

Journal of the House

EIGHTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, February 2, 2006, 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 legislative business.
Reps. Faust-Goudeau and McLeland were excused on excused absence by the Speaker.

Prayer by Chaplain Chamberlain:

Almighty God of heaven and earth, Giver of every good and holy thing, Creator of all that we have or hope to have; praised be your glorious name. We thank you, Lord, for your gifts and for the freedom to enjoy them. We acknowledge that every gift comes with responsibility, especially the gift of freedom.

Today your servants have gathered in this place to speak for all the people. They come bearing the responsibility to protect the freedoms that all of us have been given and to protect us when others use their freedoms in harmful ways. It is a delicate balance, O God. The law always threatens to overtake grace. We even find ways to contort your gift of the law into hateful and dehumanizing pronouncements of self-righteousness.

We need the law O God, and we need your grace. Send your Spirit of wisdom upon these servants who craft our laws as they seek to balance the demands of freedom and of community. May the laws they enact be blessed with your pure will for our lives and may the citizens of our state grow in community and respect for one another through them. Amen.

The Pledge of Allegiance was led by Rep. Phelps.

INTRODUCTION OF GUESTS

Rep. McKinney introduced Steve Baccus, Minneapolis, who is President of the Kansas Farm Bureau and also recognized other Farm Bureau members who were in the House gallery.

Rep. Kilpatrick introduced Mark Lunsford, father of Florida's Jessica Lunsford who was abducted and killed in 2005. Mr. Lunsford was presented a certificate commending him for his tireless efforts to provide grassroots awareness and support for legislation giving law enforcement the tools necessary to search for, locate and apprehend those that prey upon our most vulnerable citizens.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2806, An act amending the uniform consumer credit code; relating to mortgages; amending K.S.A. 2005 Supp. 16a-3-308a and repealing the existing section, by Committee on Financial Institutions.

HB 2807, An act concerning real property; relating to home inspections; requiring home inspector registration and certification; requiring insurance, by Committee on Commerce and Labor.

HB 2808, An act concerning elections; relating to paper verification of votes cast on electronic voting machines; amending K.S.A. 25-1308 and 25-1310 and repealing the existing sections, by Committee on Governmental Organization and Elections.

HB 2809, An act concerning the unification of certain cities and counties; amending K.S.A. 2005 Supp. 19-205 and repealing the existing section, by Committee on Governmental Organization and Elections.

HB 2810, An act concerning improvement districts; relating to the board of directors thereof; amending K.S.A. 19-2759 and 19-2761 and repealing the existing sections, by Committee on Governmental Organization and Elections.

HB 2811, An act concerning wines; authorizing sale and shipping within, into and out of the state under certain circumstances; amending K.S.A. 2005 Supp. 41-308a and repealing the existing section, by Committee on Federal and State Affairs.

HB 2812, An act concerning the state board of nursing; fees; amending K.S.A. 65-1118 and 65-4208 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2813, An act concerning the practice of nursing; amending K.S.A. 65-1124 and repealing the existing section, by Committee on Federal and State Affairs.

CORRECTION OF REFERENCE

Speaker Mays announced **HB 2799** appearing on the Calendar under Reference of Bills and Concurrent Resolutions as being referred to Committee on Health and Human Services, should be corrected to be referred to Committee on Appropriations.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2798**.

Appropriations: **HB 2796**, **HB 2797**.

Commerce and Labor: **HB 2788**, **HB 2802**, **HB 2804**.

Federal and State Affairs: **HB 2792**, **HB 2801**.

Health and Human Services: **HB 2800**, **HB 2803**.

Judiciary: **HB 2787**, **HB 2789**, **HB 2790**, **HB 2791**.

Taxation: **HB 2793**, **HB 2794**.

Transportation: **HB 2805**.

Wildlife, Parks and Tourism: **HB 2795**.

COMMUNICATIONS FROM STATE OFFICERS

From Roger Werholtz, Secretary, Kansas Department of Corrections, in accordance with K.S.A. 60-4117, report for the Kansas Department of Corrections State Forfeiture Fund, December 1, 2004 through December 1, 2005.

From Brian J. Moline, Chair, Kansas Corporation Commission, pursuant to K.S.A. 66-117b, Annual Report to the 2006 Legislature, which can also be viewed at http://www.kcc.state.ks.us/06_legis_rpt.pdf.

