerning the legislative post audit act; amending K.S.A. 2004 Supp. 46-1114 and repealing the existing section.

Committee on Appropriations
(Utilities)

MESSAGES FROM THE GOVERNOR

COMMUNICATIONS FROM STATE OFFICERS

MESSAGES FROM THE HOUSE

Consideration of Motions to Concur or Nonconcur

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

(As amended by the House)

102—

SB 102, An act concerning civil procedure; relating to collateral source benefits; amending K.S.A. 60-3802, 60-3804 and 60-3805 and repealing the existing sections.

Committee on Financial Institutions and Insurance

(As amended by the House)

(Motion to nonconcur, postponed to day certain, Thursday, March 31, 10:00 A.M)

REPORTS OF SELECT COMMITTEES

Consent Calendar

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

2139— (Second Day)

HB 2139, An act concerning fences; relating to fence viewers; amending K.S.A. 29-201 and 29-314 and repealing the existing sections.

Representatives Dillmore and Ward

(Elections and Local Government)

(Be passed)

2308— (Second Day)

HB 2308, An act concerning property taxation; relating to homestead property tax refunds; income determination; amending K.S.A. 2004 Supp. 79-4502 and repealing the existing section.

Representatives Schwartz and Weber

(Assessment and Taxation)

(Be passed)

Final Action on Bills and Concurrent Resolutions

270—

SB 270, An act making and concerning appropriations for the fiscal years ending June 30, 2006, and June 30, 2007, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing; amending K.S.A. 2004 Supp. 2-223, 55-193, 75-2319, 75-6702, 76-775, 79-2959, 79-2964, 79-3425c, 79-3425i and 82a-953a and repealing the existing sections.

Committee on Ways and Means

(Ways and Means)

(Be passed as amended)

272—

SB 272, An act making and concerning appropriations for the fiscal year ending June 30, 2005, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing.

Committee on Ways and Means

(Ways and Means)

(Be passed as amended)

273—

SB 273, An act making and concerning appropriations for the fiscal years ending June 30, 2005, June 30, 2006, and June 30, 2007, for state agencies; authorizing certain transfers, capital improvement projects and fees, imposing certain restrictions and limitations, and directing or authorizing certain receipts, disbursements and acts incidental to the foregoing.

Committee on Ways and Means

(Ways and Means)

(Be passed as amended)

295—

SB 295, An act concerning taxation; relating to retailers' sales tax in Neosho county; amending K.S.A. 2004 Supp. 12-187, 12-189 and 12-192 and repealing the existing sections.

Committee on Ways and Means

(Assessment and Taxation)

(Be passed)

Sub 2003—

Sub HB 2003, An act concerning the bioscience authority; emerging industry investment act; bioscience research and development voucher – federal fund; amending K.S.A. 2004 Supp. 74-99b33, 74-99b34 and 74-99b68 and repealing the existing sections.

Committee on Taxation

(Commerce)

(Be passed as amended)

2014—

HB 2014, An act concerning the Kansas water authority; amending K.S.A. 2004 Supp. 74-2622 and repealing the existing section; also repealing K.S.A. 2004 Supp. 74-2622a.

Special Committee on Environment
(Natural Resources)
(Be passed)

Sub 2087—

Sub HB 2087, An act concerning crimes, punishment and criminal procedure; relating to identity theft, identity fraud and vital records fraud; amending K.S.A. 21-3830 and 65-2434 and K.S.A. 2004 Supp. 21-4018 and repealing the existing sections.

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

2103—

HB 2103, An act concerning weights and measures; relating to standards and requirements of commercial weighing and measuring devices; amending K.S.A. 2004 Supp. 83-202 and repealing the existing section.

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

2128—

HB 2128, An act concerning criminal history records; relating to access; expungements; amending K.S.A. 38-1610 and K.S.A. 2004 Supp. 21-4619 and repealing the existing sections.

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

Sub 2142—

Sub HB 2142, An act concerning workers compensation; relating to date of accident; amending K.S.A. 2004 Supp. 44-508 and repealing the existing section.

