

Journal of the Senate

THIRTY-SIXTH DAY

SENATE CHAMBER, TOPEKA, KANSAS
Monday, March 7, 2022, 2:30 p.m.

The Senate was called to order by President Ty Masterson.
The roll was called with 40 senators present.
Invocation by Reverend Cecil T. Washington:

Unanswered Prayers That Are Really Answered!
Psalm 88:1-2, Psalm 23:1-6

Lord, we come today thanking You for this day. It's not that everything is going the way we would like. It's not that You've given us everything we've asked for. It's not that we're experiencing wonderful peace and harmony as we interact with others.

Lord, I'm reminded of this poetry, because it's so much like You. And I can identify with it. The anonymous author, wrote... "I asked God for strength that I might achieve; God made me weak that I might obey. I asked for health, that I might do greater things; I was given grace, that I might do better things. I asked for riches that I might be happy; I was given poverty that I might be wise. I asked God for power that I might have the praise of men; I was given weakness that I might feel the need for God. I asked for everything that would help me enjoy life; I was given life, that I might enjoy all things. I received nothing that I asked for, but everything that I needed and hoped for.

Lord, when I read that poem, it struck within me a chord of truth, like the Psalmist in 88:1-2, who cried out in desperation. And like the wandering sheep, with no sense of direction, You become the Shepherd of Psalm 23:1-6.

I am where I am today and have what I have, because of You! By Your love and mercy, You provided me with things I wasn't wise enough to know I needed. And You did it all that I might be a better vessel for You, and servant to others.

I lift this prayer, in the beloved Name of Jesus Christ, Amen.

The Pledge of Allegiance was led by President Masterson.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

SB 546, AN ACT concerning motor vehicles; relating to autonomous motor vehicles; providing for the use and regulation thereof; establishing the autonomous vehicle advisory committee; amending K.S.A. 2021 Supp. 8-2106 and 8-2204 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 547, AN ACT concerning the video competition act; exempting providers of broadcast satellite services and streaming services from the provisions of such act;

providing requirements relating to audits of video service providers; amending K.S.A. 2021 Supp. 12-2022 and 12-2024 and repealing the existing sections, by Committee on Federal and State Affairs.

SB 548, AN ACT concerning water; relating to groundwater management districts; excepting matters related to water rights from the advice and assistance such districts may provide; amending K.S.A. 82a-1028 and repealing the existing section, by Committee on Federal and State Affairs.

SB 549, AN ACT concerning water; relating to groundwater management districts; allowing withdrawal from a groundwater management district in certain circumstances, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bill was referred to Committee as indicated:

Interstate Cooperation: **SB 544**.

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 Longbine in the chair.

On motion of Senator Longbine the following report was adopted:

SB 276, **HB 2075** be amended by the adoption of the committee amendments, and the bills be passed as amended.

HB 2237 be amended by the adoption of the committee amendments be further amended by motion of Senator Tyson; on page 1, by striking all in lines 9 through 36; By striking all on pages 2 and 3;

On page 4, by striking all in lines 1 through 4; following line 4, by inserting:

"Section 1. K.S.A. 2021 Supp. 74-50,223 is hereby amended to read as follows: 74-50,223. (a) Any county that has been designated a rural opportunity zone pursuant to K.S.A. 74-50,222, and amendments thereto, may participate in the program provided in this section by authorizing such participation by the county commission of such county through a duly enacted written resolution. Such county shall provide a certified copy of such resolution to the secretary of commerce on or before January 1, 2012, for calendar year 2012, or on or before January 1 for each calendar year thereafter, in which a county chooses to participate. Such resolution shall obligate the county to participate in the program provided by this section for a period of five years, and shall be irrevocable. Such resolution shall specify the maximum amount of outstanding student loan balance for each resident individual to be repaid as provided in subsection (b), except the maximum amount of such balance shall be \$15,000.