From Judge Frank J. Yeoman, Jr., Board of Directors, pursuant to K.S.A. 74-9601 et seq., 2005 Annual Report.

From Howard R. Fricke, Secretary, Department of Commerce, in accordance with K.S.A. 12-1771b(b)(2), Special Bond Projects Annual Report — Kansas Speedway and Village West Tourism District.

The complete reports are kept on file and open for inspection in the office of the Chief Clerk.

MESSAGE FROM THE SENATE

Announcing adoption of **SCR 1617**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Aurand, **SCR 1617**, A concurrent resolution relating to the joint rules of the Senate and House of Representatives; amending Joint Rule 4 prescribing deadlines for the introduction and consideration of bills, was introduced and adopted.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. 6010—

A RESOLUTION congratulating and commending the Kansas Pork Association on its 50th anniversary.

WHEREAS, In 1956 a small group of pork producers held the first meeting of the Kansas Swine Improvement Association. Their purpose was to work together to make their businesses more profitable while keeping the swine industry healthy and flourishing statewide. Fifty years later the Kansas Pork Association works everyday to achieve the same goals; and

WHEREAS, There are 1,500 hog farms in Kansas. Of these producers, 310 provide 95% of the state's pork production. Kansas is the number 9 state in hog and pig inventory and produces about 2.7% of the nation's total. In 2005 Kansas producers sold 3,047,022 market hogs, feeder pigs and seedstock with a gross market value of \$402,596,058. These hogs produced over 450 million pounds of pork which helped feed nearly 10 million people; and

WHEREAS, The pork industry is important to the Kansas economy. In addition to the sale of pork products, the industry consumes over 34 million bushels of grain. Primarily this involves Kansas grown milo but with significant amounts of corn and soybean costing about \$145 million for feed grains: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the Kansas Pork Association for 50 years of leadership in the production of "Pork The Other White Meat" for American consumers; and

Be it further resolved: That the Chief Clerk of the House of Representatives provide an enrolled copy of this resolution to Tim Stroda, President, Kansas Pork Association, 2601 Farm Bureau Road, Manhattan, KS 66502.

CONSENT CALENDAR

No objection was made to **HB 2560** appearing on the Consent Calendar for the second day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2553, An act pertaining to the Kansas department of revenue; concerning the division of vehicles; prohibiting certain contracts relating to drivers' license renewal, was considered on final action.

On roll call, the vote was: Yeas 94; Nays 27; Present but not voting: 1; Absent or not voting: 3.

Yeas: Aurand, Beamer, Bethell, Brown, Brunk, Burgess, Carlin, Carlson, Carter, Colloton, Craft, Crow, Dahl, DeCastro, Decker, Dillmore, Faber, Feuerborn, Freeborn, Garcia, George, Goico, Gordon, Grange, Hayzlett, Hill, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Knox, Landwehr, Light, Long, Lukert, Mah, Mast, Masterson, Mays, McCreary, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Pilcher-Cook, Pottorff, Powell, Proehl, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Swenson, Tafanelli, Thull, Trimmer, Vickrey, Watkins, Weber, Wilk, Williams, Wolf, Yoder, Yonally.

Nays: Ballard, Burroughs, Cox, Davis, Edmonds, Flaharty, Flora, Gatewood, Grant, Hawk, Henderson, Henry, Holland, Kirk, Krehbiel, Kuether, Lane, Loganbill, McKinney, Menghini, Peterson, Phelps, Powers, Svaty, Treaster, Ward, Winn.

Present but not voting: Peck.

Absent or not voting: Faust-Goudeau, Loyd, McLeland.

The bill passed.

HB 2575, An act concerning education; relating to the Kansas challenge to secondary school pupils act; amending K.S.A. 72-11a03 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Feuerborn, Flaharty, Flora, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, Mays, McCreary, McKinney, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Proehl, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thull, Treasurer, Trimmer, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Wolf, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Faust-Goudeau, Loyd, McLeland.

The bill passed.

HB 2580, An act concerning improvement districts; pertaining to compensation of directors; amending K.S.A. 19-2764 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Feuerborn, Flaharty, Flora, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, Mays, McCreary, McKinney, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Proehl, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thull, Treasurer, Trimmer, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Wolf, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Faust-Goudeau, Loyd, McLeland.

The bill passed, as amended.

HR 6005, A resolution urging the Southwest Power Pool to recognize the reliability component and value of economic transmission projects, was considered on final action.

