

Journal of the House

TWELFTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, January 29, 2020, 11:00 a.m.

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

The roll was called with 122 members present.

Reps. Warfield, Winn and Yeager were excused on verified illness.

Prayer by Chaplain Brubaker,

Jehovah Jireh,
God who provides,
we express our gratitude for all
You provide for us each and every day.
You provide us with patience,
when others wish to anger us.
You bestow upon us tolerance with those who frustrate us.
You encourage us to be accepting of those who disappoint us.
You help us remain calm in the midst of provocation.
These are attributes we need every day
to do the work placed before us.
Help us all to be willing to accept these gifts from You.
And on this Kansas Day –
remind us that these
are the values and attributes
of which have been instilled in
us as Midwestern Kansans.
I pray this in Christ's Name, Amen.

The Pledge of Allegiance was led by Rep. Schreiber.

CELEBRATION OF KANSAS DAY

In celebration of the 159th birthday of Kansas, Reps. Ballard, Dove, Johnson and Thomas led the members of the House in singing "Home on the Range."

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2516, AN ACT establishing the first-time home buyer savings account act; relating to financial institutions; income taxation, providing for addition and subtraction modifications for contributions to first-time home buyer savings accounts; amending

K.S.A. 79-32,117 and repealing the existing section, by Committee on Rural Revitalization.

HB 2517, AN ACT concerning property taxation; relating to agricultural improvement destroyed or substantially destroyed by natural disaster; amending K.S.A. 79-1613 and repealing the existing section, by Representatives Karleskint, Amyx, Dove and Horn.

HB 2518, AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against persons; domestic battery; prior convictions; amending K.S.A. 2019 Supp. 21-5414 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

HB 2519, AN ACT concerning postsecondary education; creating the students' right to know act; relating to the publication of certain information regarding postsecondary education, by Committee on Education.

HB 2520, AN ACT concerning crimes, punishment and criminal procedure; relating to assault and battery of sports officials; amending K.S.A. 2019 Supp. 21-5412 and 21-5413 and repealing the existing sections, by Committee on Federal and State Affairs.

HB 2521, AN ACT concerning athlete agents; enacting the revised uniform athlete agents act; repealing K.S.A. 44-1516, 44-1517, 44-1518, 44-1519, 44-1520, 44-1521, 44-1522, 44-1523, 44-1524, 44-1525, 44-1526, 44-1527, 44-1528, 44-1529, 44-1530, 44-1531, 44-1532, 44-1533, 44-1534, 44-1535 and 44-1536, by Committee on Judiciary.

HB 2522, AN ACT concerning hospitals; relating to rural hospitals; providing grant assistance to hospitals in certain counties; establishing the rural hospital innovation grant program; rural hospital innovation grant fund, by Committee on Appropriations.

HB 2523, AN ACT concerning housing; relating to assistance animals; enacting the Kansas assistance animals in housing act; creating the crimes of misrepresentation of entitlement to an assistance animal and improper denial of an assistance animal, by Committee on Judiciary.

HB 2524, AN ACT concerning motor carriers; relating to the state corporation commission's regulation of motor carriers; updating and repealing certain procedures for certificates of convenience and necessity and certificates of public service; repealing certain laws to conform to federal regulation; amending K.S.A. 66-1,105, 66-1,108, 66-1,110, 66-1,111, 66-1,112, 66-1,112g, 66-1,112j, 66-1,114, 66-1,114b, 66-1,116, 66-1,119 and 66-1,141 and repealing the existing sections; also repealing K.S.A. 66-1,118, 66-1,119a, 66-1,140 and 66-1,142d, by Committee on Transportation.

HB 2525, AN ACT concerning roads and highways; designating a bridge on United States highway 77 as the PFC Loren H. Larson memorial bridge, by Committee on Transportation.

HB 2526, AN ACT concerning education; relating to school district capital improvements state aid determination; amending K.S.A. 2019 Supp. 72-5462 and repealing the existing section, by Committee on K-12 Education Budget.

HB 2527, AN ACT concerning health; relating to the department of health and environment; division of public health; advisory committee on trauma; statewide trauma system regional council; removing the expiration of the authority to conduct closed session meetings and keep records privileged; amending K.S.A. 75-5664 and 75-5665 and repealing the existing sections, by Committee on Rural Revitalization.

