

# Journal of the House

TWENTIETH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Monday, February 10, 2003, 11:00 a.m.

The House met pursuant to adjournment with Speaker Mays in the chair.  
The roll was called with 122 members present.  
Rep. Loyd was excused on verified illness.  
Reps. Barbieri-Lightner and Powers were excused on excused absence by the Speaker.

Prayer by Chaplain Chamberlain:

Almighty God, we pray this day for all those who serve in the armed forces of our country. We pray for their well being in a time of quickening preparation for the possibility of war. We pray for their safety as they deploy to places far from their homes. We pray for those who lead them, that they may do so with honor, integrity and compassion.

Lord, protect the men and women of our forces from all harm: physical, emotional and spiritual. Grant them courage and conviction as they follow the orders of those appointed over them.

Grant wisdom, humility and courage to those who will make the decisions that place our sons and daughters in harms way. Let their decisions be made without personal or political consideration, looking only to that which is necessary for the well being of our country.

Finally, Lord, open our eyes as citizens to the responsibility that we bear for the direction and decisions of our government in all things, that we may continue to be a land of liberty and justice, one nation under your guidance and judgement. Amen.

The Pledge of Allegiance was led by Rep. Kuether.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2254**, An act concerning dependent persons; relating to the reporting of abuse, neglect or exploitation of such persons; amending K.S.A. 39-1401, 39-1403, 39-1404, 39-1405, 39-1406, 39-1407, 39-1408, 39-1409, 39-1430, 39-1432, 39-1433, 39-1436 and 39-1437 and K.S.A. 2002 Supp. 39-1402 and 39-1431 and repealing the existing sections, by Representative Newton.

**HB 2255**, An act concerning taxation; relating to rules for valuing property; amending K.S.A. 79-503a and repealing the existing section, by Representative F. Miller.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2245**.

Appropriations: **HB 2241**, **HB 2251**.

Commerce and Labor: **HB 2232**, **HB 2242**, **HB 2243**.

Corrections and Juvenile Justice: **HB 2240**.

Education: **HB 2253**.

Environment: **HB 2246, HB 2247.**  
 Ethics and Elections: **HB 2249.**  
 Health and Human Services: **HB 2234, HB 2248.**  
 Insurance: **HB 2233.**  
 Taxation: **HB 2236, HB 2237, HB 2238, HB 2239, HB 2250, HB 2252.**  
 Transportation: **HB 2235, HB 2244.**

#### **MOTIONS AND RESOLUTIONS OFFERED ON A PREVIOUS DAY**

On motion of Rep. D. Johnson, **HCR 5006**, A concurrent resolution in memory of James L. Allen, was adopted.

#### **INTRODUCTION OF GUESTS**

Rep. D. Johnson introduced Carol Allen, wife of James L. Allen, other members of his family and friends.

There being no objection, the following remarks are spread upon the Journal:

Remarks by Rep. Holland:

My name is Tom Holland, State Representative of the 10th District. Prior to his passing, Mr. Allen was a constituent.

Many of the more senior members of this House remember Jim as a State Representative, State Senator, and later as a successful lobbyist who represented the hog industry. I'm sure Jim would especially appreciate the adage that "Politics is a lot like wrestling with pigs; when you decide to get down in the dirt with your opponent, you're both liable to end up pretty messy."

Today we pay tribute to Jim Allen by celebrating his life contributions. Whether as an elected official, or lobbyist, or even more importantly as an active church member, Rotarian, 4-H club leader, or baseball coach, Jim made lasting, meaningful and significant contributions to both the Ottawa community and our great state.

Peace and God Bless, Jim Allen—may your spirit in this great chamber carry on!

Remarks by Rep. D. Johnson:

It is a high honor and a distinct privilege to be a part of this ceremony in honor of Jim Allen. Jim was a friend of everybody! I considered him to be my mentor and a strong supporter.

He was always willing to offer advice and words of encouragement. Those days when I felt badly because I had failed to get the necessary votes in support of my point of view, he was always there with kind words to lift my spirits.

At the end of each session he would send me a short note. It would usually go something like this: "You did a great job! Get rested up so you will be ready for the next round." Jim

I think I can speak for the members of this House when I say we will miss him.

#### **CONSENT CALENDAR**

No objection was made to **HB 2055** appearing on the Consent Calendar for the second day.

#### **REPORTS OF STANDING COMMITTEES**

The Committee on **Education** recommends **HB 2006** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

The Committee on **Utilities** recommends **HB 2018** be amended on page 3, in line 37, by striking "other"; in line 38, by striking "other"; also in line 38, by striking "a generator which uses" and inserting "generation facilities which use"; in line 39, by striking "has" and inserting "have"; also in line 39, by striking "more than" and inserting "at least"; in line 40, by striking "generator" and inserting "facilities";

On page 11, in line 21, following "suit" by inserting "affecting an easement";

On page 12, in line 39, following "study" by inserting "to the extent required by the standard provisions for agreements for interconnection";

On page 13, in line 26, by striking "115" and inserting "69"; in line 28, by striking "115" and inserting "69"; in line 30, by striking "115" and inserting "69";

On page 14, in line 9, by striking all following "thereto"; in line 10, by striking all preceding the period; and the bill be passed as amended.

The Committee on **Utilities** recommends **HB 2130** be amended on page 1, in line 32, by striking "any and all"; also in line 32, by striking "the"; in line 33, by striking "and energy to retail customers"; in line 36, following "determined" by inserting "by the commission"; also in line 36, by striking all following "approved"; in line 37, by striking "the commission"; in line 43, by striking "no lower than" and inserting "equal to";

On page 2, in line 8, by striking all following the period; in line 9, by striking all preceding "electric" and inserting "An"; in line 10, following "commission" by inserting "at least five business days before changing the utility's transmission delivery charge. If the commission subsequently determines that all or part of such charge did not result from an order described by this subsection, the commission may require changes in the transmission delivery charge and impose appropriate remedies"; and the bill be passed as amended.

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 bill was thereupon introduced and read by title:

**HB 2256**, An act concerning school districts; studying the feasibility of regional education districts By Representatives Decker, Mason and E. Peterson.

#### **REPORT ON ENROLLED RESOLUTIONS**

**HCR 5001, HR 6007** reported correctly enrolled and properly signed on February 10, 2003.

On motion of Rep. Aurand, the House adjourned until 11:00 a.m., Tuesday, February 11, 2003.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