On roll call, the vote was: Yeas 122; Nays 0; Present but not voting: 0; Absent or not voting: 3.

Yeas: Aurand, Ballard, Beamer, Bethell, Brown, Brunk, Burgess, Burroughs, Carlin, Carlson, Carter, Colloton, Cox, Craft, Crow, Dahl, Davis, DeCastro, Decker, Dillmore, Edmonds, Faber, Feuerborn, Flaharty, Flora, Freeborn, Garcia, Gatewood, George, Goico, Gordon, Grange, Grant, Hawk, Hayzlett, Henderson, Henry, Hill, Holland, C. Holmes, M. Holmes, Horst, Huebert, Huff, Humerickhouse, Huntington, Hutchins, Huy, D. Johnson, E. Johnson, Kelley, Kelsey, Kiegerl, Kilpatrick, Kinzer, Kirk, Knox, Krehbiel, Kuether, Landwehr, Lane, Light, Loganbill, Long, Lukert, Mah, Mast, Masterson, Mays, McCreary, McKinney, Menghini, Merrick, F. Miller, M. Miller, Jim Morrison, Judy Morrison, Myers, Neufeld, O'Malley, O'Neal, Oharah, Olson, Otto, Owens, Pauls, Peck, Peterson, Phelps, Pilcher-Cook, Pottorff, Powell, Powers, Proehl, Roth, Ruff, Ruiz, Sawyer, Schwab, Schwartz, B. Sharp, S. Sharp, Shultz, Siegfried, Sloan, Storm, Svaty, Swenson, Tafanelli, Thull, Treasurer, Trimmer, Vickrey, Ward, Watkins, Weber, Wilk, Williams, Winn, Wolf, Yoder, Yonally.

Nays: None.

Present but not voting: None.

Absent or not voting: Faust-Goudeau, Loyd, McLeland.

The resolution was adopted.

On motion of Rep. Aurand, the House resolved into Committee of the Whole, with Rep. Freeborn in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. Freeborn, Committee of the Whole report, as follows, was adopted: Recommended that **HB 2698** be passed.
Committee report to **HB 2572** be adopted; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

The Committee on **Higher Education** recommends **HB 2593** be amended on page 3, after line 38 by inserting the following:

“(e) Nothing in this act shall be construed to permit the Kansas state employees health care commission to discontinue the student health care benefits component of the state health care benefits program until the state board of regents has contracts in effect that provide student coverage pursuant to the authority granted therefor in section 1, and amendments thereto.”; and the bill be passed as amended.

The Committee on **Transportation** recommends **HB 2732** be amended on page 2, in line 20, after the stricken “or” by inserting “or”; in line 22, by striking “; or” and inserting a period”; in line 23, by striking “(9)” and inserting “(b) A law enforcement officer may prepare and deliver to a person a written traffic citation on a form approved by the division of motor vehicles for a violation of”;

And by relettering the remaining subsections accordingly;

On page 3, in line 20, by striking “(f)” and inserting “(g)”;

and the bill be passed as amended.
Committee on **Utilities** recommends **HB 2673** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

REPORT OF STANDING COMMITTEE

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

Request No. 25, by Representative Weber, congratulating Shirley Meyer on being named Herington Outstanding Citizen of the Year;

Request No. 26, by Representative Weber, congratulating Jerry Barta on being named Herington Outstanding Senior Citizen of the Year;

Request No. 27, by Representative Weber, congratulating Toni Meyer on being named Herington Outstanding Young Citizen of the Year;

Request No. 28, by Representative Weber, congratulating Judy Peterson on being named Herington Unified School District Outstanding Educator of the Year;

Request No. 29, by Representative Weber, congratulating Mary Lawrenz on being named Rural Vista Unified School District Outstanding Educator of the Year;

Request No. 30, by Representative Weber, congratulating Phyllis Burns on being named Centre Unified School District Outstanding Educator of the Year;

Request No. 31, by Representative Wilk, congratulating Dolph C. Simons, Jr. on being named Lawrence Citizen of the Year;

Request No. 32, by Representative Kilpatrick commending Mark Lunsford on his support in apprehending those that prey on our most vulnerable citizens;

Request No. 33, by Representative S. Sharp, congratulating Eric William McGowan on achieving the rank of Eagle Scout;

Request No. 34, by Representative Grange, commending Katelynn Wilson on winning the Benton Grade School spelling bee;

