

# Journal of the House

## SIXTEENTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Tuesday, January 31, 2017, 11:00 a.m.

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

The roll was called with 125 members present.

Prayer by Chaplain Brubaker:

Gracious God,  
Today is a new day for which we are thankful—  
another opportunity to do and be  
the people and leaders You intended.  
Thank You for your compassionate heart.  
I ask that you give each one a relentlessness  
in being compassionate and to never give up.  
Protect these leaders from being easily discouraged  
and grant them spiritual and emotional strength  
to endure the hard and difficult decisions they face.  
Help them to eagerly trust in You and turn to You  
for wisdom, understanding and direction.  
Bring unity and community in the midst of  
differing opinions and perspectives.  
This I humbly ask of Your Son, Christ Jesus,  
Amen.

The Pledge of Allegiance was led by Rep. Thompson.

### PERSONAL PRIVILEGE

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

This is the 50<sup>th</sup> anniversary of the largest body of water in the State of Kansas, Milford Reservoir, near my home in Junction City. I remember as a boy going out to watch the huge equipment move dirt and large rocks to create one of the most beautiful lakes in our State. Milford is also one of the sportsman's attractions in our State and a wonderful summer vacation site. There is also a newly opened convention center and restaurant at Acorn Resort. I would encourage all Kansans, who have not been, to come and enjoy a relaxing weekend at Milford this vacation season.

**INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were introduced and read by title:

**HB 2207**, AN ACT concerning wildlife; relating to hunting on private land by written permission only; criminal hunting; criminal trespass; amending K.S.A. 2016 Supp. 21-5810 and 32-1013 and repealing the existing sections, by Committee on Agriculture.

**HB 2208**, AN ACT concerning wildlife; relating to the transferability of deer permits, by Committee on Agriculture.

**HB 2209**, AN ACT concerning agriculture; enacting the alternative crop research act; amending K.S.A. 2016 Supp. 21-5702 and repealing the existing section, by Committee on Agriculture.

**HB 2210**, AN ACT concerning elections; dealing with cities and counties and regulation of temporary signs; amending K.S.A. 2016 Supp. 25-2711 and repealing the existing section, by Committee on Local Government.

**HB 2211**, AN ACT concerning elections; relating to campaign finance; limiting fundraising of certain state officers, by Committee on Local Government.

**HB 2212**, AN ACT concerning career technical education; relating to the postsecondary technical education authority; amending K.S.A. 2016 Supp. 72-4484 and repealing the existing section, by Committee on Education.

**HB 2213**, AN ACT concerning postsecondary education; relating to private and out-of-state postsecondary educational institution fees; amending K.S.A. 2016 Supp. 74-32,181 and repealing the existing section, by Committee on Education.

**HB 2214**, AN ACT concerning the Kansas offender registration act; relating to adult sex offenders; restrictions on loitering near or entering onto certain property; amending K.S.A. 2016 Supp. 22-4901 and repealing the existing section, by Committee on Judiciary.

**HB 2215**, AN ACT concerning crimes, punishment and criminal procedure; relating to unlawful voluntary sexual relations; opposite sex requirement; amending K.S.A. 2016 Supp. 21-5507 and repealing the existing section, by Committee on Judiciary.

**HB 2216**, AN ACT concerning crimes, punishment and criminal procedure; relating to criminal sodomy; members of the same sex; amending K.S.A. 2016 Supp. 21-5504 and repealing the existing section, by Committee on Judiciary.

**HB 2217**, AN ACT concerning emergency opioid antagonists; relating to standards governing the use and administration thereof; education requirements; civil and criminal liability, by Committee on Health and Human Services.

**HB 2218**, AN ACT concerning schools; relating to the school sports head injury prevention act; amending K.S.A. 2016 Supp. 72-135 and repealing the existing section, by Committee on Health and Human Services.

**HB 2219**, AN ACT relating to diabetes information reporting, by Committee on Health and Human Services.

**HB 2220**, AN ACT concerning firearms; relating to the personal and family protection act; prohibiting postsecondary educational institutions from adopting certain regulations, by Committee on Federal and State Affairs.

**HB 2221**, AN ACT repealing K.S.A. 2016 Supp. 65-6230; concerning the health care compact, by Representative Ward.

**HB 2222**, AN ACT concerning children and minors; relating to mandatory reporting of suspected child abuse or neglect; amending K.S.A. 2016 Supp. 38-2223 and

repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2223**, AN ACT concerning campaign finance; dealing with late reports and civil fines, by Committee on Elections.

**HB 2224**, AN ACT concerning elections; relating to petitions; concerning recognition of political parties; amending K.S.A. 2016 Supp. 25-302a and 25-3602 and repealing the existing sections, by Committee on Elections.

**HB 2225**, AN ACT concerning elections; dealing with advance voting; amending K.S.A. 2016 Supp. 25-1122 and repealing the existing section, by Committee on Elections.

