

Journal of the House

THIRTY-SEVENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, March 5, 2018, 11:00 a.m.

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

The roll was called with 115 members present.

Reps. Bishop, Gallagher, Huebert and Winn were excused on verified illness.

Reps. Aurand, Awerkamp, Deere, Markley, Trimboli and Wolfe Moore were excused on excused absence by the Speaker.

Prayer by guest chaplain, Emmanuel Herron, Fellowship Bible Church - Hi-Crest, Topeka, and guest of Rep. Garber.

Oh Father, Magnificent Master of mankind, Sovereign Savior of the fallen, we magnify your name.

Heavenly father, please forgive us of our transgressions, as we forgive those who trespass against us. Comfort us with your immeasurable compassion and fill us with your love, so that our actions are reflections of you.

We thank you for your grace and mercy, for your unfailing faithfulness and constant support. As we come before you today, we ask that you go into the homes of all the families affected with brokenness. We ask that you free our nation of this sickness and reconcile its four corners. Lord, be with us in every fleeting moment. Strengthen us in our weakness, heal us of our pain, and guide our steps in all that we do.

We are nothing without Christ, and we ask that all these things be done in Jesus' name...Amen and Amen.

The Pledge of Allegiance was led by Rep. A. Smith.

INTRODUCTION OF GUESTS

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

I want to welcome to the House of Representatives two groups: the Kansas Chapter of the Council on Islamic-American Relations, or CAIR and Kansas Interfaith Action. Joining me today are Moussa Elbayoumy, Dr. Sofia Khan, Dr. Mohamed Abouodah and Rev. Sarah Oglesby-Dunegan.

They have brought a group to the Capitol for the 3rd annual Muslim Advocacy Day. Many Muslims, Christians, Jews, Unitarians and others have come here today to meet with legislators and to attest to the fact that Muslim Kansans are a valued and valuable part of our state and our communities.

This event is one of the only Muslim Advocacy Days throughout the country that is designed as an interfaith event. We stand together in love and support of our Muslim brothers and sisters, and strongly oppose any efforts to target or vilify them. We sum up our beliefs in two phrases: We are all equal in God's eyes, and we all have the right to equal protection under the law.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

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

HB 2765, AN ACT concerning public safety; relating to safety standards for elevators and other conveyances, licensure requirements thereof, duties of the state fire marshal; establishing the elevator safety advisory board; establishing the elevator safety fee fund; enacting the elevator safety act, by Committee on Federal and State Affairs.

HB 2766, AN ACT concerning alcoholic beverages; relating to the club and drinking establishment act; authorizing self-service beer dispensers; amending K.S.A. 2017 Supp. 41-2640 and repealing the existing section, by Committee on Federal and State Affairs.

HOUSE RESOLUTION No. HR 6050 –

By Representatives Mason, Barker, Blex, Brim, Carlin, Carpenter, Clark, Clayton, Crum, Curtis, Dietrich, Elliott, Ellis, Eplee, Esau, Gartner, Highland, Hineman, Holscher, Humphries, Jennings, Johnson, Kessinger, Markley, Mastroni, Ohaebosim, Ousley, Phillips, Probst, Proehl, Rahjes, Ralph, Resman, Rooker, Ruiz, Schreiber, Schroeder, Seiwert, Sloan, Stogsdill, Sutton, Thimesch, Weber, Weigel, Wheeler and Williams

A RESOLUTION strengthening the sister-state relations between the State of Kansas and the Republic of China (Taiwan); supporting the signing of a Bilateral Trade Agreement between Taiwan and the United States; and reaffirming support for increasing Taiwan's international profile.

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

WHEREAS, Taiwan shares the same values as Kansas regarding freedom, democracy, the rule of law and respect for human rights; and

WHEREAS, Kansas and Taiwan have enjoyed a long and mutually beneficial relationship and anticipate continually growing that relationship, with Taiwan ranking as Kansas' 3rd largest import country and 12th largest export destination in 2016; and

WHEREAS, Negotiations for a fair and reciprocal Bilateral Trade Agreement between Taiwan and the United States are an important step toward further strengthening bilateral trade, thereby increasing Kansas' exports to Taiwan and promoting two-way investments; and

WHEREAS, Kansas and Taiwan signed a memorandum of understanding on the mutual recognition and exchange of drivers' licenses in September 2017, which

provides more convenience for people from both Kansas and Taiwan; and

WHEREAS, Taiwan, as a responsible stakeholder and contributor in the international community, is seeking to meaningfully participate in the World Health Organization (WHO), International Civil Aviation Organization (ICAO), and International Criminal Police Organization (INTERPOL): Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas:

(1) That Kansas praises Taiwan's mature and vital democracy and celebrates the 29th anniversary of sister-state relations with Taiwan; and

(2) that Kansas supports the signing of a Bilateral Trade Agreement between the United States and Taiwan and welcomes even closer bilateral trade and investment ties; and

(3) that Kansas supports Taiwan's appropriate participation in international organizations, which impacts 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 five enrolled copies of this resolution to Representative Mason.

