

Journal of the Senate

TWENTY-SIXTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Tuesday, February 13, 2018, 2:30 p.m.

The Senate was called to order by Vice President Jeff Longbine.
The roll was called with 40 senators present.
Invocation by Reverend Cecil T. Washington:

Heavenly Father, this week and particularly with tomorrow being Valentine's Day, help us turn our thoughts to the subject of love, a four-letter word that's saturated and dripping with significance.

Lord, the idea of love is so profound and multifaceted that it's almost impossible to define. It's like Your love for us with so many layers and facets, that even though we know it's there and can feel it, it's just hard to describe.

When You package Your love for distribution, You send it under a variety of different labels. And we don't realize the many heart shaped ways that You bundle Your love until we look inside and taste of Your goodness.

We need You to help us recognize and appreciate the many ways in which You do love us...the ways in which Your goodness over shadows our badness.

Your love comes labeled as mercy and undeserved favor in forgiving our faults. When life is disappointing it comes as hope for tomorrow. It's the unexplainable peace You provide in our times of sorrow.

And Lord, because You have loved us with such an abundance, You've said in 1 John 4:11 that surely we ought to love one another.

So, Lord, let the love that flows to each of us, flow through each of us, that it might be said of us that in this house the rules of love were never suspended.

In the Name of Him Who loved us to death, Amen and Amen.

The Pledge of Allegiance was led by Vice President Longbine.

POINT OF PERSONAL PRIVILEGE

Senator Holland rose on a Point of Personal Privilege to recognize high school students with the Council of International Education Exchange program (CIEE). The students represent four countries: Germany, Italy, Moldavia and Pakistan.

Guests introduced were CIEE Coordinator, Anita Sass, Alessandra Maltempi, Saskia Nowak, Fritz Wisser, Mathes Trauer, Sophie Simon, Iana Cuznetov and Prah Haider.

The senate honored the students with a standing ovation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Assessment and Taxation: **SB 419**.

Federal and State Affairs: **SB 418**.

Transportation: **HB 2531**.

Utilities: **SB 420**.

COMMITTEE OF THE WHOLE

On motion of Senator Denning, the Senate resolved itself into Committee of the Whole, for consideration of bills on the calendar under the heading of General Orders with Senator Billinger in the chair.

On motion of Senator Billinger the following report was adopted:

SB 343 be passed.

SB 194, SB 199; HB 2106 be amended by the adoption of the committee amendments, and the bills be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **SB 307** be amended on page 3, in line 42, after the semicolon, by inserting:

"(F) any ride commonly known as a hayrack ride in which patrons sit in a wagon or cart that is then pulled by horses or a tractor or other motor vehicle;

(G) any ride commonly known as a barrel train, which has a series of handmade cars fashioned from barrels that are connected and pulled by a tractor or other motor vehicle;"

On page 5, in line 19, by striking the second "or"; in line 26, before "or" by inserting ", when applicable,"; in line 27, after "organization" by inserting "; or

(4) for purposes of inspecting inflatable devices that are rented on a regular basis and erected at temporary locations, provides satisfactory evidence of completing a minimum of five years of experience working with inflatable devices and has received qualified training from a third party, such as attainment of an advanced inflatable safety operations certification from the safe inflatable operators training organization, or other similar qualification from another nationally recognized organization";

On page 6, in line 1, by striking "15" and inserting "20"; in line 2, after "ride" by inserting ", but does not include any such slide that is owned or operated by a municipality as defined in K.S.A. 75-6102, and amendments thereto";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

On page 7, following line 15, by inserting:

"Sec. 7. K.S.A. 2017 Supp. 44-1605 is hereby amended to read as follows: 44-1605.

(a) No amusement ride shall be operated in this state unless the operator has satisfactorily completed training that includes, at a minimum:

(1) Instruction on operating procedures for the ride, the specific duties of the operator, general safety procedures and emergency procedures;

(2) demonstration of physical operation of the ride; and

(3) supervised observation of the operator's physical operation of the ride.

(b) No amusement ride shall be operated in this state unless the name of each operator trained to operate the ride and the certificate of each such operator's satisfactory

completion of such training, signed and dated by the trainer, is available to any person contracting with the owner for the amusement ride's operation on the premises where the amusement ride is operated, during the hours of operation of the ride.

(c) No inflatable device that is rented on a regular basis and erected at a temporary location shall be operated in this state unless the operator has attained a basic inflatable safety operations certification from the safe inflatable operators training organization, or other similar qualification from another nationally recognized organization.;

On page 9, in line 40, by striking "adopted" and inserting "developed";

On page 10, in line 18, after "standards" by inserting "pertaining to ride maintenance and operation";

On page 12, in line 10, by striking all after "service"; in line 11, by striking "secretary"; also in line 11, by striking "if" and inserting "upon notification, the department shall acknowledge receipt of such notice and determine if an"; in line 12, after "injury" by inserting "is necessary. If an investigation"; in line 41, after the first comma by inserting "44-1605,";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after the second comma by inserting "44-1605,"; and the bill be passed as amended.

Also, **SB 369** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Judiciary** recommends **SB 296** be passed.

Committee on **Transportation** recommends **SB 274** be amended on page 1, in line 5, by striking all after "(a)"; by striking all in line 6; in line 7, by striking all before the period and inserting: "No person shall operate or halt any vehicle in such a manner as to indicate a careless or heedless disregard for the right or the safety of others, or inattentively in such a manner as to endanger, or be likely to endanger, any person or property"; and the bill be passed as amended.

Also, **SB 375** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

On motion of Senator Denning, the Senate adjourned until 2:30 p.m., Wednesday, February 14, 2018.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