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

2232—

HB 2232, An act concerning Kansas film services commission; relating to members and duties; amending K.S.A. 74-9202 and K.S.A. 2004 Supp. 74-9201 and repealing the existing sections.

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

2253—

HB 2253, An act concerning wildlife; relating to wildlife violations; amending K.S.A. 22-2908, 32-1002, 32-1003 and 32-1031 and K.S.A. 2004 Supp. 32-1001, 32-1004, 32-1013 and 32-1032 and repealing the existing sections.

Committee on Wildlife, Parks and Tourism
(Natural Resources)
(Be passed as amended)

Sub 2261—

Sub HB 2261, An act concerning crimes, punishment and criminal procedure; relating to searches without a search warrant; amending K.S.A. 22-2501 and repealing the existing section.

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

Sub 2276—

Sub HB 2276, An act concerning transmission of money; relating to certain charges.

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

2280—

HB 2280, An act concerning agriculture; relating to grain warehouses; sampling.

Committee on Agriculture
(Agriculture)
(Be passed)

2304—

HB 2304, An act concerning crimes and punishment; relating to tests for alcohol and drugs when allegedly driving under the influence; relating to ingesting or injecting certain controlled substances; amending K.S.A. 8-1001 and 65-4162 and K.S.A. 2004 Supp. 65-4160 and repealing the existing sections.

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

2341—

HB 2341, An act concerning agriculture; relating to uniformity and jurisdiction of the Kansas fertilizer law.

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

2364—

SB 2364, An act authorizing the state board of regents to convey certain real estate.

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

2386—

HB 2386, An act concerning crimes and punishment; relating to unlawful sexual relations; amending K.S.A. 2004 Supp. 21-3520 and repealing the existing section.

Committee on Corrections and Juvenile Justice
(Judiciary)

(Be passed as amended)

2448—

HB 2448, An act concerning the angel investor tax credit act; amending K.S.A. 2004 Supp. 74-8131, 74-8132, 74-8133, 74-8134, 74-8135, 74-8136, 74-50,104, 74-50,105, 74-50,106 and 74-50,107 and repealing the existing sections.

Committee on Taxation

(Commerce)

(Be passed as amended)

2466—

HB 2466, An act concerning wildlife; repealing the state's authority to issue commercial guide service permits; concerning hunter's education requirements; amending K.S.A. 2004 Supp. 21-4619 and 32-920 and repealing the existing sections; also repealing K.S.A. 2004 Supp. 32-964 and K.S.A. 2003 Supp. 21-4619, as amended by section 59 of chapter 154 of the 2004 Session Laws of Kansas.

Committee on Appropriations

(Natural Resources)

(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

2503—

HB 2503, An act concerning abortion clinics; providing for regulation, licensing and standards for the operation thereof; providing penalties for violations and authorizing injunctive actions.

Committee on Federal and State Affairs
(Public Health and Welfare)

(Be passed as amended)

298—

SB 298, An act concerning alcoholic beverages; relating to the regulation thereof; amending K.S.A. 41-208, 41-301, 41-302, 41-710, 41-712, 41-714 and 41-2704 and K.S.A. 2004 Supp. 19-101a, 41-303, 41-347 and 41-719 and repealing the existing sections; also repealing K.S.A. 2004 Supp. 19-101k.

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

2263—

HB 2263, An act concerning transmission of electricity; enacting the Kansas electric transmission authority act .

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

2478—

HB 2478, An act concerning the court of appeals; amending K.S.A. 2004 Supp. 20-3002 and 20-3006 and repealing the existing sections.

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

2407—

HB 2407, An act concerning the state corporation commission; authorizing participation in regional transmission organizations.

Committee on Utilities
(Utilities)
(Be passed)

2053—

HB 2053, An act concerning agriculture; relating to livestock; disposition of certain animals, indemnity by state; premises registration and animal identification and tracking system; amending K.S.A. 47-612 and 47-615 and K.S.A. 2004 Supp. 47-617 and 47-674 and repealing the existing sections.