Request No. 35, by Representative Peck, congratulating Mr. and Mrs. Carol Knisley on their 50th Wedding Anniversary;

Request No. 36, by Representative Phelps, commending Lisa Renz on being voted Hays 2005-06 Master Teacher of the Year;

Request No. 37, by Representative Phelps, congratulating Jeff Wick on being named Hays Citizen of the Year;

Request No. 38, by Representative Sloan, congratulating Henry Reiske on achieving the rank of Eagle Scout;

Request No. 39, by Representative Sloan, congratulating Van Go Mobile Arts on receiving the Coming Up Taller award;

Request No. 40, by Representative Yonally, congratulating Holy Spirit Catholic Church on their 25th Anniversary;

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 and concurrent resolution were thereupon introduced and read by title:

HB 2814, An act concerning economic development; relating to the economic development initiatives fund; creating the state affordable airfare fund to support certain programs; amending K.S.A. 2005 Supp. 79-4804 and repealing the existing section, by Committee on Taxation.

HB 2815, An act concerning the Kansas funeral picketing act; amending K.S.A. 21-4015 and repealing the existing section, by Committee on Taxation.

HB 2816, An act relating to property taxation; enacting the senior citizen property tax relief pilot act, by Committee on Taxation.

HOUSE CONCURRENT RESOLUTION No. 5035—

By Committee on Appropriations

A CONCURRENT RESOLUTION expressing the sense of the Kansas House of Representatives and Senate that colleges and universities should adopt an Academic Bill of Rights to secure the intellectual independence of faculty members and students, protect the principles of academic freedom, promote intellectual diversity, and support the pursuit of knowledge and truth as a fundamental purpose of the university; and for other purposes.

WHEREAS, The central purposes of a university are the pursuit of truth, the discovery of new knowledge through scholarship and research, the study and reasoned criticism of intellectual and cultural traditions, the teaching and general development of students to help them become creative individuals and productive citizens of a constitutional republic, and the transmission of knowledge and learning to a society at large;

WHEREAS, Free inquiry and free speech within the academic community are indispensable to the achievement of the central purposes of a university, the freedoms to teach and to learn depend upon the creation of appropriate conditions and opportunities on the campus as a whole as well as in the classrooms and lecture halls, and these purposes reflect the values of integrity, pluralism, diversity, opportunity, analytical intelligence, openness and fairness that are the cornerstones of American society, and academic freedom and intellectual diversity are values indispensable to an American university;

WHEREAS, From its first formulation in the General Report of the Committee on Academic Freedom and Tenure of the American Association of University Professors, the concept of academic freedom has been premised on the ideas that human knowledge is a never-ending pursuit of the truth, that there is no humanly accessible truth that is not in principle open to challenge, and that no party or intellectual faction has a monopoly on wisdom;

WHEREAS, Academic freedom is most likely to thrive in an environment of intellectual diversity that protects and fosters independence of thought and speech. In the words of the general report, it is vital to protect “as the first condition of progress, [a] complete and unlimited freedom to pursue inquiry and publish its results”;

Whereas, Because free inquiry and its fruits are crucial to the democratic enterprise, and academic freedom is a national value as well;

Whereas, In *Keyishian v. Board of Regents of the University of the State of New York*, a historic 1967 decision, the Supreme Court overturned a New York State loyalty provision for teachers with these words: “Our Nation is deeply committed to safeguarding academic freedom,[a] transcendent value to all of us and not merely to the teachers concerned.” In *Sweezy v. New Hampshire*, in 1957, the Supreme Court observed that the “essentiality of freedom in the community of American universities [was] almost self-evident”;

WHEREAS, Academic freedom consists of protecting the intellectual independence of professors, researchers, and students in the pursuit of knowledge and the expression of ideas from interference by legislators or authorities within the institution itself, meaning that no political, ideological or religious orthodoxy should be imposed on professors and researchers through the hiring, tenure or termination process, nor through any other administrative means by the academic institution;

WHEREAS, It has long been recognized that intellectual independence means the protection of students and faculty members from the imposition of any orthodoxy of a political, ideological or religious nature;

WHEREAS, The 1915 Declaration of Principles of the American Association of University Professors admonished faculty members to avoid “taking unfair advantage of the student’s immaturity by indoctrinating him with the teacher’s own opinions before the student has had an opportunity fairly to examine other opinions upon the matters in question, and before he has sufficient knowledge and ripeness of judgment to be entitled to form any definitive opinion of his own”;