(b) If a county submits a resolution as provided in subsection (a), under the program provided in this section, subject to subsection (d), the state of Kansas and such county which chooses to participate as provided in subsection (a), shall agree to pay in equal shares the outstanding student loan balance of any resident individual who qualifies to have such individual's student loans repaid under the provisions of subsection (c) over a five-year period, except that the maximum amount of such balance shall be \$15,000. The amount of such repayment shall be equal to 20% of the outstanding student loan balance of the individual in a year over the five-year

repayment period. The state of Kansas is not obligated to pay the student loan balance of any resident individual who qualifies pursuant to subsection (c) prior to the county submitting a resolution to the secretary pursuant to subsection (a). Each such county shall certify to the secretary that such county has made the payment required by this subsection.

(c) A resident individual shall be entitled to have such individual's outstanding student loan balance paid for attendance at an institution of higher education where such resident individual earned an associate, bachelor or post-graduate degree under the provisions of this section when such resident individual establishes domicile in a county designated as a rural opportunity zone which participates in the program as provided in subsection (a), on and after the date in which such county commenced such participation, and prior to July 1, ~~2023~~ 2026. Such resident individual may enroll in this program in a form and manner prescribed by the secretary. Subject to subsection (d), once enrolled such resident individual shall be entitled to full participation in the program for five years, except that if the resident individual relocates outside the rural opportunity zone for which the resident individual first qualified, such resident individual forfeits such individual's eligibility to participate, and obligations under this section of the state and the county terminate. No resident individual shall enroll and be eligible to participate in this program after June 30, ~~2023~~ 2026.

(d) The provisions of this act shall be subject to appropriation acts. Nothing in this act guarantees a resident individual a right to the benefits provided in this section. The county may continue to participate even if the state does not participate.

(e) The secretary shall adopt rules and regulations necessary to administer the provisions of this section.

(f) On January 1, 2012, and annually thereafter until January 1, ~~2024~~ 2027, the secretary of commerce shall report to the senate committee on assessment and taxation and the house of representatives committee on taxation as to how many residents applied for the rural opportunity zone tax credit.

Sec. 2. K.S.A. 2021 Supp. 79-32,267 is hereby amended to read as follows: 79-32,267. (a) For taxable years commencing after December 31, 2011, and before January 1, ~~2024~~ 2027, there shall be allowed as a credit against the tax liability of a resident individual taxpayer an amount equal to the resident individual's income tax liability under the provisions of the Kansas income tax act, when the resident individual:

(1) (A) Establishes domicile in a rural opportunity zone on or after July 1, 2011, and prior to January 1, ~~2023~~ 2026, and was domiciled outside this state for five or more years immediately prior to establishing their domicile in a rural opportunity zone in this state;

~~(2)(B)~~ had Kansas source income less than \$10,000 in any one year for five or more years immediately prior to establishing their domicile in a rural opportunity zone in this state; and

~~(3)(C)~~ was domiciled in a rural opportunity zone during the entire taxable year for which such credit is claimed; or

(2) (A) establishes domicile in a rural opportunity zone on or after July 1, 2021, and prior to January 1, 2026, and was domiciled in a metropolitan county as defined in K.S.A. 75-50,211, and amendments thereto, immediately prior to establishing their domicile in a rural opportunity zone in this state; and

(B) was domiciled in a rural opportunity zone during the entire taxable year for

which such credit is claimed.

(b) A resident individual may claim the credit authorized by this section for not more than five consecutive years following establishment of their domicile in a rural opportunity zone.

(c) The maximum amount of any refund under this section shall be equal to the amount withheld from the resident individual's wages or payments other than wages pursuant to K.S.A. 79-3294 et seq., and amendments thereto, or paid by the resident individual as estimated taxes pursuant to K.S.A. 79-32,101 et seq., and amendments thereto.

(d) No credit shall be allowed under this section if:

(1) The resident individual's income tax return on which the credit is claimed is not timely filed, including any extension; or

(2) the resident individual is delinquent in filing any return with, or paying any tax due to, the state of Kansas or any political subdivision thereof.

