

Journal of the House

NINTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Friday, January 23, 2004, 10:00 a.m.

The House met pursuant to adjournment with Speaker Mays in the chair.

The roll was called with 107 members present.

Reps. Loganbill, Sawyer and Shultz were excused on verified illness.

Reps. Barbieri-Lightner, Bethell, Brunk, Gatewood, Goering, Hill, Patterson, Schwab and Tافanelli were excused on legislative business.

Reps. Boyer, Carter, Loyd, O'Neal and Powers were excused on excused absence by the Speaker.

Prayer by Chaplain Chamberlain:

Lord, as we come to the end of a busy week, we thank you for the many opportunities that we have had to experience your love and care for us and to share your love with others. We thank you for the opportunities we had to use the gifts that you have given to us and to receive the blessing of the gifts of others.

Lord, you gave us the Sabbath as a gift of rest and recreation. You invite us to step apart from busy lives and a hectic world and reflect on the simple beauty that is the foundation of your creation. You call us to recognize you as the author of all that exists and the One who blesses every creature. You invite us to be renewed in our faith in your providence and to trust you anew to guide us in the way that leads to eternal life.

Bless the coming Sabbath and grant that we, your servants, might find in it all that you have provided. If it is an opportunity to return home, bless and protect those who travel. If the weekend requires further work, sanctify a time of rest for those who toil. In every time and place, we find our true rest in you. Amen.

The Pledge of Allegiance was led by Rep. Crow.

PRESENTATION OF PETITIONS

The following petition was presented and filed:

HP 2001, by Rep. Neufeld, a petition requesting the next state budget to NOT raise taxes in Kansas, submitted by Eva Lee Stude of Sublette, and 90 others.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were introduced and read by title:

HB 2579, An act concerning property taxation; relating to wind energy resources property exemption; amending K.S.A. 2003 Supp. 79-201 and repealing the existing section, by Representative Mason.

HB 2580, An act relating to banks and banking; concerning powers thereof; amending K.S.A. 2003 Supp. 9-1101 and repealing the existing section, by Committee on Financial Institutions.

HB 2581, An act relating to the reporting of abuse of certain adults; amending K.S.A. 2003 Supp. 39-1430, 39-1432, 39-1433 and 39-1436 and repealing the existing sections, by Committee on Financial Institutions.

HB 2582, An act creating the horsethief reservoir benefit district; providing for a governing board; prescribing powers and duties thereof; taxing and bonding authority, by Committee on Appropriations.

HB 2583, An act concerning certain recreational trails; relating to remedies for failure to comply with law; amending K.S.A. 2003 Supp. 58-3215 and repealing the existing section, by Committee on Environment.

HB 2584, An act concerning public officers and employees; relating to the public employer-employee relations act; amending K.S.A. 75-4321 and repealing the existing section, by Committee on Local Government.

HB 2585, An act subjecting entities receiving certain tax moneys to the open meetings act and open records act, by Committee on Local Government.

HB 2586, An act concerning crimes and punishment; relating to identity theft; amending K.S.A. 2003 Supp. 21-4018 and repealing the existing section, by Representatives Kuether, Ballard, Burroughs, Carlin, Crow, Davis, Dillmore, Flaharty, Flora, Gatewood, Gilbert, Grant, Henderson, Henry, Holland, Kirk, Klein, Lane, Larkin, Loganbill, M. Long, McKinney, J. Miller, Minor, Phelps, Reardon, Rehorn, Ruff, Sawyer, Scoggins-Waite, B. Sharp, Showalter, Shriver, Storm, Svaty, Thimesch, Thull, Toelkes, Ward, J. Williams, Wilson and Winn.

HOUSE CONCURRENT RESOLUTION No. 5028—

By Committee on Environment

A CONCURRENT RESOLUTION acknowledging receipt of the final report of the Kansas Natural Resources Legacy Alliance; expressing appreciation for the work of the Alliance; urging the Governor to develop and submit to the Legislature an implementation plan based on the recommendations contained in the final report of the Alliance.

