

# Journal of the House

## THIRTY-FIFTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Thursday, March 2, 2023, 11:00 a.m.

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

The roll was called with 122 members present.

Rep. Buehler was excused on verified illness.

Reps. B. Carpenter and Poetter Parshall were excused on excused absence by the Speaker.

Prayer by Rep. Thompson:

Holy God we lift up your faithful servant, Chaplain Brubaker today. She has taken care of us and prayed for us! We pray for her today, as she is not feeling well. You as the divine comforter give Chaplain Brubaker peace and comfort to her in a way that only you can give. Bless her and keep her.

Rep. Thompson read a prayer previously prepared by Chaplain Brubaker in her honor:

All-knowing and loving God,  
thank you for a new day with a fresh new start.  
Throughout human history,  
You have brought people of goodwill together  
to further Your creative plan  
of love and healing for the world.  
In Your wisdom, You bring us together to work as one,  
so that Your light may be seen and experienced.  
May our teamwork, partnerships, and collaborations  
remain grounded in love and respect.  
I pray that as we team up,  
we will experience greater wholeness for ourselves  
and for those we serve.  
This I pray in Your Name, Amen.

The Pledge of Allegiance was led by Rep. Corbet.

## INTRODUCTION OF GUESTS

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

### **2023 Kansas Small Business Development Centers' Businesses of the Year**

The mission of the Kansas Small Business Development Centers is to increase economic prosperity in Kansas by helping entrepreneurs and small business owners start and grow their businesses through professional consulting and training, and identifying appropriate resources.

This year, the Centers regional directors and staff selected 8 Emerging Businesses of the Year, 6 Existing Businesses of the Year and one Exporting Business of the Year. These businesses have overcome significant obstacles, shown growth and positive economic impact, while demonstrating good corporate citizenship.

The owners of these outstanding businesses are in the east gallery today. I will introduce them and ask them to stand at the end.

This year's Emerging businesses of the Year are:

- Trox Gallery and Gifts, Emporia, Owner: Kaila Mock
- GTR Limousine and Party Services, Great Bend, Owner: Ruth Joiner
- Cap Creation LLC, Olathe, Owner: Rashawnda Wrights
- Lyons Realty Group, Fort Scott, Owner: Bailey Lyons
- Hickory Hollow, Spearville, Owner: Allison Langlois
- Coldsteel Sluggers LLC, Manhattan, Owner: Kris Wetherington
- Sew In 2 Quilts, Hutchinson, Owner: Karna Lackey
- Fields & Ivy Brewery, Lawrence, Owner: Cory Johnston

This year's Existing Businesses of the Year are:

- Allen Meat Processing, Allen, Owner: Donna and Mike Uhl
- Little Building Blocks Daycare, Gardner, Owner: Marcia Booton
- Braden Peak Drain Services LLC, dba Roto-Rooter, Mulberry, Owner: Braden Peak
- Stumpy's Smoked Cheese, Topeka, Owner: Quint and Stacy Cook
- Wichita Pet Wellness LLC, Wichita, Owner: Christy Rafferty
- Home Sweet Home Dog Resort, Lawrence, Owner: Anthony Barnett

This year's Exporting Business of the Year is:

- Aero Mod Inc., Manhattan, Owner: Andrew Ryan

This afternoon from 4 to 6 in the second floor rotunda everyone will have the opportunity to visit with these businesses. Beginning at 4:30, there will be a recognition ceremony emceed by Melissa Bruner from WIBW-TV for owners and their legislators. A photographer will be taking pictures for your use. Please help me congratulate these business owners, who are in the east gallery!

## INTRODUCTION OF GUESTS

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

Rep. Haskins was joined on the floor by Reps. Schlingensiepen, Sawyer Clayton and Curtis.

Thank you, Mr. Speaker, and Colleagues. Having earned a minor in theatre myself, it is an honor as we celebrate Theatre in Our Schools Day at the Capitol to take my first point of personal privilege, to recognize on the House floor the Kansas Thespians, a chapter of the Educational Theatre Association, and the International Theatre Society.

