

Journal of the House

THIRTY-SECOND DAY

HALL OF THE HOUSE OF REPRESENTATIVES,
TOPEKA, KS, Wednesday, February 21, 2024, 9:30 a.m.

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

The roll was called with 123 members present.

Reps. Donohoe and Highberger were excused on verified illness.

Excused later: Reps. Collins, Jacobs, Poetter Parshall and C. Smith.

Present later: Collins.

Prayer by guest chaplain, Pastor Jerry Wells, First Baptist Church, Leavenworth and guest of Rep. Proctor.

Almighty & everlasting God of all that is, our first words to you are of gratitude: we “thank you” for this day of life that You have granted us; we are “thankful” that you have blessed us with the opportunity and privilege to live in these United States, and in this great State of Kansas; we “thank you” for the gift of faith and life, for family, for friends, for all Your provisions in life, O’Lord; we gratefully acknowledge how “blessed” we are by Your gracious Hand.

As we have gathered in this house of governance, may your Holy Spirit flow mightily amongst those who represent the people of Kansas; who have been entrusted by the people in their election, to be about the people’s business, working in the best interest of ALL the people of Kansas; regardless of race, culture, sex, age, or party affiliation. Lord God, by the power of Your Holy Spirit, grant these servants of the people wisdom and discernment on the issues before them. In this day where things can become so confusing, clouded, distorted and dark; please shine Your Light Lord, granting great clarity and unity as to what is right and good. Further, please grant these legislators, strong resolve to persevere toward decisions for the right and good; blessing Kansans by the work done here.

May it be so, Lord God.

The Pledge of Allegiance was led by Rep. Waggoner.

INTRODUCTION OF GUESTS

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

We are here to celebrate Reed Levi of Atchison, Kansas for his selection to the 2023

Allstate and American Football Coaches Association (AFCA) Good Works Team.

Reed graduated in 2023 with a bachelor's degree in business administration and pre-law from Benedictine College in Atchison, Kansas, where he also played tight end for the institution's NAIA football team. Joining me here at the well, is President Steve Minnis from Benedictine College.

Reed has repeatedly demonstrated his passion to serve others in so many ways including as a youth coach with the Atchison Recreation Commission, as a Bible Study leader, as a leader of student-athletes in the annual Atchison Clean-Up Day, as a member of the Benedictine College Student Athletic Leadership Council and proponent of the High Five Friday initiative with Atchison elementary school students, as a student host for the Benedictine College Scholarship Ball, as a tutor in the Student Success Center, as a Gregorian Leadership Fellow, as a student ambassador for the college's Office of Admission, and as a speaker at Black History Month and Martin Luther King Jr. Day events on the Benedictine College campus, and presented on urban housing concerns to the Kansas House of Representatives.

The Allstate AFCA Good Works Team was established in 1992 by the American College Football Association to honor college football players who go the extra mile for those in need. 22 students are recognized each year for the Allstate AFCA GOOD Works Team, 11 must be from the NCAA Division 1 Football Bowl Subdivision level, while the other half come from all other levels of intercollegiate athletics combined – NCAA Division I Football Championship Subdivision, NCAA Division 2, NCAA Division 3, and NAIA Divisions 1 and 2 – a group which includes nearly 1,100 colleges and universities with more than 65,000 student-athletes.

Reed Levi was chosen as one of 11 from among those 65,000 student-athletes to comprise the 2023 Allstate AFCA Good Works Team and recognized nationally during the televised halftime show of the 2024 Allstate Sugar Bowl.

Please join me as we recognize and celebrate Reed Levi for his character and service to others and lift him up as an inspiration to all young Kansans.

Rep. Eplee presented a framed House certificate to Mr. Levi in honor of his many accomplishments.

INTRODUCTION OF GUESTS

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

The 11th House District of the Great State of Kansas has produced many storied athletes: World Heavyweight Boxing Champion Buster Douglas; World Champion Wrestler Mildred Burk Bliss; Baseball Hall of Famer Walter Johnson; NBA Star Scott Hastings and many others, too numerous to list at this time.

But today it is my honor and privilege to introduce to the Body the latest champions from the 11th district, the 2023 State Champion (for the 3rd straight year) Independence High School Bulldogs tennis team. As well as the 2023 State Champion Independence High School Lady Bulldogs tennis team.

These young men and women have distinguished themselves with their accomplishments, and brought home the gold for The Independence Bulldogs:

- Kale Groff- Singles State Champ
- Camdon Julian- Doubles State Champ
- Easton Morris- Doubles State Champ

- Aiden Denney- Doubles 6th place
- Tucker Gregory- Doubles 6th place
- Owen Clapp - Singles 12th place
- Ava Morris (31-4)- Singles Runner-up
- Ellie Kippenberger (29-5)- Doubles 4th place
- Hannah Kippenberger (29-5)- Doubles 4th place
- Callie Schlorholtz (27-6)- Doubles 3rd place
- Brooklyn Mattix (27-6)- Doubles 3rd place

Congratulations to Men's Head Coach Gavin Webster, as well as Assistant Coach Gina McLennon, Ken Brown, and Athletic Director Marcus Lanning, who are in the gallery.