WHEREAS, The Kansas Natural Resources Legacy Alliance was created by the Legislature in 2002; and

WHEREAS, The Kansas Natural Resources Legacy Alliance was charged to develop a vision for using the state's natural resources to assure economic development, a healthy environment, proper protection of natural resources, opportunities for natural resource environmental education and quality of life for Kansas families and individual citizens; and

WHEREAS, The Legislature directed the Kansas Natural Resources Legacy Alliance to submit a final report to the Governor and Legislature in December 2003; and

WHEREAS, The final report was submitted to the Governor and Legislature as requested: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That the Legislature expresses its appreciation to the members of the Kansas Natural Resources Legacy Alliance and their advisors for their diligent efforts and successful completion of their charge; and

Be it further resolved: That the Legislature urges the Governor to develop an implementation plan based on the recommendations contained in the final report of the Alliance and further urges the Governor to submit the plan, and any legislative changes and budget proposals necessary to implement the plan, to the Legislature for consideration during the 2005 legislative session; and

Be it further resolved: That the Legislature recommends that the implementation plan be prepared utilizing the state water planning process to assure ample opportunity for public involvement and input and that the Governor appoint an advisory committee to assist in developing the plan; and

Be it further resolved: That the Secretary of State is directed to send an enrolled copy of this resolution to the Governor of the State of Kansas.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2576**.

Appropriations: **HB 2567, HB 2569, HB 2570, HB 2571, HB 2578**.

Corrections and Juvenile Justice: **HB 2568, HB 2575**.

Education: **HB 2558**.

Federal and State Affairs: **HB 2552**.

Health and Human Services: **HB 2562**.

Insurance: **HB 2563, HB 2566**.

Judiciary: **HB 2553, HB 2554, HB 2555, HB 2556, HB 2564, HB 2565, HB 2572, HB 2577**.

Taxation: **HB 2551, HB 2559, HB 2560, HB 2561, HB 2574**.

Tourism and Parks: **HB 2557, HB 2573**.

REPORT OF STANDING COMMITTEE

Your Committee on **Calendar and Printing** recommends on requests for resolutions and certificates that

Request No. 12, by Representative Grant, congratulating B.J. and Pat Billiard on their 50th wedding anniversary;

Request No. 13, by Representative Schwartz, congratulating Jim and Mary Wiggins on their 65th wedding anniversary and Mr. and Mrs. Dick Spunaugles on their 60th wedding anniversary;

Request No. 14, by Representative Dreher, congratulating Jessie McIntire, Vincent Haskins and Ryan J. B. Cochran on achieving the rank of Eagle Scout;

Request No. 15, by Representative Dahl, congratulating Mike and LaVonna Loveless on their 50th wedding anniversary;

Request No. 16, by Representative Howell, congratulating Mr. and Mrs. Elza R. Pruitt on their 70th wedding anniversary;

Request No. 17, by Representative Merrick, commending Billie Crow on her service to the Kansas Behavioral Sciences Regulatory Board;

Request No. 18, by Representative Huy, commending Mrs. Tuy Le Tran on her service to the Indochinese population of Wichita;

Request No. 19, by Representative Hayzlett, congratulating Eva M. Matthews and Agnes McVey on their 90th birthdays;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Rep. Aurand, the committee report was adopted.

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 thereupon introduced and read by title:

HB 2587, An act relating to school finance; concerning declining enrollments, correlation weighting and low enrollment weighting; amending K.S.A. 72-6412 and 72-6442 and K.S.A. 2003 Supp. 72-6407 and repealing the existing sections, by Representative Huebert.

HB 2588, An act relating to school finance; concerning low enrollment weighting, correlation weighting and declining enrollments; amending K.S.A. 2003 Supp. 72-6407 and repealing the existing section; also repealing K.S.A. 72-6412 and 72-6442, by Representative Huebert.

REPORT ON ENGROSSED BILLS

Sub. HB 2049 reported correctly engrossed January 22, 2004.

On motion of Rep. Aurand, the House adjourned until 1:00 p.m., Monday, January 26, 2004.

JANET E. JONES, *Chief Clerk*.

CHARLENE SWANSON, *Journal Clerk*.