HB 2528, AN ACT concerning motor vehicles; relating to antique vehicles; providing that all vehicles that are more than 35 years old satisfy the definition of antique for registration purposes; amending K.S.A. 2019 Supp. 8-166 and repealing the existing section, by Representatives Hoheisel, Baker, Bergquist, Blex, Claeys, Delperdang, Mason and Owens.

HB 2529, AN ACT concerning STAR bonds; relating to STAR bond projects, rural redevelopment projects, financing; eligible areas; major business or medical facility; real estate transfers; visitor number tracking plan; capital investment and annual sales requirements; STAR bond districts; project costs; sunset date; amending K.S.A. 2019 Supp. 12-17,162, 12-17,166, 12-17,169, 12-17,171 and 12-17,179 and repealing the existing sections, by Committee on Commerce, Labor and Economic Development.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Commerce, Labor and Economic Development: **HB 2515**.

Elections: **HB 2508**, **HB 2512**.

Federal and State Affairs: **HB 2511**.

Local Government: **HB 2509**, **HB 2510**.

Taxation: **HB 2513**, **HB 2514**.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Huebert, **HR 6028**, by Reps. Huebert, Alcala, Amyx, Arnberger, Awerkamp, Baker, Ballard, Barker, Benson, Bergquist, Bishop, Blex, Burris, Burroughs, Capps, Carlin, Carlson, Carmichael, Carpenter, Carpenter, Claeys, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Delperdang, Dierks, Dietrich, Donohoe, Dove, Ellis, Eplee, Erickson, Esau, Finch, Finney, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Highberger, Highland, Hineman, Hodge, Hoffman, Hoheisel, Holscher, Horn, Houser, Howard, Humphries, Jacobs, Jennings, Johnson, Karleskint, Kelly, Kessinger, Kuether, Landwehr, Long, Lusk, Lynn, Mason, Mastroni, Moore, Murnan, Neighbor, Newland, Ohaebosim, Orr, Ousley, Owens, Pannbacker, Parker, Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, Ruiz, Ryckman, Samsel, Sawyer, Schreiber, Seiwert, A. Smith, E. Smith, Stogsdill, Straub, Sutton, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Ward, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, Williams, Winn, Wolfe Moore, Woodard, Xu and Yeager, as follows, was introduced and adopted:

HR 6028—A RESOLUTION congratulating and commending the members of the 2020 Kansas Teacher of the Year team.

WHEREAS, The Kansas State Department of Education sponsors the Kansas Teacher of the Year program, which identifies, recognizes, and utilizes representatives of excellent teaching in the elementary and secondary classrooms of the state; and

WHEREAS, The mission of the program is to build and utilize a network of exemplary teachers who are leaders in the improvement of schools, student performance, and the teaching profession; and

WHEREAS, Two teachers – one elementary and one secondary – in each of the state's four United States congressional districts were selected as finalists for

recognition as Kansas Teacher of the Year, with the recipient being chosen from among the eight finalists; and

WHEREAS, The Kansas Teacher of the Year is awarded with the Hubbard Foundation Kansas Teacher of the Year Ambassadorship, which enables the person selected to devote significant time during the second semester to activities supporting the mission of the program. The 2020 Kansas Teacher of the Year and the finalists were honored at an awards banquet on November 23, 2019. All members received a cash award as well as mementos of the event; and

WHEREAS, The Kansas Teacher of the Year is nominated to represent Kansas in the National Teacher of the Year program, a project of the Council of Chief State School Officers, presented by Voya Financial. The 2020 Kansas Teacher of the Year, Tabatha C. Rosproy, Winfield USD 465, is one of four finalists for the 2020 National Teacher of the Year; and

WHEREAS, The regional finalists are: Kara E. Belew, Andover USD 385; Amy R. Hillman, Olathe USD 233; Shawn Hornung, Wamego USD 320; Stefanie M. Lane, Clay County USD 379; Julie Loevenstein, Basehor-Linwood USD 458; Lara K. McDonald, Auburn-Washburn USD 437; and Melissa K. Molteni, Shawnee Mission USD 512: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we congratulate and commend the members of the 2020 Kansas Teacher of the Year team and wish Tabatha C. Rosproy success in the national competition; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send eight enrolled copies of this resolution to Representative Huebert.

