

Journal of the Senate

SIXTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Tuesday, January 21, 2003—2:30 p.m.

The Senate was called to order by President Dave Kerr.
The roll was called with forty senators present.

Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

Once again our attention has been drawn to the need for racial reconciliation. Remind us that You, O God, do not judge us by the color of our skin.

May we always choose to vote for
The best women or best men;
Let our decision never rest
On the color of their skin.

When we begin to choose
Someone to be our friend;
May the choice not be made
By the color of their skin.

When for a big promotion
They come to recommend;
Let that choice not be made
By the color of their skin.

When someone is arrested
And in jail they are put in;
May it never be because
Of the color of his skin.

And when we go to church
And sing and say "Amen";
Let not that church be chosen
By the color of their skin.

For when You decide at Heaven's Gate
Who is out and who is in;
We know You won't decide, O Lord,
By the color of our skin.

And for that we are most grateful.

I pray in the name of Jesus,

AMEN

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 31, An act concerning crimes, criminal procedure and punishment; relating to inherently dangerous felonies; amending K.S.A. 2002 Supp. 21-3436 and repealing the existing section, by Committee on Agriculture.

SB 32, An act concerning parimutuel racing; relating to breakage; amending K.S.A. 74-8821 and repealing the existing section, by Committee on Federal and State Affairs.

SB 33, An act concerning driving under the influence of alcohol or drugs; relating to penalties therefor; amending K.S.A. 2002 Supp. 8-1567 and repealing the existing section, by Committee on Federal and State Affairs.

SB 34, An act relating to the Kansas tort claims act; defining charitable health care provider; amending K.S.A. 2002 Supp. 75-6102 and repealing the existing section, by Senators Kerr, Adkins, Allen, Barnett, Barone, Brownlee, Brungardt, Buhler, Bunten, Clark, Corbin, Donovan, Downey, Emler, Feleciano, Gilstrap, Gooch, Goodwin, Haley, Harrington, Hensley, Huelskamp, Jackson, Jordan, Lee, Lyon, Morris, O'Connor, Oleen, Pugh, Salmans, Schmidt, Schodorf, Steineger, Taddiken, Teichman, Tyson, Umbarger, Vratil and Wagle.

SB 35, An act concerning crimes, criminal procedure and punishment; creating certain crimes involving use and possession of body armor and prescribing penalties therefor, by Committee on Judiciary.

SB 36, An act concerning courts; relating to the judicial council; amending K.S.A. 20-2201, 20-2202, 20-2203, 20-2204 and 20-2206 and K.S.A. 2002 Supp. 20-2207 and repealing the existing sections; also repealing K.S.A. 20-2205, by Committee on Judiciary.

SB 37, An act concerning the uniform principal and income act; relating to minerals and other natural resources; amending K.S.A. 2002 Supp. 58-9-411 and repealing the existing section, by Committee on Judiciary.

SB 38, An act concerning business entities; relating to annual report; filing of certain documents; franchise tax; business activities; amending K.S.A. 56-1a156 and 56-1a502 and K.S.A. 2002 Supp. 17-2036, 17-7678, 17-76,121, 17-76,139, 56-1a606, 56-1a607, 56a-1201 and 56a-1202 and repealing the existing sections, by Committee on Judiciary.

SB 39, An act concerning school district budgeting; amending K.S.A. 12-1663 and 79-2927 and repealing the existing sections, by Senator Bunten.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Oleen, Barnett, Corbin, Harrington, Jackson, Jordan, Lee, O'Connor, Pugh, Salmans and Schodorf introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1804—

A RESOLUTION congratulating and commending the 2003 Kansas Teachers of the Year.

WHEREAS, The Kansas Teacher of the Year program is sponsored by the Kansas State Department of Education to identify and recognize excellent teachers in the elementary and secondary schools of the state. The designated Kansas Teacher of the Year and Regional Teachers of the Year serve as ambassadors for education in Kansas, making public appearances across the state; and

WHEREAS, Each school district may nominate one elementary teacher and one secondary classroom teacher for Kansas Teacher of the Year. Nominees must be full-time teachers in any state approved or accredited school. The Kansas State Department of Education appoints regional selection committees, which regions correspond to the state's four congressional districts, to select one elementary and one secondary teacher as regional finalists. A state selection committee selects the Kansas Teacher of the Year from among the eight regional finalists; and

WHEREAS, Regional finalists were announced and honored during September, 2002, and the selection of the state teacher of the year was announced at the state awards banquet held on November 16, 2002. The 12th annual Legislative Recognition Day is scheduled for January 21, 2003, when the honorees will appear before the senate and house education committees; and

WHEREAS, The Kansas Teacher of the Year, plus the regional finalists, will make many public appearances in support of our educational system during the forthcoming year and

will receive certain cash awards plus other honorariums in recognition of their selection as embodying the best in public education; and

WHEREAS, The 2003 Kansas Teacher of the Year is Ruth Ann Gharst, who teaches at Cedar Creek Elementary School at Olathe; and the 2003 Regional Teachers of the Year are: Juliann Bliese, who teaches at O'Loughlin Elementary School at Hays; Barbara Fowler, who teaches at Emporia Middle School at Emporia; Nils Gabrielson, who teaches at Pray-Woodman Elementary School at Maize; Trey Harrison, who teaches at El Dorado High School at El Dorado; Jada Kohlmeier, who teaches at Mill Valley High School at Shawnee; Diane M. Liebsch, who teaches at Atchison Middle School at Atchison and Pamela A. Tipton, who teaches at Seaman High School at Topeka: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That we congratulate and commend these teachers for being selected as the 2003 Kansas Teacher of the Year and as the 2003 Regional Teachers of the Year; and

Be it further resolved: That the Secretary of the Senate provide 17 enrolled copies of this resolution to Dr. Andy Tompkins, Commissioner of Education, 120 SE 10th Avenue, Topeka, KS 66612 for further delivery of a copy of this resolution to each of the superintendents and teachers involved.

On emergency motion of Senator Oleen **SR 1804** was adopted unanimously.

President Kerr and members of the Senate congratulated and recognized Ruth Ann Gharst, 2003 Kansas Teacher of the Year, Cedar Creek Elementary School, Olathe; a new mother who participated via telephone.

Also recognized were the 2003 Regional Teachers of the Year Juliann Bliese, O'Loughlin Elementary School, Hays; Barbara Fowler, Emporia Middle School, Emporia; Nils Gabrielson, Pray-Woodman Elementary School, Maize; Trey Harrison, El Dorado High School, El Dorado; Jada Kohlmeier, Mill Valley High School, Shawnee; Diane M. Liebsch, Atchison Middle School, Atchison; Pamela A. Tipton, Seaman High School, Topeka, who were guests of the Senate.

Committee on **Ways and Means** recommends **SB 4**, **SB 6** be passed.

On motion of Senator Oleen the Senate adjourned until 2:30 p.m., Wednesday, January 22, 2003.

HELEN A. MORELAND, *Journal Clerk.*

PAT SAVILLE, *Secretary of Senate.*