WHEREAS, In 1967, the American Association of University Professors’ Joint Statement on Rights and Freedoms of Students reinforced and amplified this injunction by affirming the inseparability of “the freedom to teach and freedom to learn” and, in the words of the joint statement, “students should be free to take reasoned exception to the data or views offered in any course of study and to reserve judgment about matters of opinion”;

WHEREAS, It is essential that professors and lecturers not force their opinions about philosophy, politics and other contestable issues on students in the classroom and in all academic environments, as this is a cardinal principle of academic freedom laid down by the American Association of University Professors: Now, therefore,

Be it Resolved by the House of Representatives of the State of Kansas, the Senate concurring therein: That, to secure the intellectual independence of faculty members and students, protect the principles of academic freedom, promote intellectual diversity, and support the pursuit of knowledge and truth as a fundamental purpose of the university:

(1) The Kansas House of Representatives and Senate strongly recommend that the following principles and procedures be observed at all public colleges and universities within the State of Kansas:

(a) All faculty members will be hired, fired, promoted and granted tenure on the basis of their competence and appropriate knowledge in the field of their expertise and, in the humanities, the social sciences and the arts, with a view toward fostering a plurality of methodologies and perspectives;

(b) no faculty member will be hired, fired, promoted or denied promotion or tenure on the basis of his or her political, ideological or religious beliefs;

(c) no faculty member will be excluded from tenure, search and hiring committees on the basis of his or her political, ideological or religious beliefs;

(d) students will be graded solely on the basis of their reasoned answers and appropriate knowledge of the subjects and disciplines they study, not on the basis of their political, ideological or religious beliefs;

(e) curricula and reading lists in the humanities and social sciences should reflect the uncertainty and unsettled character of all human knowledge in these areas and provide students with dissenting sources and viewpoints;

(f) while teachers are and should be free to pursue their own findings and perspectives in presenting their views, they should consider and make their students aware of other viewpoints;

(g) academic disciplines should welcome a diversity of approaches on all unsettled questions and institutions should recognize that exposing students to the spectrum of significant scholarly viewpoints on the subjects examined in their courses is a major responsibility of faculty members;

(h) faculty members will not use their courses or their positions for the purpose of political, ideological, religious or antireligious indoctrination;

(i) faculty and instructors have a right to academic freedom in the classroom in discussing their subjects, but they should make their students aware of serious scholarly viewpoints other than their own and should encourage intellectual honesty, civil debate and the analysis of ideas in the pursuit of knowledge and truth.

(j) The freedom of speech, freedom of expression, freedom of assembly and freedom of conscience of students and student organizations shall not be infringed by instructors, university administrators, student government organizations or by institutional policies, rules or procedures;

(k) selection of speakers, allocation of funds for speakers' programs and other student activities will observe the principles of academic freedom and promote intellectual pluralism;

(l) except as provided by law, the obstruction of invited campus speakers, the destruction of campus literature and other efforts to obstruct a civil exchange of ideas shall not be permitted;

(m) academic institutions and professional societies should maintain a posture of organizational neutrality with respect to the substantive disagreements that divide researchers on questions within, or outside, their fields of inquiry, recognizing that:

a. Knowledge advances when individual scholars are left free to reach their own conclusions about which methods, facts and theories have been validated by research; and

b. academic institutions and professional societies formed to advance knowledge within an area of research, maintain the integrity of the research process and organize the professional lives of related researchers serve as indispensable venues within which scholars circulate research findings and debate their interpretation; and

(2) the Kansas House of Representatives and Senate recognize that the principles and procedures described in paragraph (m) fully apply only to public universities.

Be it further resolved: That, the Secretary of State be directed to send enrolled copies of this resolution to the governing boards and to the president of every college and university in this state, and to the Governor, Lieutenant Governor and Attorney General.

REPORT ON ENGROSSED BILLS

HB 2580 reported correctly engrossed February 1, 2006.

REPORT ON ENROLLED RESOLUTIONS

HR 6009 reported correctly enrolled and properly signed on February 2, 2006.

On motion of Rep. Aurand, the House adjourned pro forma until 9:00 a.m., Friday, February 3, 2006.

CHARLENE SWANSON, *Journal Clerk*.

JANET E. JONES, *Chief Clerk*.

