

# Journal of the Senate

## SIXTEENTH DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Tuesday, January 31, 2023, 2:30 p.m.

The Senate was called to order by President Ty Masterson.

The roll was called with 39 senators present.

Senator Sykes was excused.

Invocation by Reverend Cecil T. Washington:

Success and Prosperity: God's Promise!  
Joshua 1:6-9

Heavenly Father, we're thanking You for one more day, one that had not been promised to us as we have taken on some significant, sometimes daunting duties.

Lord, keep us mindful of the same promise You gave Joshua when You handed him those daunting responsibilities of leadership. In Joshua 1:6-9, You said don't deviate from the principles of Your Word. You give us a command and You accompanied it with a promise.

If we are careful to study and learn the instructions found in Your Book. And if we're faithful to obey them, You promise that we will have Godly prosperity and be successful in all that we do. Conversely Lord it's been clearly seen, that ignorance of or rejection of Your Word leads to defeat.

So Lord, by Your Holy Spirit, that we might prosper and be successful in *all* that we undertake, not only in these halls but in our homes and communities, confront us, convict us, convince us and convert us.

To the praise of Who You are and to esteem Your precious promises, I come before You in the Name of Jesus, Amen!

The Pledge of Allegiance was led by President Masterson.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 119**, AN ACT concerning insurance; relating to insurance law; updating certain obsolete statutory references contained therein; amending K.S.A. 40-201, 40-216, 40-241 and 40-955 and repealing the existing sections, by Committee on Financial Institutions and Insurance.

**SB 120**, AN ACT concerning water; relating to water infrastructure projects; authorizing the secretary of health and environment to adopt rules and regulations for an annual certification program for the replacement of distributions systems segments; increasing the amortization period on loans from the Kansas water pollution control

revolving fund; amending K.S.A. 65-163 and 65-3326 and repealing the existing sections, by Committee on Agriculture and Natural Resources.

**SB 121**, AN ACT concerning health and healthcare; relating to the practice of naturopathy; licensure and regulation of naturopathic doctors; broadening the scope of practice of naturopathic doctors; amending K.S.A. 65-7201, 65-7207, 65-7208, 65-7209 and 65-7214 and K.S.A. 2022 Supp. 65-1626, 65-4101 and 65-7202 and repealing the existing sections; also repealing K.S.A. 65-7212 and K.S.A. 2022 Supp. 65-4101d, by Committee on Public Health and Welfare.

**SB 122**, AN ACT concerning education; relating to the Kansas school equity and enhancement act; removing the sunset for the high-density at-risk student weighting; amending K.S.A. 2022 Supp. 72-5151 and repealing the existing section, by Committee on Education.

**SB 123**, AN ACT concerning postsecondary education; relating to residency determination of certain students; deeming veterans and dependents or spouses of such veterans who were stationed in the state for at least 11 months as residents for purposes of tuition and fees; amending K.S.A. 2022 Supp. 48-3601 and repealing the existing section, by Senators Pittman and Peck.

**SB 124**, AN ACT concerning income taxation; relating to deductions; providing a Kansas itemized deduction for wagering losses; amending K.S.A. 2022 Supp. 79-32,120 and repealing the existing section, by Senator Pittman.

**SB 125**, AN ACT concerning income taxation; relating to certain net operating losses; allowing a carryback on loss from the sale of certain historic hotels; amending K.S.A. 2022 Supp. 79-32,143 and repealing the existing section, by Committee on Assessment and Taxation.

**SB 126**, AN ACT concerning income taxation; relating to credits; providing a tax credit for certain residential solar and wind energy property expenditures, by Committee on Assessment and Taxation.

**SB 127**, AN ACT concerning sales and compensating use tax; relating to city and countywide retailers' sales tax; providing countywide retailers' sales tax authority for Dickinson county; amending K.S.A. 12-187, 12-189 and 12-192 and repealing the existing sections, by Committee on Assessment and Taxation.

**SB 128**, AN ACT concerning income taxation; relating to tax credits for education expenses; providing an ad astra opportunity tax credit for taxpayers with eligible dependent children not enrolled in public school, by Senators Straub, Peck, Steffen and Thompson.

## REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Federal and State Affairs: **SB 117**.

Public Health and Welfare: **SB 118**.

## POINT OF PERSONAL PRIVILEGE

Senator Reddi was recognized and delivered the following remarks: "It's been a privilege to have five pages with me today from Manhattan-Ogden USD 383 Eisenhower Middle School. They are Alex Fletcher, Helen Durrett, Finnegan Nelson, Jaelynn Rhone, and Jaden Wataha. They had a chance to take a tour and learn about

state government.”

**COMMUNICATIONS FROM STATE OFFICERS**

The following appointment, made by the Attorney General and submitted to the Senate for confirmation, was introduced and the appointment letter read:

Tony Mattivi, Director, Kansas Bureau of Investigation. (submitted January 9, 2023)

**REFERENCE OF APPOINTMENTS**

President Masterson referred the following appointment made by the Attorney General and submitted to the Senate for confirmation to Committee as indicated:

*Director, Kansas Bureau of Investigation:*

Anthony (Tony) Mattivi

(Committee on Judiciary)

**COMMUNICATIONS FROM STATE OFFICERS**

The following reports were submitted to the Senate and are on file with the Secretary of the Senate:

Kansas Insurance Department 2022 Workers Compensation Fund Report (January 31, 2023)

Kansas Board of Emergency Medical Services Report on Revolving Assistance Fund (KRAF) Grant Program (January 31, 2023)

Board of Pharmacy Prescription Drug Monitoring Program Report (January 31, 2023)

**REPORTS OF STANDING COMMITTEES**

Committee on **Federal and State Affairs** recommends **SB 11, SB 39** be passed and, because the committee is of the opinion that the bills are of a noncontroversial nature, be placed on the consent calendar.

On motion of Senator Alley, the Senate adjourned pro forma until 2:30 p.m., Tuesday, February 1, 2023.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