The Kansas Thespians chapter joined The International Thespian Society in 1933, making them the oldest troupe in the western half of the USA. Every January, the Kansas Thespians hold its Thespian Festival. This past festival in Wichita, KS was the organization's 50th anniversary, and over 2300 students, teachers, and college representatives were in attendance.

Their mission is "shaping lives through theatre education." The chapter provides support to almost 100 active Thespian troupes and over 2900 active high school or junior high Thespian members.

In the gallery is a large representation of Kansas Thespian members. I'm joined on the floor today by my House colleagues and the following Kansas Thespian members:

- Alexis Benson- Valley Center High School
- Elijah Smith- Valley Center High School
- Harper Johnston, Salina Central High School
- Ella Rhuems, Pittsburg High School
- Sarah Sutherland- Mulvane High School
- Emma Culbertson- Topeka High School
- Charlie White- Topeka West High School
- Keigan Gonzales-Topeka West High School
- Jayden Monson-Topeka West High School
- Ms. Katie Murphy – Assistant Director of Theatre and Troupe Director at Topeka West High School – Troupe

These Kansas Thespians have been successful in our schools and across the nation. The Chapter has been recognized as a Gold Honor Chapter in 2017, 2018, 2021, and 2022. Kansas schools have also achieved national excellence in theatre. In fact, this past year, my district's Topeka West High School won both the Outstanding Theatre School and first place in the nation for the Theatre in Our Schools Impact Award.

While demand grows for more graduates with industry-recognized credentials, and as Kansas universities sacrifice majors in the performance arts over more profitable credentials, it is timely to remember that a Kansan's quality of life should not be measured by a balance sheet or income statement. We should recall that our great state was built on the backs of hard-working individuals who had to find creative ways to survive and settle an unforgiving environment. Theatre in our schools develops both our students' creativity and ability to communicate their thoughts and feelings to others, improving the world around us.

A theatre is more than a place to entertain an audience. It's a catalyst for strengthening society, teaching life lessons, and reflecting on humanity. A theatrical

performance transplants us away from our daily lives and delivers us into a world of exploration where it is safe to learn, laugh, fight, cry, sing, and dance. In the words of Dr. Kevin Brown, an associate professor of theatre at the University of Missouri, “The performance of theatre is a universal cultural phenomenon that exists in every society around the world. Human beings are the only animal species that create theatre. Understanding theatre helps us understand what it means to be human.”

Therefore, on this Theatre in Our Schools Day, I ask Kansas Thespian members sitting in the gallery please stand, and that my House colleagues join me in welcoming the Kansas Thespians, and all the teachers, students, and families they represent.

### **INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were introduced and read by title:

**HB 2445**, AN ACT concerning income taxation; relating to rates; providing for additional income tax rate brackets; amending K.S.A. 2022 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

**HB 2446**, AN ACT concerning cities and counties; prohibiting the regulation of plastic and other containers designed for the consumption, transportation or protection of merchandise, food or beverages, by Committee on Federal and State Affairs.

### **REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were referred to committees as indicated:

Agriculture and Natural Resources: **SB 120**.

Child Welfare and Foster Care: **Sub SB 232**.

Corrections and Juvenile Justice: **SB 174, SB 217, SB 228**.

Education: **SB 13, SB 123**.

Elections: **SB 208, SB 209, SB 221**.

Energy, Utilities and Telecommunications: **SB 49**.

Federal and State Affairs: **SB 3**.

Financial Institutions and Pensions: **SB 34, SB 37**.

Health and Human Services: **SB 5, SB 6, SB 96, SB 98, SB 113, Sub SB 131, SB 180, SB 219, SB 233**.

Insurance: **SB 24, SB 27, SB 28, SB 119**.

Judiciary: **SB 75, SB 243**.

Local Government: **SB 194**.

Taxation: **SB 8, SB 33, SB 91, SB 169, SB 248**.

Transportation: **SB 229**.

Water: **SB 205**.

