

Journal of the House

EIGHTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Thursday, January 18, 2018, 11:00 a.m.

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

The roll was called with 118 members present.

Reps. Helgerson, Henderson and Ruiz were excused on verified illness.

Rep. Sloan was excused on legislative business.

Reps. Pittman and Thimesch were excused on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

Most gracious and loving God,
for Your mercies that are new every morning, thank You.
Yesterday, one of our native sons was honored
with the Congressional Gold Medal.
As he received his award, speaking through his wife,
Senator Bob Dole said something that as leaders,
we would do well to adopt.
“Leadership begins with the long view.”
It would be so easy to settle for short-term solutions.
However, good leaders will take the time
to study, listen, learn and work towards solutions
that will make an impact for the long term
and in results that are truly effective.
I pray this for our leaders in this House.
In Your Loving Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Carmichael.

INTRODUCTION OF GUESTS

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

I would like to welcome the Kansas Agriculture and Rural Leadership Program Class XIV. The KARL Program enhances rural and agricultural representation, improves professionalism, increases community involvement, sharpens promotional skills, boosts urban support and understanding, reduces isolationism, and enriches the quality of life in the state of Kansas.

KARL conducts nine in-state seminars and three study/travel seminars (national and international) during the program's two years. These seminars develop individual leadership skills and focus on issues and problems facing leaders on the local, state,

national and international levels.

Potential KARL participants are identified by key agricultural and rural leaders. KARL selects each class of 30 state and local leaders through profile forms, screening and interviews.

Please join me in welcoming the members of the KARL Class XIV who are with us today: Amanda Ahrens, Leoti; Daniel Anderes, Junction City; Tyson Anderson, Marysville; Jancey Hall, Neodesha; Patrice Herrmann, Dodge City; Lucy Hesse, Wichita; Jordan Hildebrand, Manhattan; Lynn Moore, Pittsburg; Brian Sieker, Chase; and Matt Weeks, Olathe.

PERSONAL PRIVILEGE

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

Good Morning:

This year marked the 32nd national observance of the Dr. Martin Luther King federal holiday. This past Monday marked the 89th birthday of the slain civil rights leader. The holiday was established in 1983. In 1994, Congress designated the holiday as a national day of service, and charged the Corporation for National and Community Service to help promote the effort. Keep in mind, the holiday is not just for black people, but for all Americans.

MONTGOMERY, ALA., BUS BOYCOTT, DEC. 5, 1955, KING'S FIRST MAJOR SPEECH AS A CIVIL RIGHTS LEADER

“There comes a time when people get tired. We are here this evening to say to those who have mistreated us so long that we are tired – tired of being kicked about by the brutal feet of oppression....

“We have no alternative but to protest. For many years, we have shown amazing patience. We have sometimes given our white brothers the feeling that we liked the way we were being treated. But we come here tonight to be saved, to be saved from the patience that makes us patient with anything less than freedom and justice.”

EXCERPT FROM THE ESSAY “LETTER FROM A BIRMINGHAM JAIL,” APRIL 16, 1963

“We know through painful experience that freedom is never voluntarily given by the oppressor; it must be demanded by the oppressed. We have waited for more than 340 years for our constitutional and God-given rights. The nations of Asia and Africa are moving with jetlike speed toward the goal of political independence, and we still creep at horse and buggy pace toward the gaining of a cup of coffee at a lunch counter....

”A just law is a manmade code that squares with the moral law or the law of God. An unjust law is a code that is out of harmony with the moral law... Any law that uplifts human personality is just. Any law that degrades human personality is unjust. All segregation statutes are unjust because segregation distorts the soul and damages the personality. It gives the segregator a false sense of superiority, and the segregated a false sense of inferiority.

“(Segregation) ends up relegating persons to the status of things. So segregation is not only politically, economically and sociologically unsound, but it is morally wrong and sinful.”

**MEMPHIS, APRIL 3, 1968,
THE DAY BEFORE KING’S DEATH**

“I don’t know what will happen now. We’ve got some difficult days ahead. But it really doesn’t matter with me now. Because I’ve been to the mountaintop. Like anybody, I would like to live a long life. Longevity has its place. But I’m not concerned about that now. I just want to do God’s will. And He’s allowed me to go up to the mountain, and I’ve looked over and I’ve seen the promised land. I may not get there with you, but I want you to know that we as a people will get to the promised land. So I’m happy tonight. I’m not fearing any man.”

In 2013 my husband and I visited the National Civil Rights Museum at the Lorraine Motel in Memphis, Tennessee, where Dr. King was assassinated. He was in Memphis to speak to the Sanitation Workers, who were on strike. As I walked around the museum, I was overwhelmed with emotions. It is difficult to describe what I felt, but it included sadness and gratitude. Dr. King gave his life to make the lives of others better, and also, for all of us, so we could we could all realize our dreams.

