

# Journal of the Senate

THIRTY-FIRST DAY

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SENATE CHAMBER, TOPEKA, KANSAS  
Wednesday, February 23, 2022, 9:30 a.m.

The Senate was called to order by Vice President Rick Wilborn.

The roll was called with 40 senators present.

Invocation by Reverend Cecil T. Washington:

Life Giving Intimacy With Our God  
Genesis 4:1, Exodus 33:13

Heavenly Father, in Genesis 4:1, Adam knew Eve and she conceived a son. They became so intimate that new life was brought forth. The prayer today is that You would help us to know You, not just to know some things about You, but to know You so closely and so intimately that new life giving ideas and ways of thinking will be conceived.

In Exodus 33:13, Moses asked You to show him Your ways, that he might know You and find grace in Your sight; that You would be pleased with him. Help us to know You like that, to the degree that we will conceive and give birth to new and improved ways of thinking, new and improved decisions. Let there be a birth of new and improved relationships.

Please increase our intimacy with You, that You might impregnate us with new life, not only for us but for our families and the people we serve. And then Lord, keep us from straying. Hold us close, real close.

In Jesus' name, Amen!

The Pledge of Allegiance was led by Vice President Wilborn.

## INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**SB 537**, AN ACT concerning foreign influence in the operations of state government; relating to contracts, gifts and grants; requiring state contractors, grant recipients, vendors, state agencies and political subdivisions to disclose certain gifts or grants received from a foreign source to the department of administration; institutions of higher education to report certain gifts or grants from foreign sources to the board of regents; state educational institutions to screen certain foreign applicants seeking employment in certain research positions; prohibiting certain public entities from participating in agreements with, or accepting gifts or grants from, foreign countries of concern; authorizing civil penalties for violations of disclosure requirements; establishing research integrity offices and international travel approval and monitoring

programs at state educational institutions; directing the legislative division of post audit to conduct certain performance audits, by Committee on Federal and State Affairs.

**SB 538**, AN ACT concerning taxation; eliminating the local ad valorem tax reduction fund; amending K.S.A. 65-163j, 65-3306, 65-3327, 75-2556 and 79-1479 and repealing the existing sections; also repealing K.S.A. 19-2694, 79-2960, 79-2961 and 79-2962 and K.S.A. 2021 Supp. 79-2959, by Committee on Assessment and Taxation.

**SB 539**, AN ACT concerning health and healthcare; relating to naturopathic doctors and acupuncturists; providing naturopathic doctors and acupuncturists a certificate of authorization for a business entity to provide professional services; amending K.S.A. 17-2710 and K.S.A. 2021 Supp. 65-28,134 and repealing the existing sections, by Committee on Federal and State Affairs.

### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to Committees as indicated:

Federal and State Affairs: **SB 532**.

Judiciary: **SB 533, SB 534, SB 535, SB 536; HB 2517, HB 2607**.

Public Health and Welfare: **SB 531**.

Transportation: **HB 2594**.

### COMMITTEE OF THE WHOLE

On motion of Senator Alley, the Senate resolved itself into Committee of the Whole, for consideration of bills on the calendar under the heading of General Orders with Senator Petersen in the chair.

On motion of Senator Petersen the following report was adopted:

**SB 382, SB 443, SB 457, SB 483, SB 493** be passed.

**SB 141, SB 150, SB 215, SB 313, SB 362, SB 453** be amended by the adoption of the committee amendments, and the bills be passed as amended.

Senator Corson moved **SB 150** be rereferred to the Committee on Judiciary. The motion failed.

Upon the showing of five hands a roll call vote was requested.

On roll call, the vote was: Yeas 12; Nays 24; Present and Passing 0; Absent or Not Voting 4.

Yeas: Corson, Faust-Goudeau, Francisco, Haley, Hawk, Holland, Holscher, Pettey, Pittman, Steffen, Sykes, Ware.

