

Journal of the House

FIFTEENTH DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Monday, February 3, 2020, 11:00 a.m.

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

The roll was called with 114 members present.

Reps. Barker, Donohoe, Highland and Huebert were excused on verified illness.

Reps. Burris, Carmichael, Claeys, Delperdang, Finney, Sutton and Ward were excused on excused absence by the Speaker.

Present later: Rep. Sutton.

Prayer by guest chaplain, Rev. Richard Sundermeyer, Pastor, Family Life Church of The Nazarene, Topeka:

Let us pray.

Father, it is with joyful hearts that we gather together to do the vital work of the State of Kansas. Our hearts still glean with celebration in witnessing the Kansas City Chiefs winning the Super Bowl last night.

We mention it in our prayer because the team...from the owners...to the coaches...to the players...to the staff...all showed us what real commitment, stamina, and passion can accomplish.

So, we ask that this great body of legislators and staff will seek to incorporate each of these traits in everything they consider today.

May there be an overriding commitment to seek truth, justice and righteousness at all times.

May there be a stamina that equips us with the ability to stand strong and steady no matter the issue being considered.

And may love, acceptance and understanding flow out of the passions You've given to us.

You said in Your Word that if we lack wisdom to ask You for it:

“If you are in need of wisdom, ask our generous God, and he will give it to you. He will not rebuke you for asking.” James 1:5 (NLT)

We therefore ask you, God...

- To bring agreement when great opposition confronts us
- To inform us of the most crucial concerns in each issue
- To cause us to act so that righteousness undergirds all we say and do
- To insure justice always prevails
- To protect the innocent, vulnerable, and outcast
- To value all human life as made in Your divine image

We also pray for our esteemed chaplain, Rev. Eunice Brubaker, that the healing blood of Jesus would renew and heal her physical body.

It is in the name of Jesus the Christ that I pray these things...AMEN.

The Pledge of Allegiance was led by Rep. Warfield.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2545, AN ACT concerning townships; relating to the purchase of property and construction of buildings; amending K.S.A. 80-104 and repealing the existing section, by Representative Amyx.

HB 2546, AN ACT concerning crimes, punishment and criminal procedure; relating to sex offenses; creating the crime of sexual extortion; offender registration; amending K.S.A. 2019 Supp. 22-4902 and 22-4906 and repealing the existing sections, by Representatives Owens, Croft, Erickson, Lynn, Waggoner, Warren and Wasinger.

HB 2547, AN ACT concerning motor vehicles; relating to driving privileges; revocation, suspension or restrictions; fines; amending K.S.A. 2019 Supp. 8-262 and 8-2110 and repealing the existing sections; also repealing K.S.A. 2019 Supp. 8-2110b, by Committee on Corrections and Juvenile Justice.

HB 2548, AN ACT concerning certain claims against the state; making appropriations; authorizing certain transfers; imposing certain restrictions and limitations; directing or authorizing certain disbursements, procedures and acts incidental to the foregoing, by Committee on Joint Committee on Special Claims Against the State.

HB 2549, AN ACT concerning home and community-based services; relating to the client obligation to pay for such services; setting the protected income level, by Committee on Social Services Budget.

HB 2550, AN ACT concerning home and community-based services; increasing provider reimbursement rates; relating to the intellectual or developmentally disabled waiver; making and concerning appropriations for the fiscal years ending June 30, 2021, June 30, 2022, and June 30, 2023, for the Kansas department for aging and disability services; directing the Robert G. (Bob) Bethell joint committee on home and community based services and KanCare oversight to study the waiting list for such services, by Committee on Social Services Budget.

HB 2551, AN ACT concerning the care and treatment act for mentally ill persons; relating to temporary custody orders; possession of a firearm; amending K.S.A. 59-2959 and K.S.A. 2019 Supp. 59-2966 and repealing the existing sections, by Committee on Judiciary.

HB 2552, AN ACT concerning education; creating the Kansas reading readiness act; amending K.S.A. 79-32,117 and repealing the existing section, by Representatives Erickson and K. Williams.