INTRODUCTION OF GUESTS

There being no objection, the following remarks of Reps. Dietrich and Huebert are spread upon the Journal:

It is my honor, on behalf of the House Education Committee of which the Chair is here with me, and the nearly half-million students in our public school classrooms in this great state of Kansas, to introduce to you some remarkable educators who we know are simply outstanding teachers.

These are deeply caring, committed, and talented educators who believe in the power of public education to make a positive difference in the lives of their students.

They love what they do. They challenge their students to do more, to be more, and to expect more.

This is a group of extraordinary teachers that we honor here today. In the course of their careers, they have left a lasting impact on the lives of the thousands of students they have taught, and on the communities in which they teach.

Mr. Speaker and fellow Representatives, we would like to introduce you to the 2020 Kansas Teacher of the Year Team. Rep. Huebert introduced the following teachers:

- Kara Belew, a Social Studies teacher from Andover Central High School in Andover, Kansas.
- Amy Hillman, who teaches grades 6 and 8 Project Based Learning at Santa Fe Trail Middle School in the Olathe School District.
- Shawn Hornung, a high school Social Studies teacher at Wamego High School, in the Wamego School District.

- Stefanie Lane, a 4th grade Math and English/Language Arts teacher at Garfield Elementary School in Clay Center, Kansas.
- Julie Loevenstein, who teaches 4th grade at Glenwood Ridge Elementary School in the Basehor-Linwood School District.
- Lara McDonald, who teaches 7th grade Language Arts at Washburn Rural Middle School in the Auburn-Washburn District in Topeka, Kansas.
- Melissa Molteni, who teaches 2nd grade at Corinth Elementary School in the Shawnee Mission School District.

AND.....

Lastly, our 2020 Kansas Teacher of the Year who has been announced as one of 4 finalists for the National Teacher of the Year.....

- Tabatha Rosproy is a Preschool, Early Childhood Teacher at Winfield Early Learning Center in the Winfield School District and is our 2020 Kansas Teacher of the Year!

What a fabulous group of educators we have before us today.

Colleagues, please join me in recognizing these exceptional teachers.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

The following resolution was introduced and read by title:

HOUSE RESOLUTION No. **HR 6029**—

By Representative S. Ruiz

HR 6029—A RESOLUTION designating January 30, 2020, as Latina Leaders Day at the Capitol.

WHEREAS, Many Latina leaders in the State of Kansas have helped advance civil rights, economic prosperity and equality through their sacrifice, dedication and leadership; and

WHEREAS, We acknowledge the importance of designating a day to celebrate Latina leadership and the contributions made by Latina leaders; and

WHEREAS, "Latina Leaders Day at the Capitol" is a bipartisan effort designated for networking, leadership, civic engagement and to celebrate the importance of Latina leaders to the State of Kansas; and

WHEREAS, Participants from every Kansas Judicial District will be in attendance; and

WHEREAS, Many organizations worked tirelessly to make the day possible, including the Kansas Hispanic & Latino American Affairs Commission, a seven-member body appointed by the Governor; and

WHEREAS, Latina history, culture and traditions are a respected and honored part of a rich legacy of the State of Kansas and the United States: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we designate January 30, 2020, as "Latina Leaders Day at the Capitol"; and

Be it further resolved: That the Chief Clerk of the House of Representatives shall send five enrolled copies of this resolution to Representative S. Ruiz.

CONSENT CALENDAR

No objection was made to **HB 2426** appearing on the Consent Calendar for the first day.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2454** be amended on page 1, following line 11, by inserting:

"(b) For purposes of any claim or action against an operator involving a claim of damage to, or the loss of, personal property stored in a leased space pursuant to a rental agreement with the operator, the value of such personal property shall be limited by the maximum value of personal property permitted to be stored in the leased space under the terms of the rental agreement.";

Also on page 1, by striking all in lines 17 and 18; in line 21, after "property" by inserting "; and

(4) of the claim limitation pursuant to subsection (b)"; by striking all in lines 22 through 27;

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly;

On page 3, by striking all in lines 18 through 29;

On page 1, in the title, in line 1, by striking all after "sales"; and the bill be passed as amended.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Ousley to replace Rep. Winn on Committee on K-12 Education Budget on January 30, 2020.

Also, the appointment of Rep. Neighbor to replace Rep. Finney on Committee on Financial Institutions and Pensions on Feb 3, 2020.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Thursday, January 30, 2020.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

