

Journal of the House

TWELFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 25, 2023, 11:00 a.m.

The House met pursuant to adjournment with Speaker pro tem Carpenter in the chair.

The roll was called with 122 members present.
Rep. Neighbor was excused on verified illness.
Reps. Helgerson and Osman were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Gracious and generous God,
we thank you for Your overwhelming grace.
You have blessed us with Your grace.
Help us to extend grace to one another.
You equip us to do a good work.
May we be faithful to do that good work.
You have blessed us with much.
Guide us in sharing the blessing with others.
You have brought each of us to a place of service.
May we be diligent in serving those we represent.
This I pray in the name of Christ
who set the example for us.
Amen.

The Pledge of Allegiance was led by Rep. Moser.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Buehler are spread upon the Journal:

In commemoration of the 100th Anniversary of University of Saint Mary in Leavenworth, Kansas, we are presenting this Certificate.

The University of Saint Mary traces its roots to the Sisters of Charity of Leavenworth's arrival in Kansas' first city—prior to Kansas' statehood. In 1858, Mother Xavier Ross and a small contingent of Sisters of Charity arrived in the Kansas Territory at the behest of Bishop Miede to teach and care for the needs of the area's children and tend to the sick. Within days of their arrival, the Sisters opened an academy for girls. Growth at the academy prompted the Sisters to open a much larger boarding school and orphanage in 1870 at the site of the current University of Saint Mary.

This thriving academy led to the birth of Saint Mary College, a junior college for women, in 1923. The academy itself continued on until 1950 when it expanded to a four-year institution in 1932; began offering master's degrees in education in 1950; and, after years of offering educational opportunities to both men and women, became residentially co-educational in 1988; and became the University of Saint Mary in 2003.

Throughout its history, Saint Mary has focused on meeting the specific needs of students—particularly Kansas students. Saint Mary has offered classes in multiple locations, including past sites in Kansas City, Kansas and Shawnee, Kansas, and currently in Overland Park, Kansas.

To meet the needs of its students and our larger society, Saint Mary has developed a focus on health care education, educating among others, hundreds of nurses and physical therapists that continue to work in Kansas.

Saint Mary has made a historical effort—recently re-established—of also providing educational opportunities to the incarcerated at Lansing to help reduce recidivism; and particularly serves First-Generation students, helping break the cycle of poverty in dozens of Kansas families.

Saint Mary today serves more than 1,100 students from over 35 states and a dozen countries in the classroom and online. The University of Saint Mary employs more than 200 Kansans as faculty and staff who are committed to the Saint Mary mission of helping students excel through personal attention with a commitment to affordability and access.

There are thousands of Saint Mary graduates benefitting the people of Kansas as teachers and law enforcement officers; nurses, doctors, and executives; technology professionals, accountants, and artists.

The University of Saint Mary is a significant economic engine in the state of Kansas, contributing \$63.4 million in economic impact per year and \$4.2 million in state and local tax revenue.

The University of Saint Mary lives its mission, in part, by preparing Kansans to serve the people in this great state. We would like to commend and celebrate the 100th Anniversary of The University of Saint Mary in Leavenworth, Kansas which has been Educating with a Deeper Purpose for a century, inspiring generations of students to realize their God-given potential in value-centered lives and careers.

The HOUSE of Kansas presents this certificate to the University of St. Mary in commemoration of their 100-year Anniversary.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Minnix and Vaughn are spread upon the Journal:

Thank you Mr. Speaker. Good morning body. We want to take time this morning to honor two Groundwater Management Districts from western Kansas and their District Managers who are here with us today. GMD 1 is based out of Scott City and is led by Katie Durham. She is also joined by her board president and local producer Mark Callendar. GMD 4 is based out of Colby and is led by Shannon Kenyon. She is joined by her board member and local producer Shane Mann, as well as staff member Colter

Stoll. I live in GMD 1 where I farm and ranch and have had the pleasure of working with GMD 1 over the years.

Groundwater Management Districts, or GMD's, were created in the 1970's when producers first started to see the direct impact of large-scale irrigation and the associated groundwater declines on their farms. These farmers wanted the ability to create locally designed management plans to conserve their groundwater resources. Thus, five GMD districts were created representing various geographic and hydrologic areas across the state. However, while the creation of these districts was a good step forward, concerns over significant groundwater depletion have persisted. The aquifer has declined as much as 60% in some parts, leaving large swaths of the Ogallala with less than 50 years of usable life remaining. That means if something doesn't change, most of our groundwater could be gone in our lifetimes. As many of you can imagine, this would be devastating to rural communities across Kansas, and for our state's agricultural economy.

