

Journal of the House

THIRTY-EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Tuesday, March 6, 2012, 11:00 a.m.

The House met pursuant to adjournment with Speaker O'Neal in the chair.

The roll was called with 120 members present.

Reps. LeDoux and Ruiz were excused on verified illness.

Rep. Seiwert and Sloan were excused on legislative business.

Rep. Peterson was excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Our Redeemer Lord,
At the beginning of Christ's Sermon on the Mount,
He emphasizes the importance on
BEING rather than doing –
thus they are called the BE-attitudes – not Do-attitudes.
So give us wisdom and courage to be poor in spirit
in a world that glorifies power and fame.
Give us wisdom and courage to mourn,
because we know you are with us always.
Give us wisdom and courage to remain meek,
and to be mindful of the truth that all we have
and all we accomplish comes through You.
Give us the wisdom and courage to always do what is right,
even when what is right is not what is popular or easy.
Give us the wisdom and courage to be merciful,
even when it is difficult to forgive.
Give us the wisdom and courage to be pure of heart,
even when we feel overwhelmed by a thirst for power.
Give us wisdom and courage to be peacemakers,
in a world torn apart by competition and fighting.
Jesus, give us wisdom and courage to remain strong,
as we attempt to BE all that You want us to be.
In Christ's Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Goodman.

Kansas Trivia Question – Which county has the distinction of being Kansas's flattest, with an east to west change in elevation of only 100 feet?

Answer: Haskell County

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Kelly are spread upon the Journal:

It is a pleasure for me to have as my guest today the Sedan High Blue Devil Baseball team, the 2011 Class 2-1A State Champion with a perfect 26 – 0 record on the season that culminated with a come from behind 11 -10 victory over Pittsburg Clogan, the 2-1A champion for the previous seven years. This championship was the first for Sedan since 1973, and the first for 19 year veteran Sedan head coach Rick Chrisman.

Sedan won game one in Emporia on Friday evening over Mission Valley 11-7. Then in the first game on Saturday they came from behind to defeat league opponent Flint Hills 7-6 in extra innings. This win put Sedan into the state championship game against Pittsburg/Colgan. Because of weather conditions in the area the game was moved up and Sedan had to play back-to-back games and they immediately fell behind 5-0. Sedan battled back and the teams were tied going into the 8th, but in the top of the 8th Colgan all but put them away scoring 3 runs taking a 10-7 lead. However, true to form Sedan then scored 4 runs in the 9th to win the championship in an exciting manner with a suicide-squeeze to bring home the winning run from 3rd for the 11 -10 title game victory.

On the floor with me today I have head coach Rick Chrisman, Assistant Coach Mick Holt, bat boy Zach Chrisman and the four seniors Brady McCoy who was an All-State 1st team pitcher who recorded all 3 wins in the state tournament; Casey Holt also a 1st team All-State pitcher who never lost a game on the mound in his career at Sedan; Kolby Gorby another All-State 1st team outfielder who set the single-season home run record this year with 10 Home Runs; and Andrew Bell who scored one of the runs in the 8th against Colgan. In the galley please salute the rest of the Sedan Blue Devil team and all of those who came with them today to celebrate their championship.

Congratulations to the Sedan High School Blue Devils for their perfect season in route to the 2011 Class 2-1A State baseball championship. A great season ... and a job well done.

Rep. Kelly presented a framed House certificate to the team and coach.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Kerschen, Phillips and Carlin are spread upon the Journal:

Remarks by Rep. Kerschen: The College of Agriculture has a long history of academic excellence at Kansas State University. The K-State Crops team has captured the title of national champion for the third year in a row. K-State teams have now won the championship in ten of the past thirteen years.

To win the 2011 national championship, the team won both Kansas City Board of Trade and Chicago CME Group Collegiate Crops Contests. K-State placed first at both contests in the plant and seed identification and seed analysis components of the competition.

Remarks by Rep. Phillips: Students competing at both contests included Scott Henry, senior, Goff; Levi Larkins, senior Belvue; Chelsea Ahlquist, sophomore, Onaga; and Kim Kerschen, senior, Garden Plain, who was an alternate. Also competing as alternates in Kansas City were Michael Welch, sophomore; Haddam; Andrew Scherrer, sophomore; Matheson, CO; Neal Kaiser, sophomore, Lehigh; Hannah Christen, junior, Oregon, IL. All are agronomy majors at K-State.

In these contests, participants are required to identify 200 different plant or seed samples of crops and weeds; grade eight different samples of grain according to Federal Grain Inspection Service standards; and analyze ten seed samples to determine what contaminants they contain.

Chelsea Ahlquist, Scott Henry, and Levi Larkins all received high individual honors at the competitions.

Remarks by Rep. Carlin: The team is coached by Dr. Kevin Donnelly, K-State professor of agronomy. Dr. Donnelly is a K-State graduate who was raised on a farm in Dickinson County. Over the years he has called several other states home, but in 1998 returned to K-State in Wildcat Country as Assistant Dean in the College of Agriculture. In 2008 he became a full time professor in the Department of Agronomy and also won the North American Colleges and Teachers of Agriculture Distinguished Educator Award. In 2011 he received the K-State College of Agriculture David Mugler Excellence in Teaching Award and American Society of Agronomy Distinguished Editor Award.