### **INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS**

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6013**—

By Representatives Hawkins, Mason, Anderson, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Buehler, Butler, Carpenter, Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, Ellis, Eplee, Essex, Estes, Featherston, Garber, Goddard, Goetz, Hill, Hoffman, Hoheisel, Howe, Howell,

Howerton, Hoye, Humphries, Johnson, Kessler, Maughan, Miller, Miller, Minnix, Moser, Murphy, Neighbor, Oropeza, Osman, Owens, Patton, Penn, Pickert, Poetter Parshall, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Roth, Sanders, Sawyer Clayton, Schreiber, Seiwert, Smith, Smith, Smith, Thomas, Thompson, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, Williams and Woodard

HOUSE RESOLUTION NO. **HR 6013**—A RESOLUTION strengthening the sister-state ties between the State of Kansas and Taiwan.

A RESOLUTION strengthening the sister-state ties between the State of Kansas and Taiwan, supporting the U.S.-Taiwan Initiative on 21<sup>st</sup> Century Trade and reaffirming support for increasing Taiwan's international participation.

WHEREAS, The State of Kansas and Taiwan entered into sister-state relations in 1989; and

WHEREAS, Kansas and Taiwan enjoy mutually beneficial bilateral trade relations, with Taiwan ranking as Kansas' 3<sup>rd</sup> largest import country and 10<sup>th</sup> largest export destination in 2021; and

WHEREAS, In September 2022, Taiwan sent an Agricultural Trade Goodwill Mission to Kansas to purchase wheat worth approximately \$576 million for 2023 and 2024; and

WHEREAS, The wheat purchase further promoted bilateral trade relations between Kansas and Taiwan; and

WHEREAS, Taiwan, is a contributor to peace and stability in the global community, provider of aid and creator of a high-tech, green energy manufacturing hub; and

WHEREAS, Taiwan is seeking to meaningfully participate in the World Health Organization, the United Nations Framework Convention on Climate Change, the International Civil Aviation Organization and the Indo-Pacific Economic Framework for Prosperity (IPEF) launched by the United States on May 23, 2022: Now, therefore,

*Be it resolved by the House of Representatives of the State of Kansas:* That Kansas applauds Taiwan's vibrant democracy and celebrates the 34<sup>th</sup> anniversary of its sister-state relations with Taiwan; and

*Be it further resolved:* That Kansas supports the further strengthening of Kansas-Taiwan trade relations and academic exchanges; and

*Be it further resolved:* That Kansas supports Taiwan's inclusion in the IPEF and in international organizations that are significant to the health, safety and well-being of its people; and

*Be it further resolved:* That the Chief Clerk of the House of Representatives shall send an enrolled copy of this resolution to Representative Hawkins and Mason.

#### **FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

**HB 2176**, AN ACT concerning library districts; creating the Arkansas city area public library district act and the Udall 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, was considered on final action.

On roll call, the vote was: Yeas 110; Nays 12; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Dodson, M., 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, Hoye, Humphries, Jacobs, T. Johnson, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, F. Patton, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Thomas, Thompson, Titus, Turk, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Woodard, Xu, Younger.

Nays: Bergkamp, Carmichael, Corbet, Delperdang, Kessler, Landwehr, Ousley, Owens, Penn, Tarwater, Turner, Winn.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed, as amended.

**HB 2290**, AN ACT concerning higher education; authorizing the affiliation of northwest Kansas technical college and north central Kansas technical college with Fort Hays state university; amending K.S.A. 74-32,452, 74-32,461, 74-32,464 and 76-6a13 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 1; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Averkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., 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, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Rhiley.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed.

**SB 39**, AN ACT concerning the state capitol; relating to permanent displays and murals; directing the capitol preservation committee to develop and approve plans for a mural honoring the 1st Kansas (Colored) Voluntary Infantry regiment; creating the 1st Kansas (Colored) Voluntary Infantry regiment mural fund; amending K.S.A. 75-2264

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: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoë, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: None.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed.

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

#### COMMITTEE OF THE WHOLE

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

Recommended that: **HB 2058, HB 2124** be passed.

On motion of Rep. Donohoe to amend **HB 2269**, Rep. Kessler requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and **HB 2269** be passed.

Committee report to **HB 2059** be adopted; and the bill be passed as amended.

Committee report to **HB 2170** be adopted; and the bill be passed as amended.

#### INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Croft pursuant to House Rule 2311, **HB 2058, HB 2059, HB 2124, HB 2170** and **HB 2269** were advanced to Final Action on Bills and Concurrent Resolutions.

**HB 2269**, AN ACT regarding cigarettes, electronic cigarettes and tobacco products; raising the minimum age for the sale, purchase or possession of such products to 21 years of age; amending K.S.A. 79-3304, 79-3309, 79-3321, 79-3322 and 79-3391 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 68; Nays 53; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Ballard, Bergkamp, Borjon, Boyd, Bryce, Butler, Carlin,

Carmichael, Carr, Clifford, Collins, Concannon, Curtis, Dodson, M., Donohoe, Ellis, Eplee, Essex, Featherston, Haskins, Haswood, Helgerson, Highberger, Hill, Hougland, Howe, Howerton, Hoye, Kessler, Lewis, Martinez, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, F. Patton, Pickert, Poskin, Probst, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schreiber, Seiwert, Smith, A., Stogsdill, Tarwater, Thompson, Vaughn, Weigel, White, Williams, L., Winn, Woodard, Xu, Younger.

Nays: Anderson, Awerkamp, Barth, Bergquist, Blew, Blex, Bloom, W. Carpenter, Corbet, Croft, Delperdang, Droge, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hoffman, Hoheisel, Houser, Howell, Humphries, T. Johnson, Landwehr, Mason, Maughan, Moser, Murphy, Neelly, Owens, Penn, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Schmoe, Smith, C., Smith, E., Sutton, Thomas, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, Williams, K..

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Jacobs, Poetter Parshall.

The bill passed.

#### EXPLANATION OF VOTE

MR SPEAKER: I agree that tobacco use, especially among children, is a serious plague on our society and well-being. I take very seriously that smoking is the leading cause of death in the United States. I think it is deplorable that the corporate tobacco industry targets children. But, I must vote NO on **HB 2269**. I am not in favor of delaying adulthood. Today, I choose to treat 18 year olds and above as adults. Adults who can vote and join the military. Adults who – I strongly encourage not to use tobacco – but who may make that choice. – SUSAN HUMPHRIES, CARRIE BARTH, BARB WASINGER, BILL SUTTON, TIMOTHY JOHNSON, SUSAN OLIVER ESTES, KYLE HOFFMAN, BILL RHILEY, CHARLES E. SMITH

**HB 2058**, AN ACT concerning alcoholic beverages; relating to the special order shipping of wine; requiring monthly remittance of gallonage taxes; amending K.S.A. 41-350 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 112; Nays 10; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcalá, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Resman, Rhiley, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoe, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Waymaster, Weigel, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Blex, Corbet, Goetz, Jacobs, Landwehr, Murphy, Neelly, Proctor, Rahjes, Wasinger.



Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed.

**HB 2059**, AN ACT concerning alcoholic beverages; amending the common consumption area law to permit rather than require roads be blocked and allowing designation of such areas by signage; amending K.S.A. 41-2659 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 116; Nays 6; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, W. Carpenter, Carr, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Estes, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Roth, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Carmichael, Helgerson, Jacobs, Rhiley, Smith, C., Weigel.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed, as amended.

**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, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 7; Present but not voting: 0; Absent or not voting: 3.

Yeas: Alcala, Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Carr, Clifford, Collins, Concannon, Croft, Curtis, Delperdang, Dodson, M., Donohoe, Droge, Ellis, Eplee, Essex, Fairchild, Featherston, Francis, Garber, Gardner, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hill, Hoffman, Hoheisel, Hougland, Houser, Howe, Howell, Howerton, Hoye, Humphries, T. Johnson, Kessler, Landwehr, Lewis, Martinez, Mason, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Murphy, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Penn, Pickert, Poskin, Probst, Proctor, Rahjes, Resman, Robinson, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Vaughn, Waggoner, Wasinger, Waymaster, Weigel, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Corbet, Estes, Jacobs, Neelly, Rhiley, Roth, White.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed, as amended.

**HB 2124**, AN ACT concerning alcoholic beverages; relating to the Kansas cereal malt beverage act; allowing businesses to sell cereal malt beverage by the drink on Sundays without requiring that 30% of such businesses' gross receipts be derived from the sale of food; amending K.S.A. 2022 Supp. 41-2704 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 97; Nays 25; Present but not voting: 0; Absent or not voting: 3.