Nays: Alley, Baumgardner, Billinger, Bowers, Claeys, Dietrich, Erickson, Fagg, Gossage, Hilderbrand, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Peck, Petersen, Ryckman, Suellentrop, Thompson, Tyson, Warren, Wilborn.

Absent or Not Voting: Doll, Olson, Pyle, Straub.

The committee report on **SB 34** recommending **Sub SB 34** be adopted, and the substitute bill be passed.

### FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

On motion of Senator Alley an emergency was declared by a 2/3 constitutional majority, and **Sub SB 34; SB 141, SB 150, SB 215, SB 313, SB 362, SB 382, SB 443, SB 453, SB 457, SB 483** and **SB 493** were advanced to Final Action and roll call.

On motion of Senator Alley, the Senate recessed until 2:00 p.m.

The Senate met pursuant to recess with Vice President Wilborn in the chair.

#### FINAL ACTION ON CONSENT CALENDAR

**SB 446, SB 451** having appeared on the Consent Calendar for the required two full legislative days without objection from any member, were considered on final action.

**SB 446**, AN ACT concerning roads and highways; designating bridges on United States highway 166 and K-66 highway as veterans memorial bridge.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

#### EXPLANATION OF VOTE

Mr. Vice President: On **SB 446**, with hesitation, we are naming three non-contiguous bridges the same name in one county, appropriately honoring veterans, but possibly causing confusion. However after consulting the local senator, he assures us that this is what the local veterans groups wanted, so I vote Aye.—JEFF PITTMAN

**SB 451**, AN ACT concerning wildlife and parks; relating to permanent hunting licenses; removing the requirement to submit proof that a person is at least 1/16 American Indian by blood; amending K.S.A. 32-929 and repealing the existing section.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

#### FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

**Sub SB 34**, AN ACT concerning administrative rules and regulations; requiring the review of rules and regulations every five years; requirements for adoption of rules and regulations; providing an alternative procedure for revocation of certain rules and regulations; amending K.S.A. 77-426 and 77-436 and repealing the existing sections.

On roll call, the vote was: Yeas 32; Nays 7; Present and Passing 1; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Gossage, Haley, Hawk, Hilderbrand, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pyle, Ryckman, Steffen, Straub, Suellentrop, Thompson, Tyson, Warren, Wilborn.

Nays: Corson, Holland, Holscher, Pettey, Pittman, Sykes, Ware.

Present and Passing: Francisco.

The substitute bill passed.

**SB 141**, AN ACT enacting the Kansas uniform directed trust act; relating to power over a trust held by a nontrustee; establishing powers and duties of a trust director and a directed trustee; amending K.S.A. 58a-703 and K.S.A. 2021 Supp. 58a-103, 58a-105 and 58a-603 and repealing the existing sections; also repealing K.S.A. 58a-808.

On roll call, the vote was: Yeas 39; Nays 1; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Nays: Steffen.

The bill passed, as amended.

**SB 150**, AN ACT concerning legal services; relating to advertising; defining and prohibiting certain legal advertisement practices as unlawful and deceptive trade practices; restricting the use or disclosure of protected health information for legal solicitation; prescribing civil and criminal penalties.

On roll call, the vote was: Yeas 24; Nays 14; Present and Passing 2; Absent or Not Voting 0.

Yeas: Alley, Billinger, Bowers, Claeys, Dietrich, Doll, Erickson, Fagg, Gossage, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pyle, Ryckman, Suellentrop, Thompson, Warren, Wilborn.

Nays: Corson, Faust-Goudeau, Francisco, Haley, Hawk, Holland, Holscher, Pettey, Pittman, Steffen, Straub, Sykes, Tyson, Ware.

Present and Passing: Baumgardner, Hilderbrand.

The bill passed, as amended.

#### EXPLANATION OF VOTE

Mr. Vice President: In the Radio Act of 1927, Congress determined that the airwaves in the United States were considered a national treasure. Many years later, when the Truth in Advertising Act was approved, the Federal Trade Commission (FTC) was charged with overseeing problems associated with when consumers saw or heard an advertisement that was untruthful, misleading, or lacking in scientific evidence. I don't believe **SB 150** is necessary, as the role of upholding truthful advertising is that of the FTC. All complaints of false advertising can be reported by calling 1-877-FTC-HELP.