(e) This section shall be a part of and supplemental to the Kansas income tax act."; And by renumbering sections accordingly;

Also on page 4, in line 5, by striking "K.S.A. 74-50,222, 74-50,223 and 79-32,267" and inserting "K.S.A. 2021 Supp. 74-50,223 and 79-32,267";

On page 1, in the title, in line 3, by striking all after the semicolon; in line 4, by striking all before "expanding"; in line 5, by striking "K.S.A. 74-50,222, 74-50,223 and 79-32,267" and inserting "K.S.A. 2021 Supp. 74-50,223 and 79-32,267";

And adjusting the title and repealer accordingly if multiple amendments are adopted

HB 2237 be further amended by motion of Senator Sykes; on page 4, following line 4, by inserting:

"Sec. 4. K.S.A. 79-32,190 is hereby amended to read as follows: 79-32,190. (a) Any taxpayer that pays for or provides child day care services, including the provision of the service of locating such services, to its employees or that provides facilities and necessary equipment for child day care services shall be allowed a credit against the privilege or income tax imposed by articles 11 and 32 of chapter 79 of the Kansas Statutes Annotated, and amendments thereto, as follows:

(1) ~~Thirty percent~~ 30% of the total amount expended in the state during the taxable year by a taxpayer for child day care services purchased to provide care for the dependent children of the taxpayer's employees or for the provision of the service of locating such services for such children;

(2) (A) in the taxable year in which a facility providing child day care services in the state for use primarily by the dependent children of the taxpayer's employees is established, 50% of the total amount expended during such year by a taxpayer in the establishment and operation of such facility;

(B) in the taxable years other than the taxable year to which paragraph (2)(A) applies, 30% of the amount equal to the total amount expended during the taxable year by a taxpayer for the operation of a facility described in paragraph (2)(A) less the amount of moneys received by the taxpayer for use of such facility for child day care services;

(3) (A) in the taxable year in which a facility providing child day care services in the state for use primarily by the dependent children of the taxpayers' employees is established in conjunction with one or more other taxpayers, 50% of the total amount expended during such year by a taxpayer in the establishment and operation of such

facility;

(B) in the taxable years other than the taxable year to which paragraph (3)(A) applies, 30% of the amount equal to the total amount expended during the taxable year by a taxpayer for the operation of a facility described in paragraph (3)(A) less the amount of moneys received by the taxpayer for use of such facility for child day care services; and

(4) for all taxable years commencing after December 31, 2020, 50% of the amount equal to the total amount expended during the taxable year by a taxpayer as payments to an organization providing access to available child day care services for the taxpayer's employees.

(b) No credit shall be allowed under this section unless the child day care facility or provider is licensed ~~or registered~~ pursuant to Kansas law.

(c) The credit allowed by ~~paragraphs (1), (2)(B) and (3)(B)~~ of subsection (a) (1), (2)(B) and (3)(B) shall not exceed \$30,000 for any taxpayer during any taxable year. The credit allowed by ~~paragraphs (2)(A) and (3)(A)~~ of subsection (a) (2)(A), (3)(A) and (4) shall not exceed \$45,000 for any taxpayer during any taxable year. The amount of the credit which exceeds the tax liability for a taxable year shall be refunded to the taxpayer. If the taxpayer is a corporation having an election in effect under subchapter S of the federal internal revenue code or a partnership, the credit provided by this section shall be claimed by the shareholders of such corporation or the partners of such partnership in the same manner as such shareholders or partners account for their proportionate shares of the income or loss of the corporation or partnership.

(d) The aggregate amount of credits claimed under this act for any fiscal year shall not exceed \$3,000,000.

(e) For ~~tax year years~~ 2013 ~~and all tax years thereafter~~ through 2020, the income tax credit provided by this section shall only be available to taxpayers subject to the income tax on corporations imposed pursuant to ~~subsection (e)~~ of K.S.A. 79-32,110 (c), and amendments thereto, and shall be applied only against such taxpayer's corporate income tax liability.";

Also on page 4, in line 5, after "74-50,223" by inserting ", 79-32,190";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after "to" by inserting "taxation;"; in line 5, after the semicolon by inserting "relating to the child day care services assistance tax credit; providing a credit for employer payments to an organization providing access to employees for child day care services and expanding eligible taxpayers;"; also in line 5, after "74-50,223" by inserting ", 79-32,190"

And adjusting the repealer and title accordingly if multiple amendments are adopted and **HB 2237** be passed as further amended.

Two amendments offered by Senator Tyson on **HB 2237** were ruled non germane.

A motion by Senator Sykes to further amend **HB 2237** failed.

FINAL ACTION ON CONSENT CALENDAR

SB 479; HB 2591 having appeared on the Consent Calendar for the required two full legislative days without objection from any member, were considered on final action.

