

Journal of the Senate

TWELFTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Wednesday, January 27, 2016, 2:30 p.m.

The Senate was called to order by Vice President Jeff King.
The roll was called with 40 senators present.
Invocation by Pastor Carl Frazier:

My God and my hope for the future. When we meet You one day, You won't ask if we are Democrats, Republicans, Independents, or a member of the Tea Party. You won't even identify us as Indian, African American, Hispanic or White, but prayerfully as Your good and faithful servants. As Your servant, I ask that the decisions that are made by our selected representatives be non-partisan and beneficial to all the citizens of Kansas and not a select few. You tell us in Matthew 25 that "inasmuch as You did not do it to one of the least of these, You did not do it to Me." Help each of us to remember that our responsibility to humanity is to feed the hungry, provide drink to those who thirst, clothe the naked, provide help to the sick and justice to those in prison. Lord, I pray that every bill that's debated and every law that is passed in these state chambers are targeted to positively impact even the least of them. That each person who passes bills and votes them into law, have mercy and walk in love with You. Finally, I ask that we remember Your words in Micah 6:8 that say, "He has shown you, O man, what is good; And what does the Lord require of you, but to do justly, to love mercy and to walk humbly with your God?" Help us to do what is good, to do what is just, to love mercy and walk humbly with You. Lord, this is my prayer in the mighty name of Jesus. Amen

The Pledge of Allegiance was led by Vice President King.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 369, AN ACT concerning the Kansas mortgage business act; relating to the state bank commissioner; amending K.S.A. 9-2206 and K.S.A. 2015 Supp. 9-2201, 9-2202, 9-2203, 9-2205, 9-2208, 9-2209, 9-2211, 9-2212, 9-2216 and 9-2216a and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 370, AN ACT concerning insurance; relating to the payment of certain insurance proceeds; cities and counties; amending K.S.A. 40-3901, 40-3902, 40-3903, 40-3904, 40-3905 and 40-3907 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

SB 371, AN ACT enacting the KanCare bridge to a healthy Kansas program, by Committee on Federal and State Affairs.

SB 372, AN ACT concerning public assistance; relating to recovery of assistance debt; verification of identity and income; fraud investigations; child care subsidies; work requirements; lifetime benefit limits; amending K.S.A. 39-719b and K.S.A. 2015 Supp. 39-702 and 39-709 and repealing the existing sections, by Committee on Public Health and Welfare.

SB 373, AN ACT concerning motor vehicles; relating to driver's licenses; operating vehicles with temporary registration; amending K.S.A. 2015 Supp. 8-235 and repealing the existing section, by Committee on Transportation.

SB 374, AN ACT concerning sureties; relating to justification and approval; amending K.S.A. 22-2806 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

SB 375, AN ACT concerning intellectual disability; relating to the definition of significantly subaverage general intellectual functioning; amending K.S.A. 2015 Supp. 76-12b01 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

SB 376, AN ACT concerning law enforcement agencies; relating to reports of missing persons; amending K.S.A. 2015 Supp. 75-712c and repealing the existing section, by Committee on Corrections and Juvenile Justice.

SB 377, AN ACT concerning driving; relating to preliminary screening test of breath or saliva; reasonable suspicion; amending K.S.A. 2015 Supp. 8-1012 and repealing the existing section, by Committee on Judiciary.

SB 378, AN ACT concerning employment; relating to prohibiting discrimination or retaliation; victims of domestic violence or sexual assault; complaint procedure; application of Kansas act against discrimination; amending K.S.A. 2015 Supp. 44-1131 and 44-1133 and repealing the existing sections, by Committee on Judiciary.

SB 379, AN ACT concerning alcoholic beverages; relating to farm wineries; amending K.S.A. 2015 Supp. 41-311 and repealing the existing section, by Committee on Federal and State Affairs.

SB 380, AN ACT concerning taxation; relating to motor vehicles, exemption of military personnel vehicles; amending K.S.A. 2015 Supp. 79-5107 and repealing the existing section, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Commerce: **SB 365**, **SB 366**.

Corrections and Juvenile Justice: **SB 367**.