Outside the classroom, in addition to coaching the Crops Team, he also plays a large role as co-advisor for the Wheat State Agronomy Club. He says working with students outside the classroom is just as rewarding as teaching. Congratulations!

Rep. Carlin presented them with a framed House certificate.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2772, AN ACT concerning sales taxation; relating to exemptions; first call for help, inc.; amending K.S.A. 2011 Supp. 79-3606 and repealing the existing section; also repealing K.S.A. 2011 Supp. 79-3606g, by Committee on Taxation.

HB 2773, AN ACT concerning school districts; authorizing the expenditure of certain unencumbered funds; relating to the local option budget; amending K.S.A. 2011 Supp. 72-965, 72-3607, 72-3715, 72-6414a, 72-6414b, 72-6420, 72-6421, 72-6423, 72-6426, 72-6433, 72-6460, 72-8237, 72-8250, 72-9509 and 72-9609 and repealing the existing sections, by Committee on Taxation.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to committee as indicated:

Corrections and Juvenile Justice: **HB 2771**.

MESSAGES FROM THE GOVERNOR

HB 2525 approved on March 5, 2012.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. HR 6016—

By Representatives Wetta, Moxley, Dillmore, Finney, Flaharty, Lane, Meier, O'Neal and Pottorff

A RESOLUTION to create the Kansan-Turkish Friendship Network.

WHEREAS, The Republic of Turkey is a democratic, secular, unitary, constitutional republic; and

WHEREAS, The Republic of Turkey and the United States of America are long-standing allies; and

WHEREAS, The Republic of Turkey has a very diverse culture that is a blend of various elements of the Oğuz Turkic, Anatolian, Ottoman and western culture and traditions, which started with the westernization of the Ottoman State and still continues today; and

WHEREAS, The Republic of Turkey was a founding member of the United Nations; and

WHEREAS, The Republic of Turkey is known worldwide for its architecture and archaeological riches; and

WHEREAS, The Republic of Turkey has one of the world's fastest growing economies, and is the world's fifteenth largest economy and Europe's sixth largest economy, and is to be commended on its contributions to the global economy; and

WHEREAS, It is in the best interest of the state of Kansas to further cultivate the good relationship between Kansas and the Republic of Turkey; and

WHEREAS, It is beneficial to recognize the contributions of our allies and the value of maintaining beneficial relationships with allies of the state of Kansas, such as the contributions made by the Republic of Turkey and the value of our positive relationship with this ally: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That in pursuit of this noble goal, we would like to create the Kansan-Turkish Friendship Network. The purpose of this bipartisan leadership network is to focus on Kansan-Turkish relations and issues that concern Turkish Americans in Kansas, as well as promote the cultural, educational and economic relations between Kansans and the Turkish people by coordinating hospitality, cultural and educational events and exchanges to facilitate and strengthen the development of those relationships; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Wetta and Representative Moxley.

On motion of Rep. Siegfried, the House resolved into the Committee of the Whole, with Rep. McLeland in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. McLeland, Committee of the Whole report, as follows, was adopted:

Recommended that **HB 2743** be passed.

Committee report to **HB 2550** be adopted; and the bill be passed as amended.

On motion of Rep. Dillmore to amend **HB 2396**, the motion did not prevail; and the bill be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Aging and Long-term Care** recommends **HB 2697** be amended by adoption of the amendments recommended by the Committee on Aging and Long-term Care as reported in the Journal of the House on February 22, 2012, and the bill, as printed with amendments by House Committee, be passed as amended.

Agriculture and Natural Resources Budget Committee recommends **HB 2758** be amended on page 1, in line 10, by striking all before "fund" and inserting "special litigation reserve"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **SB 249** be passed.

Committee on **Insurance** recommends **SB 264**, **SB 266** be passed and, because the committee is of the opinion that the bills are of a noncontroversial nature, be placed on the consent calendar.

Committee on **Taxation** recommends **HB 2717** be passed.

Transportation and Public Safety Budget Committee recommends **HB 2674** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar..

Upon unanimous consent, the House referred back to the regular order of business, Introduction of Bills and Concurrent Resolutions.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2774, AN ACT concerning alcoholic liquor; relating to class A clubs; amending K.S.A. 2011 Supp. 41-2637 and repealing the existing section, by Committee on Appropriations.

HB 2775, AN ACT concerning lotteries; dealing with debt setoff for child support; amending K.S.A. 2011 Supp. 75-3306 and 75-6202 and repealing the existing sections, by Committee on Federal and State Affairs.

CHANGE OF REFERENCE

Speaker O'Neal announced the withdrawal of **HB 2644** from Committee on Health and Human Services and referral to Committee on Appropriations.

On motion of Rep. Siegfried, the House adjourned until 11:00 a.m., Wednesday, March 7, 2012.

CHARLENE SWANSON, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