—MOLLY BAUMGARDNER

Senators Hawk and Pettey request the record to show they concur with the "Explanation of Vote" offered by Senator Baumgardner on **SB 150**.

Mr. Vice President: I vote no on **SB 150**. **SB 150** has been found by a conservative Republican U.S. District Court judge to violate the First Amendment of the United States Constitution. This legislation will lead to costly and time-consuming taxpayer funded litigation in an attempt to solve a problem that doesn't exist in Kansas. Attorney advertising is already covered by the Rules of Professional Conduct that govern attorneys and the Kansas Bar has an eight-attorney Office of the Disciplinary Administrator charged with investigating complaints. Proponents of this bill could not

name a single instance of a Kansan being harmed by the type of ads **SB 150** would regulate.—ETHAN CORSON

Senators Francisco, Haley, Hawk, Holland, Pettey and Ware request the record to show they concur with the "Explanation of Vote" offered by Senator Corson on **SB 150**.

**SB 161**, AN ACT concerning personal package delivery devices; definitions; operating requirements and restrictions; exemption from motor vehicle requirements; limitation of local regulation; amending K.S.A. 2021 Supp. 8-126 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 24; Nays 15; Present and Passing 1; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Dietrich, Doll, Erickson, Fagg, Gossage, Hilderbrand, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Petersen, Ryckman, Straub, Suellentrop, Thompson, Warren, Wilborn.

Nays: Corson, Francisco, Haley, Hawk, Holland, Holscher, Olson, Peck, Pettey, Pittman, Pyle, Steffen, Sykes, Tyson, Ware.

Present and Passing: Faust-Goudeau.

The bill passed, as amended.

#### EXPLANATION OF VOTE

Mr. Vice President: I vote NO on **SB 161**. This is a major disrupting technology that will ultimately end up costing Kansas several thousand semi-skilled delivery jobs. Furthermore, the bill fails to provide Kansas citizens and communities tools for proactively managing the onslaught of these Personal Delivery Devices in their neighborhoods, specifically with respect to 1) location of routes and intermediate storage containment hives, 2) how PDD accident information is to reported and shared with all vested community stakeholders, and 3) personal privacy issues with respect to the commercial collection and dissemination of data of our fellow Kansans. Time to unplug the robots before it's too late!—TOM HOLLAND

**SB 215**, AN ACT concerning transportation; relating to commercial driver's education; transferring authority over driver's education programs operated by certain postsecondary institutions and driver training schools to the department of revenue; authorizing the department of revenue to promulgate rules and regulations therefor; amending K.S.A. 8-273, 8-274, 8-275, 8-276, 8-277, 8-278, 8-279 and 8-280 and K.S.A. 2021 Supp. 8-272 and repealing the existing sections.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed, as amended.

**SB 313**, AN ACT concerning roads and highways; designating a portion of United States highway 69 as the Senator Tom R Van Sickle memorial highway; designating a certain bridge on K-126 as the Dennis Crain memorial bridge; designating a portion of United States highway 69 as the AMM2c Walter Scott Brown memorial highway.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed, as amended.

**SB 336**, AN ACT concerning insurance; relating to permissible investments made by life insurance companies; updating certain investment limitation requirements to provide increased options for Kansas domiciled life insurance companies investing in equity interests and preferred stock; amending K.S.A. 40-2b06 and 40-2b07 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 38; Nays 2; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Nays: Steffen, Straub.

The bill passed.

**SB 348**, AN ACT concerning public health; relating to cosmetology; hair removal; exempting persons engaged in threading from the practice of cosmetology and the requirements thereof; amending K.S.A. 65-1901 and 65-1928 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 34; Nays 6; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Thompson, Tyson, Warren, Wilborn.

Nays: Billinger, Holland, Holscher, Pettey, Sykes, Ware.