In 2012 a law was passed creating a new conservation tool for GMD's to use called Local Enhanced Management Areas. LEMAs are innovative management plans, where producers from across the district come together and agree to use less water in exchange for greater flexibility of that usage. GMD 1 and 4 have championed water conservation practices in their communities and have helped implement the very first LEMA's in Kansas.

In 2012, GMD 4 helped enact the "Sheridan-6" (SD-6) LEMA covering 100+ square miles and almost 200 wells in Sheridan County. Their original goal was a 20% reduction in water use. They have since surpassed that with a nearly 35% reduction in historic use. Research also shows that these producers have become even *more* profitable, due to the decreased cost of their inputs. The SD-6 LEMA has now been extended twice and is entering its third 5-year period. Furthermore, the success of SD-6 led to the creation of a GMD4 district wide LEMA in 2017, which is now undergoing re-approval for another five years.

GMD 1 first tried to implement a LEMA in 2013-14. After a significant community hearing process, though, that LEMA unfortunately failed. However, the GMD didn't give up. In 2016 and 2017, GMD1, led by Wichita County water users, developed and adopted a Wichita County Water Conservation Area (WCA), another water conservation tool. Due to their positive experience with the WCA, producers led the charge to create a Wichita County LEMA in 2021. Their original conservation goal was a 25% reduction in water use, but results from the first two years show a reduction closer to 28%. Now, GMD 1 is pursuing a district wide LEMA of their own called the "Four County LEMA." This LEMA is nearing completion with the second public hearing on Feb 2 and could become effective later in 2023.

Shannon and Katie, as well as their boards and predecessors have taken on the difficult task of not only changing their groundwater management practices, but of changing the hearts and minds of producers who rely upon this crucial resource. They have persevered through countless public hearings, opposition, and setbacks, and have come out the other side with a community of producers that support and rely on them. GMD 1 and 4 are committed to producer engagement, community education, and to advocating for local solutions to groundwater decline. As our Chief Engineer recently stated regarding the declining aquifer, "The hour is late, but all is not lost." Shannon, Katie and their boards are the leaders in our state who are blazing a new path forward.

Please join us in commending them for their outstanding work bringing their communities together and extending the life of the Ogallala and High Plains aquifers for the benefit of our entire state and for future generations of Kansas.

Rep. Minnix and Vaughn presented their guests with framed House certificates in honor of their contributions to the state of Kansas.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

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

HB 2163, AN ACT concerning school districts; relating to teacher employment contracts; requiring due process procedures when non-renewing or terminating certain contracts; amending K.S.A. 72-2252, 72-2253, 72-2254 and 72-2260 and repealing the existing sections, by Committee on Education.

HB 2164, AN ACT concerning elections; relating to election crimes; creating the crime of elector fraud and providing penalties therefor, by Committee on Elections.

HB 2165, AN ACT concerning campaign finance; relating to governmental ethics; extending the time frame for governmental ethics commission hearings; making technical amendments; amending K.S.A. 25-4148, 25-4156, 25-4161, 25-4174, 46-255, 46-256, 46-265 and 46-280 and repealing the existing sections, by Committee on Elections.

HB 2166, AN ACT concerning elections; relating to the crime of corrupt political advertising; expanding the scope of the crime and clarifying the application thereof; amending K.S.A. 25-2407 and repealing the existing section, by Committee on Elections.

HB 2167, AN ACT concerning campaign finance; regulating the use of cryptocurrency; prohibiting the use of campaign funds for a candidate for federal office; amending K.S.A. 25-4153 and repealing the existing section, by Committee on Elections.

HB 2168, AN ACT concerning agriculture; relating to industrial hemp; allowing the fiber, grain and seeds thereof to be used as food for livestock, poultry and pets; adding hemp grain to the definition of grain; authorizing the secretary to utilize performance-based sampling when inspecting industrial hemp; lowering license and registration fees; extending license and registration periods to two years; exempting certain hemp processors from fingerprinting and background check requirements; amending K.S.A. 2-3901, 2-3906, 2-3907, 2-3908 and 34-223 and repealing the existing sections, by Representatives Blew and Williams, K..

