

Journal of the Senate

THIRTY-NINTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Monday, March 7, 2005—2:30 p.m.

The Senate was called to order by President Stephen Morris.
The roll was called with thirty-seven senators present.
Senators Allen, Jordan and Wagle were excused.
Invocation by Chaplain Fred S. Hollomon:

Heavenly Father,

You know that legislators are harshly criticized almost every day. They are called, among other things, stupid, mean, calloused, rude, greedy, crazy, and lazy.

Lord, give them the grace not to stoop to the level of their critics.

Give them a cool head and a warm heart

a tough skin and a tender touch

a friendly smile and a sympathetic tear

a helping hand and lots of backbone

an attentive ear and a controlled tongue

a shoulder to lean on and an arm that's strong

a chin-up and a wary eye

a cheerful countenance and a firm conviction.

a quick mind and a slow temper

a worthy goal and elbow grease

soft answers to angry questions

Perhaps most of all...a knee that kneels and a head that bows

And remind them to thank You for all these gifts.

I pray in the Name of Jesus Christ,

AMEN

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 287, An act concerning certain drug-related offenses relating to motor vehicles; amending K.S.A. 8-1005 and 12-4305 and K.S.A. 2004 Supp. 8-1567 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 288, An act concerning animals; relating to the pet animal act; rules and regulations; fees; limitation on certain expenditures; amending K.S.A. 47-1712 and K.S.A. 2004 Supp. 47-1721 and repealing the existing sections, by Committee on Ways and Means.

SB 289, An act concerning taxation on cigarettes and tobacco products; relating to rates; amending K.S.A. 79-3371 and 79-3378 and K.S.A. 2004 Supp. 79-3310, 79-3311, 79-3312 and 79-3387 and repealing the existing sections, by Committee on Ways and Means.

SB 290, An act concerning promulgation of rules and regulations by the secretary of social and rehabilitation services; relating to the prior authorization program; amending K.S.A. 2004 Supp. 39-7,120 and repealing the existing section, by Committee on Ways and Means.

SB 291, An act concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; death and disability benefits; employer contributions; amending K.S.A. 2004 Supp. 74-4927 and repealing the existing section, by Committee on Ways and Means.

MESSAGE FROM THE HOUSE

Announcing passage of **HB 2102**, **HB 2222**, **HB 2474**.

INTRODUCTION OF HOUSE BILLS AND CONCURRENT RESOLUTIONS

HB 2102, **HB 2222**, **HB 2474** were thereupon introduced and read by title.

INTRODUCTION OF ORIGINAL MOTIONS AND SENATE RESOLUTIONS

Senators Morris, Allen, Apple, Barnett, Barone, Betts, Brownlee, Bruce, Brungardt, Donovan, Emler, Francisco, Gilstrap, Goodwin, Haley, Hensley, Huelskamp, Jordan, Journey, Kelly, Lee, McGinn, O'Connor, Ostmeyer, Palmer, Petersen, Pine, Pyle, Reitz, D Schmidt, V Schmidt, Schodorf, Steineger, Taddiken, Teichman, Umbarger, Vratil, Wagle, Wilson and Wysong introduced the following Senate resolution, which was read:

SENATE RESOLUTION No. 1827—

A RESOLUTION honoring Legislative Reference Director Rita Haley upon her retirement from employment with the State of Kansas and her relocation to a new home and new ventures in our neighboring state of Colorado.

WHEREAS, Rita Haley has been a treasured asset on the staff of the Kansas State Library, where she began as a secretary for the State Librarian and has been promoted over and over until being appointed to the position of Director of the Legislative Reference Section in 1978; and

WHEREAS, For the past 37 years, legislators, lobbyists, staff and members of the public have found themselves saying, “Go ask Rita” when a pressing question needed a fast, accurate response; and

WHEREAS, Rita Haley has come to epitomize passionate dedication to doing a job quickly, accurately and with cheer, setting a high bar for others who serve the legislature and the public; and

WHEREAS, Her creation and implementation of the legislative hotline made lawmakers and the lawmaking process accessible to all Kansans in a real and immediate way, in yet another example of Rita Haley’s belief in the process and the need for all people to participate in the process; and

WHEREAS, After all these years and the thousands of people who have come to her seeking help and information, Rita can still say with a smile that her favorite part of the job has been the people—all the people—she got to meet and work with. While she says she will miss all those people, it is certain all of them will miss Rita the diminutive dynamo. Her kind, efficient, energetic and enthusiastic approach to providing information belie the rigors of her job and the hours she spent making sure she was ready for each day. (Hours, Rita says, she will NOT miss); and

WHEREAS, Rita Haley’s last day in the Capitol will be March 11, 2005, and she and her husband Bob will be moving to Colorado where she will relax for awhile and take the time to review her options while enjoying the sights and activities of the Denver area: Now, therefore,

Be it resolved by the Senate of the State of Kansas: That the members of this chamber are grateful to Rita Haley for her outstanding service to this body, to the legislature and to all Kansans through her tireless efforts as Director of Legislative Reference Services of the Kansas State Library; that we wish her the very best in the years to come; that we will always welcome her with open arms and appreciative hearts as a visitor to this beautiful building; and

Be it further resolved: That the Secretary of the Senate provide an enrolled copy of this resolution to Rita Haley as a token of our enduring esteem and affection.

On emergency motion of Senator Hensley **SR 1827** was adopted unanimously.

Senators joined Senator Hensley in paying tribute to Rita with a standing ovation and thanked her for her outstanding service, describing her as indispensable. Also introduced and welcomed were her husband, Bob, and daughter, Brittney.

REPORT ON ENGROSSED BILLS

SB 138, SB 139, SB 244, SB 245, SB 246 reported correctly engrossed March 4, 2005.

REPORTS OF STANDING COMMITTEES

Committee on **Utilities** recommends **HB 2042** be passed.

On motion of Senator D. Schmidt the Senate adjourned until 2:30 p.m., Tuesday, March 8, 2005.

HELEN MORELAND, CAROL PARRETT, BRENDA KLING, *Journal Clerks*.
PAT SAVILLE, *Secretary of the Senate*.