The bill passed, as amended.

#### EXPLANATION OF VOTE

Mr. Vice President: I vote "NO" on **SB 348**. Excluding threading from the definition of cosmetology would impact public health and safety. Disruption to the dermis (the upper layer of skin) could cause infection and subject individuals to blood borne pathogens which can spread infection and disease. The knowledge for threading and important protective skills are learned through the cosmetology program. Additionally, exempting threading from cosmetology means facilities would NOT be subject to any requirements including sanitation. The entire board of Cosmetology (the professionals who know the most about the threading process) are against this bill and we should be as well.—CINDY HOLSCHER

**SB 362**, AN ACT concerning education; relating to school districts; requiring consideration and documentation of district building needs assessments and state academic assessments; making budget allocations related thereto; amending K.S.A. 2021 Supp. 72-1163 and repealing the existing section.

On roll call, the vote was: Yeas 35; Nays 3; Present and Passing 2; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Erickson, Fagg, Faust-Goudeau, Gossage, Haley, Hilderbrand, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Nays: Doll, Holland, Pittman.

Present and Passing: Francisco, Hawk.

The bill passed, as amended.

#### EXPLANATION OF VOTE

Mr. Vice President: I ask to "PASS" on **SB 362**. Article 6 in our Kansas Constitution notes that "the legislature shall provide for a state board of education which shall have general supervision of public schools". I agree that **SB 362** represents a good compromise however I remain concerned that it interferes with the authority of our State Board of Education.—MARCI FRANCISCO

**SB 366**, AN ACT concerning crimes, punishment and criminal procedure; relating to burglary; locked or secured portions of dwellings, buildings or other structures; amending K.S.A. 2021 Supp. 21-5807 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 39; Nays 1; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Ware, Warren, Wilborn.

Nays: Tyson.

The bill passed.

**SB 367**, AN ACT concerning crimes, punishment and criminal procedure; relating to property seized by law enforcement; requiring officers to file copies of receipts with the court when property is seized under a search warrant; providing requirements and procedures for destruction or disposition of dangerous drugs and return or disposition of weapons; amending K.S.A. 2021 Supp. 22-2512 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

**SB 368**, AN ACT concerning the Kansas offender registration act; requiring registration for violations of internet trading in child pornography and aggravated internet trading in child pornography; amending K.S.A. 2021 Supp. 22-4902 and 22-4906 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claey's, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

**SB 373**, AN ACT making and concerning appropriations for the fiscal years ending June 30, 2022, June 30, 2023, and June 30, 2024, for the university of Kansas medical center; relating to conducting COVID-19 clinical trials at the midwest stem cell therapy center, was considered on final action.

On roll call, the vote was: Yeas 23; Nays 17; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claey's, Erickson, Gossage, Hilderbrand, Kerschen, Kloos, Masterson, O'Shea, Olson, Peck, Petersen, Pyle, Ryckman, Steffen, Straub, Thompson, Tyson, Warren, Wilborn.

Nays: Corson, Dietrich, Doll, Fagg, Faust-Goudeau, Francisco, Haley, Hawk, Holland, Holscher, Longbine, McGinn, Pettey, Pittman, Suellentrop, Sykes, Ware.

The bill passed, as amended.

#### EXPLANATION OF VOTE

Mr. Vice President: I oppose **SB 373**. While I appreciate studies for the purposes of fighting COVID, this bill has a number of issues. Normally, trial studies have all metrics in place when proposed; in this case, however, important measures are absent. As an example, the deadline for the proposed trial has already been changed twice since the hearing for the bill. This is not how KU operates clinical trials; in fact this is not how any facility operates trials. Additionally, the fact that the director of the facility provided neutral testimony that was less than enthusiastic should be a red flag.—CINDY HOLSCHER

**SB 382**, AN ACT concerning real estate brokers and salespersons; application of licensure provisions to trusts; authorizing the Kansas real estate commission to issue cease and desist orders; amending K.S.A. 58-3036 and 58-3065 and K.S.A. 2021 Supp. 58-3035, 58-3037 and 58-3042 and repealing the existing sections.