HB 2169, AN ACT concerning statutes of limitation for childhood sexual abuse; relating to time limitations for commencement of prosecution in criminal actions; permitting a prosecution for childhood sexual abuse to be commenced at any time; relating to limitations on civil actions; permitting a claim for damages caused by childhood sexual abuse to be brought at any time; reviving claims against any party for such damages that occurred on or after July 1, 1984; amending K.S.A. 2022 Supp. 21-5107 and 60-523 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2170, AN ACT concerning alcoholic beverages; relating to spirits distributors, wine distributors and cereal malt beverage distributors; regulating samples; amending K.S.A. 41-306, 41-306a and 41-307 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2171, AN ACT concerning healthcare providers; relating to peer review; providing that privilege does not apply to factual information; amending K.S.A. 65-4925 and K.S.A. 2022 Supp. 65-4915 and repealing the existing sections, by Committee on Judiciary.

HB 2172, AN ACT concerning trusts; enacting the uniform trust decanting act; relating to the power of an authorized fiduciary to distribute property of a first trust to one or more second trusts or to modify the terms of the first trust, by Committee on Judiciary.

HB 2173, AN ACT concerning political subdivisions of the state; relating to building codes or similar rules; providing that such provisions shall not prohibit refrigerants approved for use under federal law, by Committee on Commerce, Labor and Economic Development.

HB 2174, AN ACT concerning housing discrimination; relating to the Kansas act against discrimination; authorizing the removal of unlawful restrictive covenants; amending K.S.A. 44-1017a and repealing the existing section, by Committee on Local Government.

HB 2175, AN ACT concerning income taxation; relating to rates; providing for future decreases contingent on the retention of a 7.5% state general fund ending balance; amending K.S.A. 2022 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

HB 2176, AN ACT creating the Arkansas city area public library district act; requiring an election to create such district; authorizing a tax levy therefor; amending K.S.A. 75-2554 and repealing the existing section, by Representatives Rhiley and Roth.

HB 2177, AN ACT concerning marriage; relating to the recognition of marriages; eliminating the requirement that parties are of opposite sex; amending K.S.A. 2022 Supp. 23-2501, 23-2504 and 23-2508 and repealing the existing sections, by Representatives Woodard, Meyer and Ruiz, S..

HB 2178, AN ACT concerning the Kansas act against discrimination; adding sexual orientation, gender identity or expression and status as a veteran as protected classes under the act; amending K.S.A. 12-16,107, 44-1001, 44-1002, 44-1004, 44-1005, 44-1006, 44-1009, 44-1015, 44-1016, 44-1017, 44-1027 and 44-1030 and repealing the existing sections, by Representatives Woodard, Meyer and Ruiz, S..

HB 2179, AN ACT concerning public assistance; relating to child care assistance; removing non-cooperation with child support from disqualifications for child care assistance; amending K.S.A. 2022 Supp. 39-709 and repealing the existing section, by Committee on Appropriations.

HB 2180, AN ACT concerning crimes, punishment and criminal procedure; relating to sentencing; increasing good time and program credit for certain offenders; eliminating liability protection for wrongful act or omission in making calculations thereof; amending K.S.A. 2022 Supp. 21-6821 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2181, AN ACT concerning abortion; prohibiting abortion; creating the crimes of unlawful performance of an abortion and unlawful destruction of a fertilized embryo and establishing penalties therefor; restricting the use of fetal tissue; relating to exclusions from sales and use tax exemptions for certain abortion providers; amending K.S.A. 65-2401, 65-2837, 65-6731, 65-6732, 65-67a01, 65-67a02, 65-67a04, 65-67a07, 76-3308 and 79-32,195 and K.S.A. 2022 Supp. 21-5301, 21-5302, 21-5303, 60-1901,

60-1906, 79-32,182b, 79-32,261 and 79-3606 and repealing the existing sections; also repealing K.S.A. 38-2003, 65-445, 65-4a01, 65-4a02, 65-4a03, 65-4a04, 65-4a05, 65-4a06, 65-4a07, 65-4a08, 65-4a09, 65-4a10, 65-4a11, 65-4a12, 65-6701, 65-6702, 65-6703, 65-6704, 65-6705, 65-6707, 65-6708, 65-6709, 65-6710, 65-6711, 65-6712, 65-6714, 65-6715, 65-6721, 65-6722, 65-6723, 65-6724, 65-6725, 65-6726, 65-6741, 65-6742, 65-6743, 65-6744, 65-6745, 65-6746, 65-6747, 65-6748, 65-6749 and 65-67a09, by Representatives Jacobs, Fairchild, Garber, Goetz, Hill, Murphy and Rhiley.

