

SENATE CALENDAR

No. 44

TUESDAY, MARCH 17, 2009
SENATE CONVENES AT 2:30 P.M.

Order of Business

ROLL CALL

INVOCATION AND PLEDGE OF ALLEGIANCE

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

Reference of Bills and Concurrent Resolutions

315--

SB 315, An act concerning water; relating to tax exemptions; notification to water rights holders; review of water development projects; amending K.S.A. 79-201g, 82a-325, 82a-327, 82a-406 and 82a-407 and K.S.A. 2008 Supp. 82a-405, 82a-714 and 82a-718 and repealing the existing sections.

Committee on Ways and Means
(Natural Resources)

316--

SB 316, An act concerning chemigation safety; relating to application of swine waste; amending K.S.A. 2008 Supp. 2-3318 and 65-1,182 and repealing the existing sections.

Committee on Ways and Means
(Agriculture)

317--

SB 317, An act abolishing the Kansas technology enterprise corporation and transferring the powers and duties thereof to the department of commerce and the board of regents; amending K.S.A. 74-5001a, 74-8102, 74-8103, 74-8106, 74-8107, 74-8108, 74-8109, 74-8110, 74-8111, 74-8316, 74-8317, 74-8318, 74-8319, 74-8401, 75-2935b, 75-3208 and 76-770 and K.S.A. 2008 Supp. 74-520a, 74-5005, 74-50,133, 74-50,151, 74-50,156, 74-8101, 74-8104, 74-8131, 74-8132, 74-8133, 74-8134, 74-8135, 74-8136, 74-99b03, 74-99b04, 74-99b09, 74-99b63, 74-99b66, 74-99c03 and 75-2935 and repealing the existing sections; also repealing K.S.A. 74-5050 and 74-8105.

Committee on Ways and Means
(Ways and Means)

318--

SB 318, An act concerning the state board of healing arts; relating to fees charged and collected by the board; amending K.S.A. 65-2852, 65-5409, 65-5509 and 65-7207 and K.S.A. 2008 Supp. 65-2012, 65-28a03, 65-2911, 65-6910 and 65-7308 and repealing the existing sections.

Committee on Ways and Means
(Ways and Means)

319--

SB 319, An act concerning retirement and pensions; relating to the Kansas police and firemen's retirement system; affiliation of adjutant general; membership of certain firefighters; contributions.

Committee on Ways and Means
(Ways and Means)

320--

SB 320, An act concerning the department of social and rehabilitation services; regarding the funeral assistance program; amending K.S.A. 22a-215 and 39-713d and repealing the existing sections.

Committee on Ways and Means
(Ways and Means)

321--

SB 321, An act concerning insurance; relating to the insurance department service regulation fund; amending K.S.A. 2008 Supp. 40-112 and repealing the existing section.

Committee on Ways and Means
(Ways and Means)

1615--

SCR 1615, A CONCURRENT RESOLUTION claiming sovereignty under the Tenth Amendment to the Constitution of the United States over certain powers; serving notice to the federal government to cease and desist certain mandates; providing that certain federal legislation be prohibited or repealed; and directing distribution.

Senators Pilcher-Cook, Abrams, Apple, Barnett, Brownlee, Bruce, Colyer, Donovan, Emler, Huelskamp, Kelsey, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Petersen, Pyle, D. Schmidt, Schodorf, Taddiken, Vratil and Wagle

(Judiciary)

1616--

SCR 1616, A CONCURRENT RESOLUTION urging Kansas school districts to use carefully the federal stimulus funds received under the Federal American Recovery and Reinvestment Act of 2009 and to use other available funds to establish or to increase the balances in contingency reserve funds of districts

Committee on Ways and Means
(Ways and Means)

2084--

HB 2084, An act concerning cities; relating to annexation of territory; amending K.S.A. 2008 Supp. 12-520 and repealing the existing section.

Representatives Wetta and DeGraaf
(Judiciary)

2319--

HB 2319, An act concerning property taxation; relating to fair market value of certain rental property; amending K.S.A. 2008 Supp. 79-503a and repealing the existing section.

Committee on Taxation

(Assessment and Taxation)

2343--

HB 2343, An act concerning the licensure of professional nurses and practical nurses; amending K.S.A. 65-1115 and 65-1116 and repealing the existing sections.

Committee on Appropriations

(Public Health and Welfare)

2354--

HB 2354 – AN ACT concerning certain claims against the state, making appropriations, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain disbursements, procedures and acts incidental to the foregoing.

