

Journal of the Senate

SIXTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Tuesday, January 16, 2001—2:30 p.m.

The Senate was called to order by Vice-President Sandy Praeger.
The roll was called with forty senators present.
Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

Speaking of government authorities, your apostle Paul told the Romans "The powers that be are ordained of God." Romans 13:1)

Even we who are elected by the vote of the populace have power.

Power to sway,
Power to lead,
Power for change,
Power for greed.

Power to destroy,
Power to distress,
Power to persuade,
Power to possess.

Since we only have power by Your permission,
It's imperative it's possessed by *good* politicians.

Lord, help us to prove that we really believe
It's more blessed to give than it is to receive! (Acts 20:35)

I pray in Jesus' Name,

AMEN

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 35, An act concerning motor vehicle fuels; relating to tax credits; amending K.S.A. 2000 Supp. 79-32,201 and repealing the existing section, by Committee on Ways and Means.

SB 36, An act concerning agriculture; relating to the destruction of field crops; damages, by Committee on Agriculture.

SB 37, An act prohibiting sales of certain motor-vehicle fuel and providing penalties for violations, by Senator Corbin.

SB 38, An act relating to sales taxation; allowing remittance credits for collection services provided, by Committee of Assessment and Taxation.

SB 39, An act relating to income taxation; amending the Kansas community services program act; amending K.S.A. 2000 Supp. 79-32,195 and repealing the existing section, by Senator Clark.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Elections and Local Government: **SB 28**.
 Federal and State Affairs: **SB 32, SB 34**.
 Financial Institutions & Insurance: **SB 29**.
 Judiciary: **SB 30**.
 Ways and Means: **SB 31, SB 33**.

MESSAGE FROM THE GOVERNOR

January 10, 2001

The Honorable Dave Kerr
 President of the Senate
 State Capitol, 3rd Floor
 Topeka, Kansas 66612

RE: Communication to the House and Senate pursuant to K.S.A. 22-3703

Dear President Kerr:

This is my report of pardons to the Legislature pursuant to K.S.A. 22-3703. That statute requires that I communicate to both houses at each regular session a list of all persons pardoned by me during the preceding year.

For calendar year 2000, no pardons or clemencies were granted. A total of 26 applications for pardon or clemency were denied.

As you know, my policy regarding pardons and clemencies is that they should be granted when a gross miscarriage of justice has occurred and all other judicial remedies have been exhausted and have failed to correct the injustice. I have yet to review an application that fits this criteria.

Very Sincerely,

BILL GRAVES
Governor

COMMUNICATIONS FROM STATE OFFICERS**KANSAS BUREAU OF INVESTIGATION**

January 5, 2001

In compliance with K.S.A. 60-4117, Larry Welch, Director, Kansas Bureau of Investigation, submitted a report regarding the status of the KBI State Forfeiture Fund.

DEPARTMENT OF WILDLIFE AND PARKS

January 8, 2001

In accordance with K.S.A. 32-844 and 32-845, Steve Williams, Secretary, Kansas Department of Wildlife and Parks, submitted a report regarding land acquisitions and lease renewals.

DEPARTMENT OF HUMAN RESOURCES

Kansas Advisory Committee on Hispanic Affairs

January 10, 2001

The 1999 Annual Report from the Kansas Advisory Committee on Hispanic Affairs, was submitted by Alisha D. Adams, Staff Assistant.

KANSAS HIGHWAY PATROL

January 11, 2001

Pursuant to K.S.A. 60-4117, Walter V. Darling, Director of Fiscal and Technical Services, Kansas Highway Patrol, submitted a report regarding state forfeiture funds.

The Vice-President announced the above reports are on file in the office of the Secretary of the Senate and are available for review at any time.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

The Committee on Agriculture introduced the following Senate Resolution, which was read:

SENATE RESOLUTION No. 1804—

A RESOLUTION supporting agricultural biotechnology.

WHEREAS, Advances in molecular biology have resulted in what is known as recombinant DNA technology or “genetic engineering” with the ability to more quickly move genetic material between organisms than we could in the past. Biotechnology refers to this technique that uses living organisms or parts thereof to make or modify a product or plants, animals, or microorganisms for specific uses; and

WHEREAS, Traditional biotechnology, breeding and selection, has been used by human kind for thousands of years for the improvement of plants, animals and microorganisms. Now, biotechnology research is being used to increase the productivity of crops and livestock, to improve the quality of life by developing new high-yielding crops that require fewer inputs and conserve natural resources in order to increase the food supply for the increasing human population, to produce more nutritious foods with longer shelf lives, and to continue to provide consumers with high-quality, low-cost food products; and

WHEREAS, Federal law requires that all foods and food ingredients, including those produced by biotechnology, be extensively reviewed for safety by the U.S. Food and Drug Administration and meet the provisions of the Federal Food, Drug, and Cosmetics Act before they can be sold to consumers. In addition, any changes to a food product that alters the chemical, nutritional or allergenicity of that product must be disclosed to the consumer of the product; and

WHEREAS, A September 1999 Gallup Poll found that Americans most familiar with modern biotechnology are also the most supportive of its use to improve our food supply and that more than three-fourths of Americans are confident in the federal government to ensure the safety of the nation’s food supply; and

WHEREAS, A multitude of eminent scientists and universities across the world have pledged their support for current and future applications from biotechnology for the protection of and improvements to human and environmental health; and

WHEREAS, The Western Governors’ Association membership, last month at its Annual Meeting in Honolulu, Hawaii, unanimously adopted a policy position similarly worded to this resolution, to support biotechnology research and applications: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That the Senate believes that further advances in modern biotechnology may result in improved crops, for example, that combat vitamin and mineral deficiencies that afflict hundreds of millions of people worldwide or that can be used to produce life-saving vaccines and biodegradable plastics; and

Be it further resolved: That the Senate also supports the responsible use of biotechnology to benefit people in their states, the nation, and the world, and the global environment through high-yield agricultural production; and

Be it further resolved: That the Senate believes that discoveries made in biotechnology can significantly enhance our quality of life, from the medicines we use, to the food we eat, to the environment in which we live; and

Be it further resolved: That the Senate acknowledges and recognizes that federal oversight by the United States Environmental Protection Agency, United States Department of Agriculture, and the Food and Drug Administration over foods and food ingredients, whether produced by biotechnology or conventional means, is necessary and effective in ensuring and maintaining a safe and stable food supply; and

Be it further resolved: That the Senate recognizes that biotechnology is a rapidly developing field and that it will be appropriate to periodically review federal regulatory activities; and

Be it further resolved: That the Senate supports public dialogue on the concerns surrounding biotechnology; and

Be it further resolved: That the Secretary of the Senate be directed to send enrolled copies of this resolution to the President of the United States, the Vice-President of the United States, the Secretary of Agriculture, the Director of the United States Food and

Drug Administration, the Administrator of the United States Environmental Protection Agency, and the Kansas Congressional delegation.

REPORT ON ENROLLED BILLS

SR 1801, SR 1802 reported correctly enrolled, properly signed and presented to the Secretary of the Senate on January 12, 2001.

SCR 1601 reported correctly enrolled, properly signed and presented to the Secretary of State on January 12, 2001.

On motion of Senator Oleen the Senate adjourned until 2:30 p.m., Wednesday, January 17, 2001.

HELEN A. MORELAND, *Journal Clerk.*

PAT SAVILLE, *Secretary of Senate.*