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

303—

SB 303, An act concerning natural gas; relating to curtailment of service to certain consumers; prescribing procedures related thereto; amending K.S.A. 66-105a and repealing the existing section.

Committee on Ways and Means
(Utilities)
(Be passed as amended)

2018—

HB 2018, An act concerning certain rural water districts; providing procedures for acquisition of such districts' water supply and distribution systems by other rural water districts and providing procedures for the acquisition of the area within the boundaries of such districts by other rural water districts; amending K.S.A. 2004 Supp. 82a-647 and repealing the existing section.

Representative Sloan

(Elections and Local Government)

(Be passed as amended)

2152—

HB 2152, An act concerning the master settlement agreement for tobacco products; relating to the appeal bond; amending K.S.A. 2004 Supp. 50-6a05 and repealing the existing section.

Committee on Judiciary

(Judiciary)

(Be passed)

Sub 2457—

Sub HB 2457, An act concerning civil procedure; relating to service of process; amending K.S.A. 2004 Supp. 60-304 and repealing the existing section.

Committee on Judiciary

(Judiciary)

(Be passed as amended)

2138—

HB 2138, An act concerning amusement rides; relating to insurance therefor; amending K.S.A. 40-4802 and repealing the existing section.

Committee on Insurance

(Financial Institutions and Insurance)

(Be passed)

2222—

HB 2222, An act enacting the individual development account program act; prescribing certain duties and responsibilities on the department of commerce; amending K.S.A. 74-5005 and K.S.A. 2004 Supp. 79-32,117 and repealing the existing sections; also repealing K.S.A. 79-32,117h and K.S.A. 2004 Supp. 79-32,117j and 79-32,117k.

Committee on Taxation

(Assessment and Taxation)

(Be passed)

S Sub 2172—

S Sub for HB 2172, An act relating to the office of the state bank commissioner; concerning the regulation of consumer and mortgage lending; amending K.S.A. 9-2203, 9-2205, 9-2208, 9-2209, 9-2211, 9-2216, 9-2218, 16a-3-205, 16a-5-103, 16a-5-111 and 16a-6-201 and K.S.A. 2004 Supp. 16a-2-103, 16a-2-302, 16a-2-303, 16a-2-304, 16a-2-404, 16a-3-304, 16a-3-308a, 16a-6-104, 16a-6-108 and 16a-6-203 and repealing the existing sections.

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

2477—

HB 2477, An act concerning unclaimed property; amending K.S.A. 2004 Supp. 58-3935 and 58-3943 and repealing the existing sections.

Committee on Appropriations
(Ways and Means)
(Be passed as amended)

2309—

HB 2309, An act concerning counties; relating to enforcement of county codes and resolutions; amending K.S.A. 2004 Supp. 19-101d and repealing the existing section.

Representative Sloan
(Federal and State Affairs)
(Be passed)

Sub 80—

Sub SB 80, An act concerning certain public funds; relating to records concerning the receipt and expenditure thereof.

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

S Sub 2037—

S Sub for HB 2037, An act concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; benefits and contributions; amending K.S.A. 10-813a, 74-4914, 74-4925b, 74-4925e, 74-4927a, 74-4932, 74-4952 and 76-746 and K.S.A. 2004 Supp. 20-2610a, 74-4902, 74-4918, 74-4920, 74-4925 and 74-4927 and repealing the existing sections.

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

2310—

HB 2310, An act relating to motor vehicles; concerning United States military veterans license plates; amending K.S.A. 2004 Supp. 8-1,146 and repealing the existing section.

Representative Burgess
(Transportation)
(Be passed as amended)

2299—

HB 2299, An act concerning workers compensation; relating to membership on the advisory panel; amending K.S.A. 2004 Supp. 44-510i and repealing the existing section.

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

2288—

HB 2288, An act concerning sales taxation; relating to exemption certificates; amending K.S.A. 2004 Supp. 79-3651 and repealing the existing section.

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

2380—

HB 2380, An act concerning the attorney general; relating to duties and assistants; amending K.S.A. 75-704a and 75-710 and repealing the existing sections.