Committee on Appropriations

(Ways and Means)

REFERENCE OF APPOINTMENTS

By the Senate President:

Kansas Health Policy Authority:

E.J.“Ned” Holland to serve a term of four years which shall expire March 15, 2012.

(Ways and Means)

MESSAGES FROM THE GOVERNOR

COMMUNICATIONS FROM STATE OFFICERS

MESSAGES FROM THE HOUSE

Consideration of Motions to Concur or Nonconcur

84—

SB 84, An act concerning schools; relating to personal financial literacy courses; amending K.S.A. 2008 Supp. 72-7535 and repealing the existing section

Committee on Education

(As amended by the House)

REPORTS OF SELECT COMMITTEES

Consent Calendar

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

2270— (Third Day)

HB 2270, An act concerning income taxation; relating to apportionment of business income; amending K.S.A. 2008 Supp. 79-3279 and repealing the existing section.

Committee on Taxation

(Commerce)

(Be passed)

306— (First Day)

SB 306, An act concerning the Kansas fireworks act; creating the fireworks and explosives fund; amending K.S.A. 2008 Supp. 31-505 and repealing the existing section.

Committee on Ways and Means

(Ways and Means)

(Be passed)

Final Action on Bills and Concurrent Resolutions

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

2185--

HB 2185, An act relating to public moneys; concerning reciprocal deposit programs; amending K.S.A. 9-1407 and K.S.A. 2008 Supp. 12-1675 and 75-4237 and repealing the existing sections.

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

2052--

HB 2052, An act relating to insurance; concerning the life and health insurance guaranty association; amending K.S.A. 2008 Supp. 40-3008 and repealing the existing section.

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

1610--

SCR 1610, A CONCURRENT RESOLUTION urging the Environmental Protection Agency to authorize the use of higher blends of ethanol in non-flex fuel vehicles.

Senators Taddiken, Abrams, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Faust-Goudeau, Francisco, Haley, Hensley, Holland, Huelskamp, Kelly, Kelsey, Kultala, Lee, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Pyle, Reitz, D. Schmidt, V. Schmidt, Schodorf, Steineger, Teichman, Umbarger, Vratil and Wysong

(Natural Resources)
(Be adopted)

300--

SB 300, An act regulating traffic; concerning permits for oversize or overweight vehicles; fees; amending K.S.A. 2008 Supp. 8-1911 and repealing the existing section.

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

2054--

HB 2054, An act relating to insurance; concerning title insurance; amending K.S.A. 40-1137 and repealing the existing section.

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

2233--

HB 2233, An act concerning criminal procedure; relating to appeals; release or discharge of defendant; amending K.S.A. 22-3604 and repealing the existing section.

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

2171--

HB 2171, An act concerning the Kansas commission on veterans affairs; relating to the Vietnam war era medallion program; prescribing guidelines and limitations, powers and duties.

Committee on Veterans, Military and Homeland Security
(Federal and State Affairs)
(Be passed as amended)

2098--

HB 2098, An act concerning crimes, punishment and criminal procedure; relating to sexual offenses; amending K.S.A. 21-3525 and repealing the existing section.

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

Sub 214--

Sub SB 214, An act concerning solid waste; relating to the waste tire management fund; amending K.S.A. 2008 Supp. 65-3424g and repealing the existing section.

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

218--

SB 218, An act concerning alcoholic beverages; relating to farm wineries; authorizing certain permits and licenses, and activities by wine outlets; amending K.S.A. 41-305 and K.S.A. 2008 Supp. 41-308a and repealing the existing sections.

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

ANTICIPATED END OF DEBATE CALENDAR

S Sub 2096--

S Sub for HB 2096, An act concerning driving; creating the Kansas DUI commission; creating the correctional services special revenue fund; relating to driver improvement clinics; providing for disposition of certain moneys; relating to penalties for driving under the influence of alcohol or drugs; information sent to the Kansas bureau of investigation central repository; amending K.S.A. 12-4517 and K.S.A. 2008 Supp. 8-255, 8-267, 8-1567, 8-1567, as amended by section 2 of this act, and 12-4106 and repealing the existing sections.

Committee on Judiciary
(Judiciary)
(Be passed)

93--

SB 93, An act concerning the joint committee on special claims against the state; relating to membership thereof; amending K.S.A. 46-912 and repealing the existing section.