HB 2182, AN ACT concerning economic development; enacting the Kansas film and digital media production development act; establishing an income tax credit, sales tax exemption and loan and grant program to be administered by the secretary of commerce for the purpose of developing film, video or digital production in Kansas; establishing the Kansas film and digital media production development act education fund and the Kansas film and digital media production development act workforce training and business direct investment fund; amending K.S.A. 2022 Supp. 79-3606 and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

HOUSE CONCURRENT RESOLUTION No. **HCR 5006**—

By Representatives Woodard, Meyer and S. Ruiz

A PROPOSITION to repeal section 16 of article 15 of the constitution of the state of Kansas, relating to marriage being only between individuals of the opposite sex.

Be it resolved by the Legislature of the State of Kansas, two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate concurring therein:

Section 1. The following proposition to amend the constitution of the state of Kansas shall be submitted to the qualified electors of the state for their approval or rejection: Section 16 of article 15 of the constitution of the state of Kansas is hereby repealed.

Sec. 2. The following statement shall be printed on the ballot with the amendment as a whole:

"Explanatory statement. This amendment would repeal section 16 of article 15 of the constitution of the state of Kansas in its entirety. This section currently provides that marriage is constituted by one man and one woman only.

"A vote for this proposition would repeal section 16 of article 15 of the constitution of the state of Kansas in its entirety.

"A vote against this proposition would leave section 16 of article 15 of the constitution of the state of Kansas as it currently exists."

Sec. 3. This resolution, if approved by two-thirds of the members elected (or appointed) and qualified to the House of Representatives and two-thirds of the members elected (or appointed) and qualified to the Senate, shall be entered on the journals, together with the yeas and nays. The secretary of state shall cause this resolution to be published as provided by law and shall cause the proposed amendment to be submitted to the electors of the state at the general election in November in the year 2024, unless a special election is called at a sooner date by concurrent resolution of the legislature, in which case it shall be submitted to the electors of the state at the special election.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills and concurrent resolution were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2159, HB 2160, SCR 1602.**

Child Welfare and Foster Care: **HB 2153.**

Corrections and Juvenile Justice: **HB 2151.**

Education: **HB 2142, HB 2143, HB 2152, HB 2157, HB 2158.**

Elections: **HB 2145.**

Energy, Utilities and Telecommunications: **HB 2154, HB 2155, HB 2156.**

Health and Human Services: **HB 2161.**

Judiciary: **HB 2144.**

Local Government: **HB 2150.**

Taxation: **HB 2162.**

Transportation: **HB 2146, HB 2147, HB 2148, HB 2149.**

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Thomas, **HR 6006**, by Reps. Thomas, Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carlin, Carmichael, Carpenter, Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Houglan, Houser, Howe, Howell, Howerton, Hoyer, Humphries, Jacobs, Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, Miller, Miller, Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, Sanders, Sawyer, Sawyer, Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, Smith, Smith, Stogsdill, Sutton, Tarwater, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, Williams, Winn, Woodard, Xu and Younger, as follows, was introduced and adopted:

HOUSE RESOLUTION NO. **HR 6006**—A RESOLUTION congratulating and commending the 2023 Kansas Teacher of the Year team.

A RESOLUTION congratulating and commending the members of the 2023 Kansas Teacher of the Year team.