On roll call, the vote was: Yeas 38; Nays 2; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claey's, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.



Nays: Steffen, Straub.

The bill passed.

**SB 385**, AN ACT concerning the Kansas offender registration act; requiring registration for certain violations of breach of privacy; amending K.S.A. 2021 Supp. 22-4902 and 22-4906 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed, as amended.

**SB 395**, AN ACT concerning privacy rights; relating to real property; imposing restrictions on surveillance by employees of the Kansas department of wildlife and parks, was considered on final action.

On roll call, the vote was: Yeas 30; Nays 9; Present and Passing 1; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Dietrich, Doll, Erickson, Fagg, Gossage, Hilderbrand, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Thompson, Tyson, Warren, Wilborn.

Nays: Corson, Faust-Goudeau, Francisco, Hawk, Holland, Holscher, Pettey, Sykes, Ware.

Present and Passing: Haley.

The bill passed, as amended.

#### EXPLANATION OF VOTE

Mr. Vice President: I vote no on **SB 395**. While some amendments to the original bill helped to diminish some of its negative impact on our Kansas Department of Wildlife and Parks Law Enforcement Officers, it still takes us down a negative path that impacts public safety and the ability of our officers to do their jobs. This bill is anti-law enforcement. It singles out our KDWP officers from the authority granted to other law enforcement officers in the KBI, Highway Patrol, and other local county and city law enforcement agencies. This bill is removing public safety protections and authority which can ultimately limit the ability of our KDWP officers to render aid, engage in search and rescue operations, and even help property owners retrieve livestock that breaks out of fencing and wanders onto a neighbor's property. This bill is not necessary. Current policy and practice provide for the same private property protections yet maintains authority comparable to other law enforcement professionals in our state. I vote no.—TOM HAWK

Senators Corson, Francisco, Pettey and Ware request the record to show they concur with the "Explanation of Vote" offered by Senator Hawk on **SB 395**.

**SB 399**, AN ACT concerning insurance; relating to the healthcare provider insurance availability act; adding maternity center to the definition of healthcare provider contained therein; amending K.S.A. 40-3401 and repealing the existing section, was

considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed, as amended.

#### EXPLANATION OF VOTE

Mr. Vice President: On **SB 399**, we have had a birthing clinic closed down in Wyandotte in an area expiring much higher infant mortality rates than Kansas' average because of potential liability concerns. **SB 399** helps these maternity centers by allowing access to the Healthcare Stabilization fund, an important backstop for risk which will allow them to continue operations and provide important access to expectant mothers. I vote Aye.—JEFF PITTMAN

Senator Pettey requests the record to show she concurs with the "Explanation of Vote" offered by Senator Pittman on **SB 399**.

**Sub SB 400**, AN ACT concerning trusts; relating to the creation, modification and termination thereof; adding to the list of matters that may be resolved by nonjudicial settlement agreements; increasing the threshold at which an uneconomic trust may be terminated; updating the definition of resident trust; amending K.S.A. 58a-414 and 79-32,109 and K.S.A. 2021 Supp. 58a-111 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The substitute bill passed.

**SB 405**, AN ACT concerning the disposition of certain state real property; authorizing the state historical society to convey certain real property located in Johnson county to the Shawnee Tribe; imposing certain conditions; prescribing costs of conveyance, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

**SB 408**, AN ACT concerning crimes, punishment and criminal procedure; relating to theft; increasing criminal penalties for multiple thefts of mail; amending K.S.A. 2021 Supp. 21-5801 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

**SB 417**, AN ACT concerning health and environment; relating to solid waste; establishing minimum and maximum permit renewal fees for certain disposal areas and processing facilities; amending K.S.A. 65-3407 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 39; Nays 1; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Nays: Peck.

The bill passed, as amended.

