

Journal of the Senate

SECOND DAY

SENATE CHAMBER, TOPEKA, KANSAS
Tuesday, January 13, 2004—2:30 p.m.

The Senate was called to order by President Dave Kerr.

Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

Today we pray for our Governor.

Give her godly wisdom
To run the ship of state.
Let her feel Your presence
In decisions she will make.

Give her strength and energy
To lead us in a way
That will cause our state to prosper
If we Your words obey.

Help her be receptive
To all the people here:
So Republican and Democrat
Will know they have her ear.

Most of all she needs our help
Through earnest, fervent prayer
To help her bear her burden
For Kansans everywhere.

If we would only pray, O God,
As much as we criticize,
We would all be better off
And Kansas energized.

I pray this in the Name of Christ.

AMEN

COMMUNICATIONS FROM THE SECRETARY OF STATE

Official communication from the Secretary of State, Ron Thornburgh, was read:

State of Kansas
Secretary of State

I, Ron Thornburgh, Secretary of State of the State of Kansas, do hereby certify that Donald Betts, Jr., was appointed by the Governor effective January 12, 2004, for the unexpired term, Twenty Ninth Senate District, to fill the vacancy created by the resignation of U.L. (Rip) Gooch.

IN TESTIMONY WHEREOF,

I have hereunto subscribed my name
and caused to be affixed my official seal
this 12th day of January, A.D. 2004.

RON THORNBURGH
Secretary of State

Senate Minority Leader Anthony Hensley escorted Donald Betts to the front of the Chamber for the Oath of Office.

President Kerr introduced the Honorable Kay McFarland, who administered the Oath of Office.

OATH OF OFFICE

I do solemnly swear (or affirm) that I will support the Constitution of the United States, and the Constitution of the State of Kansas, and faithfully discharge the duties of the office of Senator of the State of Kansas, so help me God.

Donald Betts, Jr.

Subscribed and sworn to, before me the 13th day of January, 2004.

KAY MCFARLAND
Chief Justice of the Supreme Court

Senator Betts rose on Point of Personal Privilege to introduce his father, Donald Betts, Sr., and to acknowledge members of the House of Representative, who were present.

Also present for the swearing in of Senator Betts was Governor Kathleen Sebelius, who was introduced and welcomed by President Kerr.

The roll was called with forty senators present.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Kerr, Oleen and Hensley introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1802—

A RESOLUTION relating to assignment of seats of the Senate.

Be it resolved by the Senate of the State of Kansas: The members of the 2004 regular session shall occupy the same seats they occupied in the 2003 regular session with the following exceptions: Senator Journey, seat No. 25, Senator Betts, seat No. 28, Senator Helgeson, seat No. 36.

On emergency motion of Senator Oleen **SR 1802** was adopted unanimously by voice vote.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and resolution were referred to Committees as indicated:

Agriculture: **SB 296.**

Assessment and Taxation: **SCR 1615.**

Education: **SB 301, SB 302, SB 303, SB 304.**

Judiciary: **SB 297, SB 298, SB 299, SB 305.**

Ways and Means: **SB 300, SB 306.**

MESSAGE FROM THE GOVERNOR

January 8, 2004

Message to the Senate of the State of Kansas:

Enclosed herewith is Executive Order No. 2004-01 for your information.

KATHLEEN SEBELIUS
Governor

The President announced Executive Order No. 2004-01, Establishing the Bioterrorism Coordinating Council and directing the Secretary of the Kansas Department of Health and

Environment to appoint members to this committee as defined in federal guidelines, is on file in the office of the Secretary of the Senate and available for review at anytime.

COMMUNICATIONS FROM STATE OFFICERS

DEPARTMENT OF HEALTH AND ENVIRONMENT

January 9, 2004

Roderick L. Bremby, Secretary, Department of Health and Environment, submitted the following 2003 reports:

Kansas Public Water Supply Loan Fund Annual Report
Kansas Water Pollution Control Revolving Fund Annual Report
Household Hazardous Waste Program Report
Kansas Solid Waste Program, A Review of Program and Revenue Expenditures

DEPARTMENT OF ADMINISTRATION

State Employees Health Care Commission

January 12, 2004

In compliance with K.S.A. 75-6509, Linda J. De Coursey, Administrator, submitted the Kansas Employees Health Care Benefits Annual Report.

DEPARTMENT OF WILDLIFE & PARKS

January 12, 2004

In accordance with K.S.A.32-844 and 32-845, J. Michael Hayden, Secretary, Kansas Department of Wildlife and Parks, submitted the Land Acquisition and Lease Renewal Report.

STATE ENERGY RESOURCES COORDINATION COUNCIL

January 12, 2004

As required by Executive Order 2002-4, M. Lee Allison, Chair, submitted the 2004 Kansas Energy Plan.

The 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.

On motion of Senator Oleen the Senate adjourned until 2:30 p.m., Wednesday, January 14, 2004.

HELEN MORELAND, CAROL PARRETT, BRENDA KLING, *Journal Clerks.*

PAT SAVILLE, *Secretary of the Senate.*