Dr. King was an ordinary man, and a minister, who helped to accomplish many extraordinary things. We know his legacy and his dream. I ask, what will be our legacy – what is our dream? Serving in the Kansas Legislature is not only a privilege and honor but provides many opportunities for each of us to make a difference in the lives of our constituents. You have heard me mention my Father and Mother before, and how I wish they were sitting upstairs in the gallery. They would be so proud to see their daughter standing at this podium. My parents were Welborn and Ethel Williams. It is my honor to serve in this chamber and I will continue to try and make a difference in the lives of others.

I will close with a quote from Dr. King - “Injustice anywhere is a threat to Justice everywhere.”

Thank you for listening and for providing me this opportunity to recognize Dr. Martin Luther King, Jr.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2494, AN ACT concerning real estate brokers and salespersons; prohibited acts; rebates; amending K.S.A. 2017 Supp. 58-3035 and 58-3062 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2495, AN ACT concerning the developmental disabilities reform act; failure of community service provider to comply with requirements, standards or laws, by Committee on Health and Human Services.

HB 2496, AN ACT concerning nursing; board of nursing; enacting the nurse licensure compact; authorizing criminal history record checks, by Committee on Health and Human Services.

HB 2497, AN ACT concerning grand juries; relating to immunity from civil liability; witnesses; amending K.S.A. 2017 Supp. 22-3001 and 22-3008 and repealing the existing sections, by Committee on Judiciary.

HB 2498, AN ACT concerning Native Americans; prohibiting governmental entities from prohibiting the wearing of tribal regalia and objects of cultural significance, by Representative Victors.

HB 2499, AN ACT concerning the uniform insurance agents licensing act; relating to appointment of agents; certification; amending K.S.A. 2017 Supp. 40-4912 and repealing the existing section, by Committee on Insurance.

HB 2500, AN ACT concerning sales taxation; relating to exemptions, friends of hospice of Jefferson county; amending K.S.A. 2017 Supp. 79-3606 and repealing the existing section, by Committee on Taxation.

HB 2501, AN ACT concerning the Kansas department for aging and disability services; disposition of fees; creating the health occupations credentialing fee fund; amending K.S.A. 65-5913 and 65-6512 and K.S.A. 2017 Supp. 39-936, 39-979 and 65-3503 and repealing the existing sections, by Committee on Health and Human Services.

HB 2502, AN ACT concerning alcoholic beverages; relating to the Kansas cereal malt beverage act; relating to the sale of beer by cereal malt beverage licensees; amending K.S.A. 2016 Supp. 41-2702, as amended by section 8 of chapter 56 of the 2017 Session Laws of Kansas, and 41-2704, as amended by section 9 of chapter 56 of the 2017 Session Laws of Kansas, and K.S.A. 2017 Supp. 41-212 and 79-3602 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

HB 2503, AN ACT concerning the state board of healing arts; relating to licenses and licensure; providing for the reinstatement of certain canceled licenses; amending K.S.A. 2017 Supp. 65-2809 and repealing the existing section, by Representative K. Jones.

HB 2504, AN ACT concerning elections; dealing with advance voting; amending K.S.A. 25-1121 and repealing the existing section, by Representative B. Carpenter.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture: **HB 2477, HB 2478.**

Commerce, Labor and Economic Development: **HB 2482.**

Education: **HB 2483, HB 2484, HB 2485.**

Federal and State Affairs: **HB 2475, HB 2476.**

Insurance: **HB 2487.**

Judiciary: **HB 2474, HB 2479, HB 2480, HB 2481.**

Taxation: **HB 2488, HB 2489, HB 2490, HB 2491, HB 2492, HB 2493.**

Transportation: **HB 2486.**

COMMUNICATIONS FROM STATE OFFICERS

From Mike Michael, Director, State Employee Health Plan, Division of Health Care Finance, Kansas Department of Health and Environment; in compliance with K.S.A. 75-6509; 2017 Annual Report of the Kansas State Employees Health Care Commission.

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

REPORT OF STANDING COMMITTEE

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

Request No. 4, by Representative Jan Kessinger, congratulating the Blue Valley North Football Team for winning the 2017 Kansas State 6A Football Championship;

Request No. 5, by Representative Susan Humphries, congratulating Julie Samaniego, Circle of Love, Inc. for receiving the 2017 Kansas Angels in Adoption Award;

Request No. 6, by Representative Greg Lewis, congratulating Mary Ann Brungardt on the celebration of her 100th birthday;

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. Hineman, the committee report was adopted.

On motion of Rep. Hineman the House adjourned pro forma until 9:00 a.m. on Friday, January 19, 2018.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