Ethics and Elections: **SB 368**.

Public Health and Welfare: **SB 364**.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Abrams and Arpke introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1757—

A RESOLUTION congratulating and commending the members of the 2016 Kansas Teacher of the Year team.

WHEREAS, The Kansas state department of education sponsors the Kansas Teacher of the Year program, which identifies, recognizes and utilizes representatives of excellent teaching in the elementary and secondary classrooms of the state. The mission of the program is to build and utilize a network of exemplary teachers who are leaders in the improvement of schools, student performance and the teaching profession; and

WHEREAS, Two teachers – one elementary and one secondary – in each of the state's four United States congressional districts were selected as finalists for recognition as the Kansas Teacher of the Year, with the winner being chosen from among the eight finalists. The Kansas Teacher of the Year is awarded the Hubbard Foundation Kansas Teacher of the Year Ambassadorship, which enables the person selected to devote significant time during the second semester to activities supporting the mission of the program. The 2016 Kansas Teacher of the Year and the finalists were honored at an awards banquet on November 21, 2015. All members received a cash award as well as mementos of the event; and

WHEREAS, The Kansas Teacher of the Year is nominated to represent Kansas in the National Teacher of the Year program, a project of the Council of Chief State School Officers, presented by Voya Financial; and

WHEREAS, The 2016 Kansas Teacher of the Year is Justin Coffey, Dodge City USD 443; and the regional finalists are Kristoffer R. Barikmo, Blue Valley USD 229; Lucinda M. Crenshaw, Lawrence USD 497; Shelly Jennings, Maize USD 266; Sheila E. Koup, Eureka USD 389; Nona Mason, Goodland USD 352; B. Jolene Pennington, Paola USD 368; and Anna Sahadeo, De Soto USD 232: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend the members of the 2016 Kansas Teacher of the Year team and wish Mr. Coffey success in the national competition; and

Be it further resolved: That the Secretary of the Senate shall provide eight enrolled copies of this resolution to the Commissioner of Education for forwarding to the members of the 2016 Kansas Teacher of the Year team.

On emergency motion of Senator Abrams **SR 1757** was adopted unanimously.

The senators honored the Teacher of the Year and regional finalists with a standing ovation.

REPORTS OF STANDING COMMITTEES

The Committee on **Corrections and Juvenile Justice** recommends **SB 147** be amended by substituting a new bill to be designated as "Substitute for SENATE BILL NO. 147," as follows:

"Substitute for SENATE BILL NO. 147

By Committee on Corrections and Juvenile Justice

"AN ACT concerning hemp preparation for treatments for seizure disorders; establishing registration of patients and preparation centers; protecting from arrest, prosecution or discrimination for authorized use.;"

And the substitute bill be reported without recommendation.

Also, **HB 2049** be amended by substituting a new bill to be designated as "Senate Substitute for HOUSE BILL NO. 2049," as follows:

"Senate Substitute for HOUSE BILL NO. 2049

By Committee on Corrections and Juvenile Justice

"AN ACT concerning crimes, punishment and criminal procedure; relating to

possession of controlled substances; burglary; amending K.S.A. 2015 Supp. 21-5706 and 21-5807 and repealing the existing sections.";

And the substitute bill be passed.

Committee on **Federal and State Affairs** recommends **SB 242** be amended on page 1, in line 7, by striking "2014" and inserting "2015";

On page 2, in line 28, by striking "2014" and inserting "2015"; in line 31, by striking "2014" and inserting "2015"; in line 40, by striking "2014" and inserting "2015";

On page 1, in the title, in line 4, by striking "2014" and inserting "2015"; and the bill be passed as amended.

Committee on **Ways and Means** recommends **SB 313** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

CHANGE OF REFERENCE

The Vice President withdrew **Sub SB 147** from the Calendar under the heading of **General Orders**, and referred the bill to the Committee on **Public Health and Welfare**.

On motion of Senator Bruce, the Senate adjourned until 2:30 p.m., Thursday, January 28, 2016.

ROSE MARIE GLATT, CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks*.
COREY CARNAHAN, *Secretary of the Senate*.