**HB 2226**, AN ACT concerning mental healthcare facilities; relating to Larned state hospital, Osawatomic state hospital and other facilities; privatization; prohibition thereof; amending K.S.A. 76-12a07 and K.S.A. 2016 Supp. 75-3373 and repealing the existing sections, by Representatives K. Jones, Alcalá, Alford, Arnberger, Baker, Ballard, Becker, Bishop, Burroughs, Campbell, Carlin, Carmichael, Clayton, Crum, S., Curtis, Deere, Dierks, Dietrich, Elliott, Ellis, Eplee, Francis, Frownfelter, Gallagher, Gartner, Good, Hibbard, Highberger, Hineman, Hodge, Hoffman, Holscher, Jacobs, Koesten, Kuether, Lewis, Lusk, Lusker, Mastroni, Miller, Murnan, Neighbor, Orr, Ousley, Parker, Phelps, Phillips, Ralph, Sawyer, Schreiber, Schroeder, Seiwert, Sloan, Smith, E., Stogsdill, S. Swanson, Tarwater, Terrell, Thimesch, Trimmer, Vickrey, Ward, Weber, C., Weigel and Wolfe Moore.

**HB 2227**, AN ACT concerning property taxation; relating to the Kansas educational building fund; relating to use of moneys credited thereto; amending K.S.A. 76-6b02 and K.S.A. 2016 Supp. 76-6b01 and repealing the existing sections, by Committee on Taxation.

**HB 2228**, AN ACT concerning property taxation; relating to exemptions; allowing county appraisers to exempt certain property without order from the board of tax appeals; amending K.S.A. 2016 Supp. 79-213 and repealing the existing section, by Committee on Taxation.

**HB 2229**, AN ACT concerning property taxation; relating to classification and taxation of certain oil and gas equipment and materials; amending K.S.A. 79-329 and repealing the existing section, by Committee on Taxation.

**HB 2230**, AN ACT concerning property taxation; relating to certain property located within a federal enclave; authorizing the board of county commissioners to grant an exemption from property taxes, by Committee on Taxation.

**HB 2231**, AN ACT concerning tobacco; relating to rates of taxation, cigarettes and tobacco products; creating the cigarette and tobacco cessation fund; amending K.S.A. 79-3371 and 79-3378 and K.S.A. 2016 Supp. 79-3310, 79-3310c, 79-3311, 79-3312 and 79-3387 and repealing the existing sections, by Committee on Taxation.

**HB 2232**, AN ACT concerning adult care homes; relating to electronic monitoring, by Committee on Children and Seniors.

**HB 2233**, AN ACT concerning insurance; relating to exemptions from regulation as insurance; service contracts; amending K.S.A. 2016 Supp. 40-201a and repealing the existing section, by Committee on Insurance.

**HB 2234**, AN ACT concerning public health; relating to infectious disease testing; amending K.S.A. 65-6009 and repealing the existing section, by Committee on Judiciary.

**REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

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

Education: **HB 2204**.

Federal and State Affairs: **HB 2199, HB 2200, HB 2201**.

Health and Human Services: **HB 2205, HB 2206**.

Judiciary: **HB 2198**.

Taxation: **HCR 5007**.

Transportation: **HB 2202, HB 2203**.

**COMMUNICATIONS FROM STATE OFFICERS**

From J.L. Norwood, Secretary of Corrections, Kansas Department of Corrections; pursuant to K.S.A. 75-52,148, report of Crimes Committed by Sex Offenders while in Custody.

From Lee E. Tafanelli, Major General, Kansas National Guard, The Adjutant General; The Adjutant General's Department Annual Report for 2016.

From James R. Hubbard, Attorney for the Authority, Johnson County Education Research Triangle; in accordance with K.S.A. 19-5005(e), Annual Report for year ending June 30, 2016.

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

**REPORTS OF STANDING COMMITTEES**

Committee on **Agriculture** recommends **HB 2098** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

Committee on **Corrections and Juvenile Justice** recommends **HB 2084** be passed.

Committee on **Corrections and Juvenile Justice** recommends **HB 2085** be amended on page 3, in line 15, before "a" by inserting "a sexually violent crime as defined in K.S.A. 22-3717, and amendments thereto, committed on or after July 1, 1993, but prior to July 1, 2006,"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2086** be amended on page 7, in line 29, after "A" by inserting "nonperson"; by striking all in lines 35 through 40; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HCR 5003** be adopted.

Committee on **Health and Human Services** recommends **HB 2030** be amended on page 1, in line 10, by striking "any" and inserting "influenza"; in line 12, before "pursuant" by inserting "and may administer vaccine, other than influenza vaccine, to a person 12 years of age or older"; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2094** be passed.

Committee on **Veterans and Military** recommends **HB 2132** be passed and, because the committee is of the opinion that the bill is of a noncontroversial nature, be placed on the consent calendar.

**COMMITTEE ASSIGNMENT CHANGES**

Speaker pro tem Schwab announced the appointment of Rep. Frownfelter to replace Rep. Burroughs on Committee on General Government Budget on Tuesday, January 31, 2017.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Wednesday, February 1, 2017.

BECKIE HENDRICKS, JENNY HAUGH, JULIA WERNER, *Journal Clerks.*  
SUSAN W. KANNARR, *Chief Clerk.*