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

2331—

HB 2331, An act concerning school districts; relating to the provision of special education and related services; amending K.S.A. 72-962, 72-963, 72-963a, 72-964, 72-965, 72-966, 72-971, 72-973, 72-974, 72-984, 72-985, 72-986, 72-987, 72-988, 72-990, 72-993, 72-994 and 72-996 and repealing the existing sections; also repealing K.S.A. 72-991 and 72-992.

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

2203—

HB 2203, An act concerning nonprofit medical and hospital service corporations; relating to termination of health insurance coverage for cause; amending K.S.A. 40-19c06 and repealing the existing section.

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

2357—

HB 2357, An act pertaining to self audits by insurance companies.

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

2045—

HB 2045, An act concerning certain electric transmission facilities; providing for recovery of certain costs of construction and upgrading.

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

2385—

HB 2385, An act concerning crimes, punishment and criminal procedure; relating to procedure for admission of photographs of wrongfully taken property; amending K.S.A. 60-472 and repealing the existing section.

Committee on Corrections and Juvenile Justice
(Judiciary)

(Be passed as amended)

2279—

HB 2279, An act concerning municipalities; relating to utility services provided thereby; amending K.S.A. 2004 Supp. 12-631k, 12-860, 14-569 and 19-2765b and repealing the existing sections.

Representative F. Miller

(Utilities)

(Be passed)

ANTICIPATED END OF DEBATE CALENDAR**2083—**

HB 2083, An act relating to the consolidation of cities and counties.

Representatives Lane, Burgess, Flora, Gordon, Hutchins, Kirk, Kuether, Mah and Mays

(Federal and State Affairs)

(Be passed)

262—

SB 262, An act enacting the efficiency in local government act; amending K.S.A. 2004 Supp. 19-205 and repealing the existing section.

Committee on Federal and State Affairs
(Federal and State Affairs)

(Be passed)

164—

SB 164, An act concerning cities; relating to quarterly reports of the treasurer; amending K.S.A. 12-1608 and repealing the existing section

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

(Be passed as amended)

(Withdrawn) (General Orders)

(Referred) (Ways and Means)

(Withdrawn) (Ways and Means)

(Returned) (General Orders)

1606—

SCR 1606, A proposition to amend section 5 of article 3 of the constitution of the state of Kansas, relating to the selection of justices of the supreme court.

Senators Wagle and D. Schmidt, Apple, Barnett, Barone, Brownlee, Bruce, Donovan, Gilstrap, Huelskamp, Jordan, Journey, McGinn, Morris, O'Connor, Ostmeyer, Palmer, Petersen, Pine, Pyle, Reitz, V. Schmidt, Schodorf, Taddiken, Teichman, Umbarger, Wilson and Wysong

(Judiciary)

(Be adopted as amended)

117—

SB 117, An act concerning criminal procedure; relating to offender registration; amending K.S.A. 2004 Supp. 22-4902, 22-4909 and 22-4912 and repealing the existing sections.

Senator Brownlee

(Judiciary)
 (Be passed as amended)
 (Committee report adopted)
 (Be further amended)
 (Killed Final Action)
 (Adverse action reconsidered)
 (Returned) (General Orders)
 (Withdrawn) (General Orders)
 (Referred) (Ways and Means)
 (Withdrawn) (Ways and Means)
 (Returned) (General Orders)
 (Withdrawn) (General Orders)
 (Rereferred) (Judiciary)
 (Be passed as amended)

2129—

HB 2129, An act concerning criminal procedure; relating to indigent defense services; amending K.S.A. 2004 Supp. 22-4507 and repealing the existing section.

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

S Sub 2084—

S Sub for HB 2084, An act relating to the state corporation commission; concerning telecommunications; providing for a study of local service competition; guidelines; report.

Committee on Utilities

(Utilities)
 (Be passed)

87—

SB 87, An act relating to the Kansas department of wildlife and parks; providing for the funding thereof; amending K.S.A. 32-901 and K.S.A. 2004 Supp. 8-145 and repealing the existing sections.

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

Bills Adversely Reported