WHEREAS, The Kansas State Department of Education sponsors the Kansas Teacher of the Year program, which identifies, recognizes and utilizes representatives of excellent teaching in the elementary and secondary classrooms of the state; and

WHEREAS, The mission of the program is to build and utilize a network of exemplary teachers who are leaders in the improvement of schools, student performance and the teaching profession; and

WHEREAS, Two teachers – one elementary and one secondary – in each of the state's four United States congressional districts were selected as finalists for recognition as Kansas Teacher of the Year, with the recipient being chosen from among the eight finalists; and

WHEREAS, The Kansas Teacher of the Year is awarded the Hubbard Foundation Kansas Teacher of the Year Ambassadorship, which enables the person selected to devote significant time during the second semester to activities supporting the mission of the program. The 2023 Kansas Teacher of the Year and the finalists were honored at an awards banquet on September 24, 2022. All members received a cash award as well as mementos of the event; and

WHEREAS, The Kansas Teacher of the Year is nominated to represent Kansas in the National Teacher of the Year program, a project of the Council of Chief State School Officers, presented by Voya Financial; and

WHEREAS, The 2023 Kansas Teacher of the Year is Brian Skinner, Newton USD 373; and the regional finalists are: Jessica Gazzano, Spring Hill USD 230; Erica Huggard, Emporia USD 253; Mallory Keefe, Cheney USD 268; Pamela Munoz, Topeka USD 501; Kendal Norberg, Louisburg USD 416; Jaimie Swindler, Ottawa USD 290; Carly Torres, Hutchinson USD 308: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the members of the 2023 Kansas Teacher of the Year team; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send eight enrolled copies of this resolution to Representative Thomas.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Rep. Thomas are spread upon the Journal:

Thank you Mr. Speaker.

Colleagues, today we gather to celebrate some very special people, who have joined me on the floor this morning. These folks represent the leaders, mentors, and role models for our children on a daily basis. People who answered the call to serve families, and assist in molding the next generation. Their impact on the lives of our children will remain in memory for a lifetime. They are teachers, they are warriors, and today, we honor them.

The people who have joined me today, represent the Regional Kansas Teachers of the Year as well as our coveted Kansas Teacher of the Year. It is an honor to have them here today, and I hope you will join me in honoring them.

I remember, in my own childhood, several teachers who went above and beyond for a little guy who had no attention span, got off task often, and needed some time on the wall during recess. I remember Mrs. Janice Hiel (now Craven), taking time to help me through kindergarten, and always letting my parents know when I did something good. I remember Mrs. Genie Hocott in first grade, who went above and beyond to make sure even a hyper little 7-year-old like me got the knowledge and understanding to keep going. Mrs. Stoker, Mrs. Boyce (now Nellis), Mrs. Robertson, Mrs. Roskop, Mrs. Degroot, Mrs. Sexton, Mr. Ferguson, every one of them touched my life in a way I will never forget. And yes, I am sure I caused them increased blood pressure, anxiety, and stress that few others would have handled. And yet, they always believed in me. And I truly love them for that.

Today, it is an honor to recognize those who will have these same stories told of them one day, perhaps in the very chamber we stand in right now.

Please raise your hand as I call your name. Colleagues, once all the names are called, please join me in congratulating, thanking, and encouraging the fine folks that give up so much for the sake of our children.

From one of the best districts in the state I happen to represent –

Spring Hill, USD 230, *Jessica Gazzano*, who teaches 6-8th grade Art and Publications;

Emporia, USD 253, *Erica Huggard*, who teaches 10-12th grade Biology, Anatomy, and Physiology;

Cheney, USD 268, *Mallory Keefe*, who teaches Preschool;

Topeka, USD 501, *Pamela Munoz*, a Kindergarten teacher;

Louisburg, USD 416, *Kendal Norberg*, a 4th grade teacher;

Ottawa, USD 290, *Jaimie Swindler*, Special Ed teacher for grades 9-12;

Hutchinson, USD 308, *Carly Torres*, a 5th grade teacher.

Finally, our Kansas Teacher of the Year, from –

Newton, USD 373, an Interrelated Special Ed and English teacher, *Mr. Brian Skinner*.

Please join me in honoring them.

Colleagues, I ask you join me in a unanimous Aye! Vote, passing this resolution, to honor our Kansas Teachers of the Year.

On motion of Rep. Croft, the House resolved into the Committee of the Whole, with Rep. Hoffman in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. Hoffman, Committee of the Whole report, as follows, was adopted:

Recommended that committee report to **HR 6004** be adopted.

Also, on motion of Rep. Highberger to amend, the motion did not prevail.