CONSENT CALENDAR

No objection was made to **HB 2755** appearing on the Consent Calendar for the first day.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

Sub HB 2332, AN ACT concerning the information technology executive council; relating to membership thereon; amending K.S.A. 2017 Supp. 75-7202 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 0; Present but not voting: 0; Absent or not voting: 10.

Yeas: Alcalá, Alford, Arnberger, Baker, Ballard, Barker, Becker, Bergquist, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: None.

Present but not voting: None.

Absent or not voting: Aurand, Awerkamp, Bishop, Deere, Gallagher, Huebert, Markley, Trimboli, Winn, Wolfe Moore.

The substitute bill passed.

Sub HB 2359, AN ACT concerning information systems and communications; creating the Kansas cybersecurity act; establishing the Kansas information security office; relating to executive branch agencies, was considered on final action.

On roll call, the vote was: Yeas 115; Nays 0; Present but not voting: 0; Absent or not voting: 10.

Yeas: Alcalá, Alford, Arnberger, Baker, Ballard, Barker, Becker, Bergquist, Blex, Brim, Burris, Burroughs, Carlin, Carmichael, B. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Cox, Crum, S., Curtis, E. Davis, Delperdang, Dierks, Dietrich, Dove, Elliott, Ellis, Eplee, Esau, Finch, Finney, Francis, Frownfelter, Garber, Gartner, Good, Hawkins, Helgerson, Henderson, Hibbard, Highberger, Highland, Hineman, Hodge, Hoffman, Holscher, Horn, Houser, Humphries, Jacobs, Jennings, Johnson, K. Jones, Judd-Jenkins, Karleskint, Kelly, Kessinger, Koesten, Kuether, Landwehr, Lewis, Lusk, Lusker, Mason, Mastroni, Miller, Murnan, Neighbor, Ohaebosim, Orr, Osterman, Ousley, Parker, F. Patton, Phelps, Phillips, Pittman, R. Powell, Probst, Proehl, Rafie, Rahjes, Ralph, Resman, Rooker, Ruiz, Ryckman, Sawyer, Schreiber, Schroeder, Schwab, Seiwert, Sloan, Smith, A., Smith, E., Stogsdill, Sutton, S. Swanson, Tarwater, Thimesch, Thompson, Trimmer, Vickrey, Victors, Ward, Waymaster, Weber, C., Weigel, Wheeler, Whipple, Whitmer, K. Williams.

Nays: None.

Present but not voting: None.

Absent or not voting: Aurand, Averkamp, Bishop, Deere, Gallagher, Huebert, Markley, Trimboli, Winn, Wolfe Moore.

The substitute bill passed.

EXPLANATION OF VOTE

I vote yes on **HB 2359**. The legislation is a classic example of far too little, far too late. Four years ago, the Legislative Post Audit Committee warned the legislature of serious cyber security risks. Since then, the Department of Commerce, on at least two occasions the Secretary of State, and now KDADS have released tens of thousands of Kansans' personal information through incompetence. Even today we don't know how many penetrations of our computer data systems have occurred. Knowing we could do better, but with the hope this bill is not just window dressing, I vote yes on **HB 2359**. – JOHN CARMICHAEL

COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Schwab announced the appointment of Rep. Frownfelter to replace Rep. Wolfe Moore on Committee on Taxation on March 5 and 6, 2018.

Also, the appointment of Rep. Phelps to replace Rep. Deere on Committee on Agriculture on March 5, 2018.

Also, the appointment of Rep. Ward to replace Rep. Wolfe Moore on Committee on Appropriations on March 6, 2018. Rep. Ward will serve as the Ranking Democrat.

Also, the appointment of Rep. Whipple to replace Rep. Bishop on Committee on Judiciary on March 5, 2018.

Also, the appointment of Rep. Pittman to replace Rep. Curtis on Joint Committee on Information Technology on March 5, 2018.

Also, the appointment of Rep. Ward to replace Rep. Winn on Committee on K-12 Education Budget on March 5, 2018.

REPORT ON ENROLLED RESOLUTIONS

HCR 5026 reported correctly enrolled and properly signed on March 2, 2018.

On motion of Rep. Hineman, the House adjourned until 11:00 a.m., Tuesday, March 6, 2018.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