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

2321--

HB 2321, An act concerning sales taxation; relating to Kansas retailers' sales tax act; political subdivisions thereunder; horsethief reservoir benefit district; amending K.S.A. 2008 Supp. 79-3602 and repealing the existing section.

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

302--

SB 302, An act concerning transportation; relating to intermodal transportation projects, and providing for the financing thereof.

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

285--

SB 285, An act concerning the Kansas universal service fund; relating to KAN-ED funding; amending K.S.A. 2008 Supp. 66-2010 and repealing the existing section.

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

22--

SB 22, An act concerning school districts; relating to the issuance of no-fund warrants.

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

247--

SB 247, An act concerning alcoholic beverages; relating to licensure of a club or drinking establishment; amending K.S.A. 41-2651 and repealing the existing section.

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

297--

SB 297, An act concerning governmental ethics; eliminating the filing requirement for certain faculty of state education institutions; amending K.S.A. 2008 Supp. 46-247 and repealing the existing section.

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

75--

SB 75, An act concerning governmental consolidation and reorganization; amending K.S.A. 12-3901, 12-3902, 12-3903, 12-3904, 12-3909 and 19-205 and repealing the existing sections.

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

1602--

SCR 1602, A PROPOSITION to amend section 1 of article 11 of the constitution of the state of Kansas, relating to the classification and taxation of watercraft.

Special Committee on Assessment and Taxation
(Assessment and Taxation)
(Be adopted)

2060--

HB 2060, An act concerning crimes and punishment; relating to battery against a law enforcement officer; amending K.S.A. 2008 Supp. 21-4704 and repealing the existing section.

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

179--

SB 179, An act concerning racial and other profiling; relating to the governor's task force, adoption of policies against and investigation of complaint; amending K.S.A. 22-4606, 22-4607, 22-4609, 22-4610 and 22-4611 and K.S.A. 2008 Supp. 74-9501 and repealing the existing sections.

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

2002--

HB 2002, An act concerning school districts; relating to school finance; amending K.S.A. 2008 Supp. 72-6448 and repealing the existing section.

Legislative Educational Planning Committee
(Education)
(Be passed as amended)

2308--

HB 2308, An act concerning the personal and family protection act; amending K.S.A. 2008 Supp. 75-7c03 and 75-7c05 and repealing the existing sections.

Committee on Veterans, Military and Homeland Security
(Federal and State Affairs)
(Be passed as amended)

1828--

SR 1828, A RESOLUTION urging the Kansas Congressional Delegation to oppose legislation that disenfranchises workers by removing their right to a private ballot union election.

Senators Huelskamp, Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Donovan, Emler, Kelsey, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Pilcher-Cook, Pyle, D. Schmidt, Taddiken, Teichman, Umbarger, Vratil and Wagle

(Commerce)
(Be adopted)

Sub 278--

Sub SB 278, An act concerning driving; creating the Kansas DUI commission; creating the correctional services special revenue fund; relating to driver improvement clinics; providing for disposition of certain moneys; relating to penalties for driving under the influence of alcohol or drugs; information sent to the Kansas bureau of investigation central repository; amending K.S.A. 12-4517 and K.S.A. 2008 Supp. 8-255, 8-267, 8-1567, 8-1567, as amended by section 2 of this act, and 12-4106 and repealing the existing sections.

Committee on Judiciary

(Judiciary)
(Be passed)

100--

SB 100, An act concerning sales taxation; relating to imposition of tax; exemptions; hunting and fishing; amending K.S.A. 2008 Supp. 79-3603 and 79-3606 and repealing the existing sections.

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

2001--

HB 2001, An act concerning school districts; relating to school finance; amending K.S.A. 2008 Supp. 72-6407 and repealing the existing section.

Representative Henry

(Education)
(Be passed)

146--

SB 146, An act concerning the Kansas public employees retirement system; relating to computation of benefits for officers and employees when the rate of computation is reduced or placed on furlough; amending K.S.A. 74-49,115 and repealing the existing section.

Committee on Ways and Means

(Ways and Means)
(Be passed as amended)

205--

SB 205, An act concerning the development finance authority; relating to the refunding of bonds; amending K.S.A. 2008 Supp. 74-8905 and repealing the existing section.

Committee on Ways and Means

(Ways and Means)
(Be passed as amended)

267--

SB 267, An act concerning elections; relating to voter identification; amending K.S.A. 25-2354 and K.S.A. 2008 Supp. 25-1122, 25-1122d, 25-1123, 25-2908 and 25-3002 and repealing the existing sections.