**SB 419**, AN ACT concerning law enforcement; relating to special agents of the department of corrections; the commission on peace officers' standards and training; Kansas law enforcement training act; amending K.S.A. 74-5602 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

**SB 421**, AN ACT concerning the Kansas public employees retirement system; eliminating certain level-dollar employer contribution payments; making and concerning appropriations for the fiscal year ending June 30, 2022; authorizing certain transfers from the state general fund to the Kansas public employees retirement fund; amending K.S.A. 2021 Supp. 74-4920 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson,

Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

**SB 425**, AN ACT concerning children and minors; relating to the Kansas department for children and families; clarifying information exchange in investigations of child abuse between the department and law enforcement agencies; directing the department to release certain information to law enforcement agencies; amending K.S.A. 38-2210, 38-2211 and 38-2212 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed, as amended.

**SB 434**, AN ACT concerning public records; relating to records that contain captured license plate data or that pertain to the location of an automated license plate recognition system; disclosure thereof under the open records act; amending K.S.A. 45-217, 45-220 and 45-221 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 39; Nays 1; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Nays: Pyle.

The bill passed.

**SB 435**, AN ACT concerning law enforcement; relating to law enforcement officers; expanding jurisdiction and powers thereof; amending K.S.A. 72-6146 and K.S.A. 2021 Supp. 22-2401a and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 38; Nays 1; Present and Passing 1; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Francisco, Gossage, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Nays: Haley.

Present and Passing: Faust-Goudeau.

The bill passed.

#### EXPLANATION OF VOTE

Mr. Vice President: I vote NO on **SB 435**, expanding law enforcements officers'

jurisdiction. Society has guidelines and licensures for public service peace officers and related fields (e.g. school security, deputies, etc.) for a reason: responsibility for jurisdictional terrain to be protected and secured. Elasticity accorded those jurisdictional lines are potentially dangerous to the general public's safety. With deputizing along the way and calling for back-up with little regard to said back-ups awareness of terrain guidelines, there might be problems. Ironically, this Senate JUST voted in the last roll call to rein in duly authorized and necessary police powers regarding Parks and Wildlife law enforcement officers in **SB 395** and here, in **SB 435**, to expand quasi-police's authority to, no doubt, allow over-policing of certain parts of our State. Consistently, I want to see trained, licensed police authority remain in the areas they are vested in and no creation of emergency circumstances to justify ill-fitting remedies to alleged criminal activities.—DAVID HALEY

**SB 440**, AN ACT concerning health and health professions; relating to the occupational therapy practice act; authorizing occupational therapists to provide limited services to patients without a referral; amending K.S.A. 65-5401 and 65-5402 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 37; Nays 2; Present and Passing 1; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Ryckman, Straub, Suellentrop, Sykes, Tyson, Ware, Warren, Wilborn.

Nays: Steffen, Thompson.

Present and Passing: Pyle.

The bill passed.

**SB 441**, AN ACT enacting the biological laboratory accident transparency act; requiring institutions and organizations to report accidents and near-miss accidents at high-risk biological laboratories, was considered on final action.

On roll call, the vote was: Yeas 21; Nays 19; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Claeys, Erickson, Fagg, Gossage, Hilderbrand, Kloos, Masterson, Olson, Peck, Petersen, Pyle, Ryckman, Steffen, Straub, Thompson, Tyson, Warren, Wilborn.

Nays: Bowers, Corson, Dietrich, Doll, Faust-Goudeau, Francisco, Haley, Hawk, Holland, Holscher, Kerschen, Longbine, McGinn, O'Shea, Pettey, Pittman, Suellentrop, Sykes, Ware.

The bill passed.