Yeas: Amyx, Anderson, Awerkamp, Ballard, Barth, Bergkamp, Blew, Blex, Bloom, Borjon, Boyd, Bryce, Butler, Carlin, Carmichael, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Curtis, Delperdang, Dodson, M., Droge, Eplee, Essex, Fairchild, Featherston, Francis, Garber, Goddard, Goetz, Haskins, Haswood, Hawkins, Helgerson, Highberger, Hoheisel, Houglan, Houser, Howell, Howerton, Hoye, Kessler, Landwehr, Lewis, Martinez, Maughan, Melton, Meyer, Miller, D., Miller, S., Miller, V., Minnix, Moser, Neelly, Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Owens, F. Patton, Pickert, Poskin, Probst, Proctor, Resman, Robinson, Ruiz, L., Ruiz, S., Sanders, Sawyer, Sawyer Clayton, Schlingensiepen, Schmoie, Schreiber, Smith, C., Stogsdill, Sutton, Tarwater, Thomas, Thompson, Turk, Turner, Underhill, Vaughn, Wasinger, Waymaster, Weigel, Williams, K., Williams, L., Winn, Woodard, Xu, Younger.

Nays: Alcalá, Bergquist, Carr, Donohoe, Ellis, Estes, Gardner, Hill, Hoffman, Howe, Humphries, Jacobs, T. Johnson, Mason, Murphy, Penn, Rahjes, Rhiley, Roth, Seiwert, Smith, A., Smith, E., Titus, Waggoner, White.

Present but not voting: None.

Absent or not voting: Buehler, B. Carpenter, Poetter Parshall.

The bill passed.

## REPORTS OF STANDING COMMITTEES

Committee on **Federal and State Affairs** recommends **HB 2304**, **HB 2406** be passed.

## REPORT OF STANDING COMMITTEE

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

**Request No. 29**, by Representative Owens and Representative Anderson, commending the STAND Youth Advocacy Program for empowering teens to impact their school and community in a positive way by reducing substance use and promoting health, hope and connection;

**Request No. 30**, by Representative Penn, honoring Mr. Foster Chisolm, Kansas House of Representatives Sergeant-at-Arms. In recognition of Black History Month and in honor of his 11 plus years of dedicated service as the first and longest serving Black Sergeant-at-Arms in the State of Kansas;

**Request No. 31**, by Representative Butler, commending Phyllis Ann Fitzgerald for service to Junction City, Ks. She is recognized as the unofficial Ambassador for Junction City;

**Request No. 32**, by Representative Butler, commending Chuck Otte for 36 years of service as the Geary County Agriculture and natural Resources Extension Agent;

**Request No. 33**, by Representative Clifford and Representative Lewis, congratulating Real Men, Real Leaders for a decade of service cultivating young men into leaders by influencing positive decision making;

**Request No. 34**, by Representative Alcalá; Congratulating Harlan Magee on his centenary birthday. A lifelong Kansan and WWII vet;

**Request No. 35**, by Representative Dodson, honoring Mr. Kent Glasscock for 40 years of community service. Of his many accomplishments, he served as Mayor of Manhattan, Ks, a member of the House of Representatives, Majority Leader and Speaker;

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 Representative Croft the committee report was adopted.

#### **CHANGE OF REFERENCE**

Speaker Hawkins announced the withdrawal of **HB 2444** from Committee on Health and Human Services and referral to Committee on K-12 Education Budget.

#### **COMMITTEE ASSIGNMENT CHANGES**

Speaker Hawkins announced the appointment of Rep. Winn to replace Rep. Woodard on Committee on Appropriations for March 2, 2023.

Also, the appointment of Rep. Hoheisel to replace Rep. Estes on Committee on Appropriations for March 2, 2023.

#### **REPORT ON ENGROSSED BILLS**

**HB 2176** reported correctly engrossed March 2, 2023.

On motion of Rep. Croft the House adjourned pro forma until 8:30 a.m. on Friday, March 3, 2023.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