SB 479, AN ACT authorizing a permanent memorial commemorating the Kansas suffragist movement to be placed in the state capitol; establishing the Kansas suffragist memorial fund.

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.

HB 2591, AN ACT repealing K.S.A. 2021 Supp. 55-193; concerning the state corporation commission; relating to certain fund transfers to the abandoned oil and gas well fund.

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.

FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS

On motion of Senator Alley an emergency was declared by a 2/3 constitutional majority, and **SB 276**; **HB 2075**, **HB 2237** were advanced to Final Action and roll call.

SB 276, AN ACT concerning children and families; preserving families that include a parent who is blind; providing for certain considerations relating to cases involving legal custody, residency, parenting time, children in need of care, adoption, foster care and guardianship.

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, as amended.

SB 282, AN ACT concerning taxation; relating to income taxation; relating to credits; providing certain tax credits for graduates of aerospace and aviation-related educational programs and employers of program graduates; enacting the Kansas affordable housing tax credit act and the Kansas housing investor tax credit act; providing tax credits against income, privilege and premium taxes for qualified housing projects; providing a credit for school and classroom supplies purchased by teachers; providing homestead property tax refunds from income tax refund fund to certain persons based on the increase in property tax over the base year property tax amount; relating to property taxation; increasing extent of exemption for residential property from statewide school levy; amending K.S.A. 79-4502, 79-4508 and 79-4509 and K.S.A. 2021 Supp. 79-201x and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 33; Nays 4; Present and Passing 3; Absent or Not Voting 0.

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

Nays: Gossage, Steffen, Sykes, Thompson.

Present and Passing: Francisco, Hawk, Pettey.

The bill passed, as amended.

EXPLANATION OF VOTE

Mr. President: I vote Aye on **SB 282**. I truly like several of the provisions in the bill. In one piece of legislation, we provide tax credits to assist Kansas' aerospace and aviation industry, a tax refund for property taxes paid by senior citizens and disabled military veterans, an income tax credit for teachers who purchase classroom supplies and, enacts the Kansas Housing Investor Tax Act and the Kansas Affordable Housing Tax Credit Act. However, the one that I am the most pleased about is providing Kansas homeowners with real property tax relief. As a legislator, I receive more complaints about property taxes than all other taxes combined. Increasing the residential property tax exemption, as it relates to the 20-mill statewide school finance levy, from \$20,000 to \$65,000 will give every person who owns real estate in Kansas a property tax cut. Additionally, **SB 282** contains a mechanism that will increase the exemption as property values rise with time due to inflation. Again, I am pleased to support **SB 282** and vote Aye.—VIRGIL PECK

Senators Billinger, Erickson and Haley request the record to show they concur with the "Explanation of Vote" offered by Senator Peck on **SB 282**.

Mr. President: There is no doubt that tax credits can work to bring about investment. And, if used judiciously, I could agree to them. Individually, the entities we are considering for these credits have merit. But it feels to me like we are handing out tax credits like candy these days...and in the aggregate it ultimately harms our ability to lower the tax rates for everyone because those who don't get these credits...still have to pay the full tax bill...and pick up slack for those with the breaks. Kansas has some of the highest tax rates in the nation, and the best way to float all boats is to find a way to lower rates for everyone. And not continue to pick winners and losers. A few of the flurry of amendments that descended upon this bill like a blanket of snow were wonderful...and I would vote for them in a heartbeat...in a separate clean bill. With this bill we are doing a back of the napkin fiscal note...and calculating the unintended consequences of a bill this size...on the fly is all but impossible. For those reasons...and since Aunt Millie's one-eyed cat was overlooked for a tax credit...I vote no.—MIKE THOMPSON

Senators Gossage and Steffen request the record to show they concur with the "Explanation of Vote" offered by Senator Thompson on **SB 282**.

Mr. President: I ask to "PASS" on **Senate Bill 282**. I believe that Kansas affordable housing tax credits should include requirements for energy efficiency. Although I hope that those credits and others in this bill receive future consideration, I was disappointed that the amendment on this bill to create the \$250 tax refund for every 2020 Kansas tax

filer did not pass. I would like to see that refund along with the elimination of the state sales tax on food before adopting additional tax credits. I also understand that funds for these and other tax credits could easily be made available if the Kansas Legislature were to pass Medicaid expansion.—MARCI FRANCISCO

Senator Pettey requests the record to show she concurs with the "Explanation of Vote" offered by Senator Francisco on **SB 282**.