Also, roll call was demanded on motion of Rep. Fairchild, to amend **HR 6004** as further amended by House Committee, on page 26, in line 24, by striking "15" and inserting "10"

On roll call, the vote was: Yeas 49; Nays 73; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Ballard, Blew, Boyd, Carlin, Carmichael, Carr, Clifford, Curtis, Fairchild, Featherston, Garber, Haskins, Haswood, Highberger, Hill, Hougland, Houser, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Ousley, Poetter Parshall, Poskin, Probst, Rhiley, Robinson, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, C., Stogsdill, Tarwater, Vaughn, Waggoner, Weigel, Winn, Woodard, Xu.

Nays: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Francis, Gardner, Goddard, Goetz, Hawkins, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, Minnix, Moser, Murphy, Neely, Owens, F. Patton, Penn, Pickert, Proctor, Rahjes, Resman, Roth, Sanders, Schmoie,

Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Thomas, Thompson, Titus, Turk, Turner, Underhill, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Present but not voting: None.

Absent or not voting: Helgerson, Neighbor, Osman.

The motion did not prevail.

Also, roll call was demanded on motion of Rep. Houser to amend **HR 6004** as further amended by House Committee, on page 28, in line 19, by striking "and" and inserting a comma; in line 21, by striking "shall require the number of"; by striking all in line 22; in line 23, by striking "concurrent resolution." and inserting "and"; in line 24, by striking ", a concurrent resolution"

On roll call, the vote was: Yeas 39; Nays 73; Present but not voting: 0; Absent or not voting: 13.

Yeas: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Corbet, Curtis, Featherston, Haskins, Haswood, Highberger, Houser, Hoye, Jacobs, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Sawyer Clayton, Schlingensiepen, Smith, C., Stogsdill, Underhill, Weigel, Winn, Woodard, Xu.

Nays: Anderson, Barth, Bergkamp, Bergquist, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Johnson, Kessler, Landwehr, Lewis, Maughan, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Penn, Pickert, Poetter Parshall, Proctor, Resman, Rhiley, Sanders, Schmoë, Schreiber, Seiwert, Smith, A., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Present but not voting: None.

Absent or not voting: Awerkamp, Blew, Blex, Concannon, Helgerson, Houglan, Mason, Neighbor, Osman, Rahjes, Robinson, Roth, Vaughn.

The motion did not prevail.

Also, roll call was demanded on motion of Rep. V. Miller to amend **HR 6004** as further amended by House Committee, on page 24, following line 3, by inserting:

"(3) A motion to suspend Rule 101 and allow a meeting of the House to continue past 12 midnight shall not be allowed."

On roll call, the vote was: Yeas 49; Nays 70; Present but not voting: 0; Absent or not voting: 6.

Yeas: Alcalá, Amyx, Ballard, Boyd, Carlin, Carmichael, Carr, Collins, Curtis, Fairchild, Featherston, Garber, Goddard, Haskins, Haswood, Highberger, Houglan, Houser, Howe, Hoye, Jacobs, Johnson, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Ohaebosim, Oropeza, Ousley, Poetter Parshall, Poskin, Probst, Resman, Rhiley, Robinson, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Winn, Woodard, Xu.

Nays: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Concannon, Corbet, Croft, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Francis, Gardner, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Howell, Howerton,

Humphries, Kessler, Landwehr, Lewis, Mason, Minnix, Moser, Murphy, Neelly, Owens, F. Patton, Pickert, Proctor, Rahjes, Roth, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Present but not voting: None.

Absent or not voting: Helgerson, Maughan, Neighbor, Osman, Penn, Turk.

The motion did not prevail and the resolution be adopted as amended.

On motion of Rep. Highberger to amend **HCR 5002**, the motion did not prevail.

Also, on further motion of Rep. Highberger to amend **HCR 5002**, the motion did not prevail.

Also, on further motion of Rep. Highberger to amend **HCR 5002**, the motion did not prevail; and **HCR 5002** be adopted.

Upon unanimous consent, the House referred back to the regular business, Introduction of Bills and Concurrent Resolutions.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was introduced and read by title:

HB 2183, AN ACT concerning civil actions; relating to wrongful death actions; removing the cap on the amount of damages that may be awarded; amending K.S.A. 60-1903 and 60-1904 and repealing the existing sections, by Committee on Judiciary.

REPORT ON ENROLLED RESOLUTIONS

HCR 5003, **HR 6005** reported correctly enrolled and properly signed on January 25, 2023.

On motion of Rep. Croft, the House adjourned until 11:00 a.m., Thursday, January 26, 2023.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