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

268--

SB 268, An act concerning elections; amending K.S.A. 2008 Supp. 25-1216 and repealing the existing section.

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

274--

SB 274, An act establishing the Kansas scenic and heritage backroads act.

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

293--

SB 293, An act concerning traffic regulation; relating to all-terrain vehicles; definitions; amending K.S.A. 2008 Supp. 8-1402a and repealing the existing section.

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

313--

SB 313, An act concerning school districts; relating to the contingency reserve fund; amending K.S.A. 2008 Supp. 72-6426 and repealing the existing section.

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

1614--

SCR 1614, A PROPOSITION to amend article 11 of the constitution of the state of Kansas by adding a new section thereto, concerning a budget stabilization fund in the state treasury.

Senators D. Schmidt, Abrams, Apple, Barnett, Brownlee, Bruce, Brungardt, Colyer, Donovan, Emler, Huelskamp, Kelsey, Lynn, Marshall, Masterson, McGinn, Morris, Ostmeyer, Owens, Petersen, Pilcher-Cook, Reitz, V. Schmidt, Schodorf, Steineger, Taddiken, Umbarger, Vratil, Wagle and Wysong

(Ways and Means)
(Be adopted)

1851--

SR 1851, A RESOLUTION urging review, modification and reorganization of laws pertaining to the maintenance and availability of health information.

Committee on Public Health and Welfare
(Public Health and Welfare)
(Be adopted)

2010--

HB 2010, An act concerning state board of healing arts; relating to storage, maintenance and transfer of medical records; creating medical records maintenance trust fund; amending K.S.A. 2008 Supp. 65-28,128 and repealing the existing section.

Representative Kiegerl

(Public Health and Welfare)

(Be passed as amended)

2059--

HB 2059, An act concerning proceeds derived from violation of the uniform controlled substances act or any substantially similar offense from another jurisdiction; amending K.S.A. 65-4142 and repealing the existing section.

Committee on Corrections and Juvenile Justice

(Judiciary)

(Be passed)

2111--

HB 2111, An act concerning the Kansas commission on judicial performance; relating to sunset provisions; amending K.S.A. 20-3201 and K.S.A. 2008 Supp. 20-367, 28-172a, 59-104, 60-1621, 60-2001, 61-2704 and 61-4001 and repealing the existing sections.

Committee on Judiciary

(Judiciary)

(Be passed)

2130--

HB 2130, An act relating to motor vehicles; providing for the support Kansas arts license plate; amending K.S.A. 2008 Supp. 8-1,141 and repealing the existing section.

Committee on Transportation

(Transportation)

(Be passed as amended)

2131--

HB 2131, An act relating to motor vehicles; concerning license plates for disabled veterans; amending K.S.A. 8-160 and repealing the existing section.

Committee on Transportation

(Transportation)

(Be passed as amended)

2134--

HB 2134, An act relating to motor vehicles; concerning distinctive license plates; amending K.S.A. 2008 Supp. 8-1,141 and repealing the existing section.

Committee on Transportation

(Transportation)

(Be passed as amended)

2155--

HB 2155, An act concerning land banks; relating to the establishment of the city of Topeka land bank.

Committee on Local Government

(Local Government)

(Be passed)

2258--

HB 2258, An act relating to the vehicle dealers and manufacturers licensing act; providing for the licensing and regulation of certain dealers; amending K.S.A. 8-135c, 8-1,137, 8-2408, 8-2434 and 8-2436 and K.S.A. 2008 Supp. 8-2401 and 8-2404 and repealing the existing sections.

Committee on Transportation

(Transportation)

(Be passed as amended)

2260--

S Sub for HB 2260, An act concerning the Kansas home inspectors professional competence and financial responsibility act; amending K.S.A. 2008 Supp. 58-4501, 58-4502, 58-4503, 58-4504, 58-4505, 58-4506, 58-4509, 58-4510, 58-4511 and 58-4512 and repealing the existing sections; also repealing K.S.A. 2008 Supp. 58-4513.

Committee on Commerce

(Commerce)

(Be passed)

2297--

HB 2297, An act concerning geriatric medicine; relating to approved postgraduate residency training program for the university of Kansas school of medicine and the doctor of osteopathy medical student loan programs; amending K.S.A. 2008 Supp. 74-3266 and 76-381 and repealing the existing sections.

Committee on Aging and Long Term Care

(Public Health and Welfare)

(Be passed)

Bills Adversely Reported