Mr. President: "If Kansas had unlimited funds, I would enthusiastically support this bill. I am glad that we were able to come together to support targeted tax relief to our fixed-income Kansans. I am glad that we recognize the sacrifice that teachers make to ensure our kids have the best learning environment possible, and want to rectify the harm we've done by creating a system that forces them to use their own money to accomplish that goal. This bill does give me hope that this chamber can come together to identify solutions for Kansans whose needs are not being met. Unfortunately, there is no fiscal note for this bill, and while our economy is stronger than it's been in over a decade, we can't afford to remove this money from the budget without considering the broader implications of doing so. This bill does not deliver direct tax relief to the majority of Kansans – like our proposal to eliminate the state sales tax on food would. Given all that we've asked Kansans to sacrifice while we've played games with our budget, while we've weathered an unprecedented health and economic crisis, it is neither responsible nor fair to draw down this money and fail to deliver for all Kansas families."—DINAH SYKES

Senators Hawk and Pettey request the record to show they concur with the "Explanation of Vote" offered by Senator Sykes on **SB 282**.

SB 326, AN ACT concerning income taxation; relating to credits; providing a credit for qualified railroad track maintenance expenditures of short line railroads and associated rail siding owners or lessees, was considered on final action.

On roll call, the vote was: Yeas 29; Nays 7; Present and Passing 4; Absent or Not Voting 0.

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

Nays: Gossage, Holland, Holscher, Steffen, Sykes, Thompson, Ware.

Present and Passing: Francisco, Hawk, McGinn, Pettey.

The bill passed, as amended.

EXPLANATION OF VOTE

Mr. President: **SB 326** is a classic example of corporate welfare, unlevel business playing fields (short line railroads compete with my small business truckers to haul grain), and the legislature yielding to special interests at the expense of the Kansas taxpayer. After twenty plus years of tax credit welfare, short line railroads need to sink or swim. Granting them more free money is embarrassing for all parties involved. The rail bed and it's maintenance belong to the railroad company, not the Kansas taxpayer.—

MARK STEFFEN

SB 378, AN ACT concerning fireworks; allowing cities and counties to restrict the

retail sale of fireworks; regulating the time periods for the retail sale of fireworks; amending K.S.A. 31-502 and 31-503 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 2; Nays 34; Present and Passing 4; Absent or Not Voting 0.

Yeas: Steffen, Wilborn.

Nays: Alley, Billinger, Bowers, Claeys, Corson, Dietrich, Doll, Erickson, Fagg, Francisco, Haley, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine, Masterson, McGinn, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Straub, Suellentrop, Sykes, Thompson, Tyson, Ware, Warren.

Present and Passing: Baumgardner, Faust-Goudeau, Gossage, O'Shea.

A constitutional majority having failed to vote in favor of the bill, **SB 378** did not pass.

EXPLANATION OF VOTE

Mr. President: As amended **Senate Bill 378** would effectively ban the sell of all fireworks in the state of Kansas. It would require 105 counties and 627 incorporated cities to opt in before Kansans could purchase fireworks. Fireworks are an important part of our celebrations in the state of Kansas. We celebrate everything from Independence Day to your favorite football team for scoring a touchdown, or when your favorite baseball team hits a home run. I believe that purchasing and selling fireworks should not be something that you have to opt in to. Mr. President I vote no against **SB 378**.—RICHARD HILDERBRAND

Senator Erickson requests the record to show she concurs with the "Explanation of Vote" offered by Senator Hilderbrand on **SB 378**.

HB 2075, AN ACT concerning the probate code; relating to adoption; venue; agency adoptions; amending K.S.A. 2021 Supp. 59-2126 and repealing the existing section.

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

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

Present and Passing: Faust-Goudeau, Francisco, Holland, Holscher, Sykes, Ware.

The bill passed, as amended.