#### EXPLANATION OF VOTE

Mr. Vice President: I vote no on **SB 441**. This bill is a duplication of current federal and state reporting requirements and creates an undo burden on existing laboratories in our state. It further undermines public trust and will jeopardize our sizeable investments in several large bioscience laboratories in our state. As a key example, this legislature has invested \$307M in state dollars in the BSL-4 National Bio and Agro-Defense Facility(NBAF) in Manhattan. This \$1.2B project, slated to open soon, brings over 500

high-paying jobs to Kansas and provides an anchor for the Kansas Bio-Science Corridor from Manhattan to Columbia, Missouri. Prior to the construction of NBAF, Kansas State University built and made operational a BSL-3 lab, Pat Roberts Hall, that was foundational in getting the national lab at Plum Island moved to Kansas. Only one out-of-state proponent advocated for this bill. Experts from K-State pointed out six major flaws in this bill: 1) It increases regulatory burden. 2) It has unclear and inconsistent definitions leading to confusion. 3) It has a lack of oversight, reporting clarity, or enforcement. 4) It is a duplication of efforts of current federal and state authority and reporting. 5) It increases the risk of noncompliance and nonconformance. 6) It will decrease the public trust and create a sense of danger that does not exist. This bill is not necessary. It will significantly harm our current small and large laboratory operations in Kansas and discourage further bio-science investment in our state. I vote no.—TOM HAWK

Senators Corson, Francisco, Holland and Pettey request the record to show they concur with the "Explanation of Vote" offered by Senator Hawk on **SB 441**.

Mr. Vice President: I oppose **SB 441**. This is another bill that has red flags. Of concern is the fact there was only one proponent of the bill who is not based in Kansas, in fact that individual/organization is not even based in the US. Opponent testimony (from Kansas) indicates processes described in the bill are already in place and this would be redundant. Additionally, the bill has unclear and inconsistent definitions which erodes public trust. Finally, this is a bill that indicates it is important for transparency. Prior to the debate, I tried to look up opponent testimony on the ksleg website and it was missing. Interestingly, that particular testimony was there earlier in the day. That should be concerning to this body as well as the general public.—CINDY HOLSCHER

Senator Francisco requests the record to show she concurs with the "Explanation of Vote" offered by Senator Holscher on **SB 441**.

**SB 443**, AN ACT making and concerning appropriations for the fiscal year ending June 30, 2022, for the department of administration; relating to legally defeasing or cash redeeming certain revenue bonds at their first optional redemption date.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claey's, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

**SB 448**, AN ACT concerning insurance; relating to the unfair trade practices act; adopting the national association of insurance commissioners' amendments thereto; amending K.S.A. 40-966, 40-2404 and 40-4909 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 36; Nays 1; Present and Passing 3; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claey's, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Holland, Holscher,

Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Petersen, Pettey, Pittman, Ryckman, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

Nays: Steffen.

Present and Passing: Hilderbrand, Peck, Pyle.

The bill passed, as amended.

**Sub SB 450**, AN ACT concerning state property; relating to the sale of surplus real property; eliminating the crediting of 80% of the proceeds from such sale to the Kansas public employees retirement fund; authorizing state educational institutions to sell and convey real property given to a state educational institution as an endowment, bequest or gift; authorizing the state board of regents to adopt policies relating to such sale and conveyance; amending K.S.A. 75-6609 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 38; Nays 2; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Ware, Warren, Wilborn.

Nays: Pyle, Tyson.

The substitute bill passed.

**SB 453**, AN ACT concerning adult care homes; relating to certified aides working in adult care homes; requiring certified aide training courses to be taught and evaluated by professional licensed nurses; requiring a demonstration of skills to successfully complete training courses; amending K.S.A. 39-936 and 65-5115 and repealing the existing sections.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed, as amended.

**SB 457**, AN ACT concerning crimes, punishment and criminal procedure; relating to conditions of release; release prior to trial; requiring a waiver of extradition proceedings; amending K.S.A. 2021 Supp. 22-2802 and repealing the existing section.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

**SB 483**, AN ACT concerning crimes, punishment and criminal procedure; relating to theft and criminal damage to property; increasing penalties for such crimes involving remote service units such as automated cash dispensing machines and automated teller machines; amending K.S.A. 2021 Supp. 21-5801 and 21-5813 and repealing the existing sections.

On roll call, the vote was: Yeas 40; Nays 0; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Faust-Goudeau, Francisco, Gossage, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren, Wilborn.

The bill passed.