HB 2553, AN ACT concerning income taxation; relating to the determination of income subject to tax; providing for addition and subtraction modifications for the treatment of global intangible low-taxed income, business interest, capital contributions and FDIC premiums; amending K.S.A. 79-32,117 and 79-32,138 and repealing the existing sections, by Committee on Taxation.

HB 2554, AN ACT enacting the uniform fiduciary income and principal act; repealing the uniform principal and income act (1997); amending K.S.A. 2019 Supp. 58a-103 and repealing the existing section; also repealing K.S.A. 58-9-101, 58-9-102, 58-9-103, 58-9-104, 58-9-201, 58-9-202, 58-9-301, 58-9-302, 58-9-303, 58-9-401, 58-9-402, 58-9-403, 58-9-404, 58-9-405, 58-9-406, 58-9-407, 58-9-408, 58-9-410, 58-9-411, 58-9-412, 58-9-413, 58-9-414, 58-9-415, 58-9-501, 58-9-502, 58-9-503, 58-9-504, 58-9-506, 58-9-601, 58-9-602 and 58-9-603 and K.S.A. 2019 Supp. 58-9-105, 58-9-106, 58-9-409, 58-9-505 and 58-9-606, by Committee on Judiciary.

HB 2555, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system; eliminating certain level-dollar employer contribution payments; making and concerning appropriations for the fiscal year ending June 30, 2020; authorizing certain transfers from the state general fund to the Kansas public employees retirement fund; amending K.S.A. 74-4920 and repealing the existing section, by Committee on Appropriations.

HB 2556, AN ACT concerning insurance; relating to health benefits coverage; establishing insurance coverage parity for orthotic devices and prosthetic devices; amending K.S.A. 2019 Supp. 40-2,103 and 40-19c09 and repealing the existing sections, by Committee on Insurance.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Judiciary: **HB 2544**.

K-12 Education Budget: **HB 2540**.

Taxation: **HB 2541, HB 2542, HB 2543**.

CONSENT CALENDAR

No objection was made to **HB 2426** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

HB 2426, AN ACT concerning civil procedure; relating to the code of civil procedure; small claims procedure act; code of civil procedure for limited actions; amending K.S.A. 60-467 and 61-2706 and K.S.A. 2019 Supp. 61-2709 and 61-3105 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 114; Nays 0; Present but not voting: 0; Absent or not voting: 11.

Yeas: Alcalá, Amyx, Arnberger, Awerkamp, Baker, Ballard, Benson, Bergquist, Bishop, Blex, Burroughs, Capps, Carlin, Carlson, B. Carpenter, W. Carpenter, Clark, Clayton, Collins, Concannon, Corbet, Cox, Croft, Curtis, Dierks, Dietrich, Dove, Ellis, Eplee, Erickson, Esau, Finch, Francis, French, Frownfelter, Garber, Gartner, Hawkins, Helgerson, Helmer, Henderson, Highberger, 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, F. Patton, Phillips, Pittman, Probst, Proehl, Rahjes, Ralph, Resman, Rhiley, Ruiz, L., Ruiz, S., Ryckman, Samsel, Sawyer, Schreiber, Seiwert, Smith, A., Smith, E., Stogsdill, Straub, Tarwater, Thimesch, Thomas, Thompson, Toplikar, Vickrey, Victors, Waggoner, Warfield, Warren, Wasinger, Waymaster, Weigel, Wheeler, K. Williams, Winn, Wolfe Moore, Woodard, Xu, Yeager.

Nays: None.

Present but not voting: None.

Absent or not voting: Barker, Burris, Carmichael, Claeys, Delperdang, Donohoe, Finney, Highland, Huebert, Sutton, Ward.

The bill passed.

REPORTS OF STANDING COMMITTEES

Committee on **Transportation and Public Safety Budget** recommends **HB 2428** be passed.

COMMITTEE ASSIGNMENT CHANGES

Speaker Ryckman announced the appointment of Rep. Parker to replace Rep. Finney on Committee on Insurance on February 3, 2020.

On motion of Rep. Hawkins, the House adjourned until 11:00 a.m., Tuesday, February 4, 2020.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