HB 2237, AN ACT concerning economic development; relating to {taxation;} rural opportunity zones; extending the time period for eligibility in the loan repayment program and the income tax credit; expanding eligibility for the income tax credit; {relating to the child day care services assistance tax credit; providing a credit for employer payments to an organization providing access to employees for child day care services and expanding eligible taxpayers;} amending {K.S.A. 79-32,190 and K.S.A. 2021 Supp. 74-50,223 and 79-32,267;} and repealing the existing sections.

On roll call, the vote was: Yeas 32; Nays 5; Present and Passing 3; Absent or Not Voting 0.

Yeas: Alley, Baumgardner, Billinger, Bowers, Corson, Dietrich, Doll, Fagg, Faust-Goudeau, Hawk, Hilderbrand, Holland, Holscher, Kerschen, Kloos, Longbine,

Masterson, O'Shea, Olson, Peck, Petersen, Pettey, Pittman, Pyle, Ryckman, Steffen, Straub, Sykes, Thompson, Tyson, Warren, Wilborn.

Nays: Claeys, Erickson, Gossage, Haley, McGinn.

Present and Passing: Francisco, Suellentrop, Ware.

The bill passed, as amended.

EXPLANATION OF VOTE

Mr. President: While **HB 2237** expands the questionable Rural Opportunity Zone program unnecessarily, I support the amended position containing the expansion of child care tax credits to help support working men and women in a time where our businesses are desperate for workers. Taking away these hurdles, means more Kansans with job security and security for their kids. This means stronger Kansan families and a stronger Kansan economy.—JEFF PITTMAN

Senators Pettey and Sykes request the record to show they concur with the "Explanation of Vote" offered by Senator Pittman on **HB 2237**.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **HB 2560** be passed.

Committee on **Federal and State Affairs** recommends **HB 2056** be amended by substituting with a new bill to be designated as "Senate Substitute for HOUSE BILL NO. 2056," as follows:

"Senate Substitute for HOUSE BILL NO. 2056

By Committee on Federal and State Affairs

"AN ACT concerning elections; relating to advance voting ballots; regulating the use of remote ballot boxes for the return of such ballots; extending the time for transmittal of such ballots to 23 days prior to an election; requiring the return of such ballots by 7:00 p.m. on the day of the election; amending K.S.A. 25-1122, 25-1123, 25-1128, 25-1132 and 25-2311 and repealing the existing sections.";

And the substitute bill be passed.

Also, **SB 418** be amended on page 1, in line 17, after "the" by inserting "legislature or the"; also in line 17, after "council" by inserting "if the legislature is not in session at the time such agreement is submitted for approval";

Also on page 1, in the title, in line 2, by striking all after "the"; in line 3, by striking "council" and inserting "legislature"; and the bill be passed as amended.

SB 438 be amended on page 2, in line 37, after "(e)" by inserting "Upon publication of the notice of the audit pursuant to subsection (c), the signed and certified official abstracts required by K.S.A. 25-3006, and amendments thereto, shall be made available by the county election office for review by any authorized poll agent. Such abstracts shall be from all precincts and shall not be limited to those precincts that are subject to the audit. The abstracts shall be available for review until commencement of the original canvass.

(f)"; and the bill be passed as amended.

Committee on **Transportation** recommends **SB 494** be amended on page 1, in line 17, by striking "pubic" and inserting "public"; following line 21, by inserting:

"(c) This section shall be deemed to be supplemental to existing laws relating to conditions of employment and related matters."; and the bill be passed as amended.

Also, **SB 506** be amended on page 1, in line 9, by striking "north central"; in line 10, by striking "society" and inserting "awareness";

On page 2, in line 6, by striking "north central"; in line 7, by striking "society" and inserting "awareness"; in line 29, by striking "north central"; in line 30, by striking "society" and inserting "awareness";

On page 1, in the title, in line 2, by striking "north central"; also in line 2, by striking "society" and inserting "awareness"; and the bill be passed as amended.

REPORT ON ENROLLED BILLS

SB 358 reported correctly enrolled, properly signed and presented to the Governor on March 4, 2022.

On motion of Senator Alley, the Senate adjourned until 2:30 p.m., Tuesday, March 8, 2022.

CHARLENE BAILEY, CINDY SHEPARD, *Journal Clerks.*

COREY CARNAHAN, *Secretary of the Senate.*