**SB 493**, AN ACT concerning cities and counties; prohibiting the regulation of plastic and other containers designed for the consumption, transportation or protection of merchandise, food or beverages.

On roll call, the vote was: Yeas 27; Nays 13; Present and Passing 0; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Claeys, Dietrich, Erickson, Fagg, Gossage, Hilderbrand, Kerschen, Kloos, Longbine, Masterson, O'Shea, Olson, Peck, Petersen, Pyle, Ryckman, Steffen, Straub, Suellentrop, Thompson, Tyson, Warren, Wilborn.

Nays: Corson, Doll, Faust-Goudeau, Francisco, Haley, Hawk, Holland, Holscher, McGinn, Pettey, Pittman, Sykes, Ware.

The bill passed.

#### EXPLANATION OF VOTE

Mr. Vice President: I vote "NO" on **Senate Bill 493**. This bill usurps control our local communities should have over solid waste production, especially as they have the responsibilities for solid waste collection and disposal within their communities. The proponents for the bill argued that there should be uniform requirements for auxiliary containers across the state however, rather than establishing appropriate requirements, this bill abruptly ends opportunities for individual communities to address the costs and complications of single-use plastic waste.—MARCI FRANCISCO

Senators Holland and Ware request the record to show they concur with the "Explanation of Vote" offered by Senator Francisco on **SB 493**.

#### CHANGE OF REFERENCE

Under the authority of the President, the Vice President withdrew **SB 455**, **SB 484**, **SB 496** from the Committee on **Education**, and referred the bills to the Committee on **Ways and Means**.

Under the authority of the President, the Vice President withdrew **SB 501** from the Committee on **Public Health and Welfare**, and referred the bill to the Committee on **Ways and Means**.

Under the authority of the President, The Vice President withdrew **SB 478** from the Committee on **Utilities**, and referred the bill to the Committee on **Ways and Means**.

Under the authority of the President, the Vice President withdrew **SB 340**, **SB 341**



from the Calendar under the heading of **General Orders**, and referred the bills to the Committee on **Ways and Means**.

Under the authority of the President, the Vice President withdrew **SB 152** from the Committee on **Judiciary** and referred the bill to the Committee on **Ways and Means**

#### MESSAGE FROM THE HOUSE

Announcing adoption of **HCR 5031**.

**HCR 5031**, A CONCURRENT RESOLUTION relating to the adjournment of the senate and house of representatives for a period of time during the 2022 regular session of the legislature, was introduced and read by title.

On emergency motion of Senator Alley, **HCR 5031** was adopted by voice vote.

#### REPORTS OF STANDING COMMITTEES

Committee on **Public Health and Welfare** recommends **SB 407** be amended on page 2, in line 14, before the period by inserting: "; and

(8) contains a provision that requires the newly enrolled participants with a family income over 200% of the federal poverty income guidelines to wait at least eight months before participating in this program, if such participants previously had comprehensive health benefit coverage through an individual policy or a health benefit plan provided by any health insurer as defined in K.S.A. 40-4602, and amendments thereto. This waiting period provision shall not apply when the prior coverage ended due to loss of employment other than the voluntary termination, change to a new employer that does not provide an option for dependent coverage, discontinuation of health benefits to all employees, expiration of COBRA coverage period or any other situations where the prior coverage ended due to reasons unrelated to the availability of this program";

On page 1, in the title, in line 2, by striking "eliminating"; in line 3, by striking all before "amending"; and the bill be passed as amended.

#### TRIBUTES

The Committee on **Organization, Calendar, and Rules** authorizes the following tributes:

Senator Bowers: congratulating Lane Sullivan on winning the 2022 Ottawa County 4th through 8th Grade Spelling Bee Championship;

Senator Dietrich: congratulating Anna Newcome on achieving the rank of Eagle Scout; and

Senator O'Shea: celebrating Marie Fisher's 102nd Birthday.

On motion of Senator Alley, the Senate adjourned until 2:30 p.m., Tuesday, March 1, 2022.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