Rep. Bryce presented each team with a framed House certificate to in honor of their accomplishments.

INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

HB 2813, AN ACT concerning abortion; relating to unlawful coercion to obtain an abortion; creating the crime of coercion to obtain an abortion; providing the penalties therefor; providing for enhanced criminal penalties for offenses committed with the intent to compel a woman to obtain an abortion; amending K.S.A. 21-6804 and repealing the existing section, by Committee on Federal and State Affairs.

HB 2814, AN ACT concerning abortion; establishing the Kansas ultrasound act; requiring that an obstetric ultrasound be performed on a woman prior to having an abortion; allowing a woman to avert her eyes from such images; establishing civil and criminal penalties for violations of the act; providing an emergency exception to the requirements of the act, by Committee on Federal and State Affairs.

REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Appropriations: **HB 2811**.

Federal and State Affairs: **HB 2809**.

Financial Institutions and Pensions: **HB 2812**.

Insurance: **HB 2810**.

CHANGE OF REFERENCE

Speaker Hawkins announced the withdrawal of **HB 2189** from Committee on Child Welfare and Foster Care and referral to Committee on Appropriations.

Also, the withdrawal of **HB 2586** from Committee on Taxation and referral to Committee on Interstate Cooperation.

Also, the withdrawal of **HB 2705** from Committee on Appropriations and re-referral to Committee on Higher Education Budget.

Also, the withdrawal of **HB 2704** from Committee on Appropriations and re-referral to Committee on Local Government.

Also, the withdrawal of **HB 2510** from Committee on Judiciary and referral to Committee on Appropriations.

INTRODUCTION OF ORIGINAL MOTIONS AND HOUSE RESOLUTIONS

On emergency motion of Rep. Goetz, **HR 6040**, by Reps. White, Barth, Bergkamp, Bergquist, Blew, W. Carpenter, Clifford, Delperdang, Francis, Goetz, Hoheisel, Hoyer, Kessler, McNorton, Moser, Murphy, Rahjes, Roth, Sanders, Smith, Thompson, Titus and L. Williams, as follows, was introduced and adopted:

HR 6040—A RESOLUTION commemorating the 150th anniversary of the Great Western Cattle Trail.

A RESOLUTION commemorating the 150th anniversary of the Great Western Cattle Trail.

WHEREAS, The Great Western Cattle Trail is celebrating its 150th anniversary; and

WHEREAS, This is a milestone event that recalls how the Trail played a vital role in the Old West era when it further developed and spread to ultimately span nine states and connect Mexico and Canada through Kansas; and

WHEREAS, Stockmen initially developed the Great Western Cattle Trail in 1874, pioneering the route through Western Kansas to bring Texas longhorns north, which provided breeding stock for ranchers and beef for Native American tribes in the northern states, and then continuing North toward Nebraska; and

WHEREAS, The Great Western Cattle Trail contains five routes, reaching the Kansas Counties of Clark, Ford, Ellis, Hodgeman, Finney, Lane, Gove, Sheridan, Thomas, Scott, Logan, Wallace, Sherman, Cheyenne, Ness, Trego, Decatur and Rawlins, including stops in such notable places as Dodge City, Ellis, Hays and Fort Wallace; and

WHEREAS, The Great Western Cattle Trail brought longhorn cattle to the Kansas plains, ultimately providing a foundation for the modern cattle production and processing industry of today; and

WHEREAS, The Great Western Cattle Trail served as an economic lifeline for Kansas, carrying more longhorns for a longer distance and for more years than any other cattle trail; and

WHEREAS, The Great Western Cattle Trail hosted cattle drives, forming part of the greatest overland migration of domestic livestock in history; and

WHEREAS, Together with the Chisholm and Santa Fe Trails, the Great Western Cattle Trail contributed to popularizing many iconic images of the Old West and bolstered the Kansas economy: Now, therefore,

Be it resolved by the House of Representatives of the State of Kansas: That we commemorate the 150th anniversary of the Great Western Cattle Trail; and

Be it further resolved: That we appreciate the countless benefits that resulted from the Great Western Cattle Trail's presence in Kansas; and

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

INTRODUCTION OF GUESTS

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

Good morning body. Welcome to turnaround. I believe all of us as in the legislature and our fellow Kansans' desire to blaze a trail with our lives which we can look back on

and be proud of the impact we have had on our families, communities and our country. The resolution I am honored to present to you today looks back 150 years to a literal trail blazing that transformed Kansas into a titan in the cattle industry.

Today we wish to recognize the 150th anniversary of a historic trail which was blazed through western Kansas and helped bring the American cowboy to life. It was called the Western Trail.

During the Civil War, longhorn cattle in Texas had multiplied in the wild. Consumers in the east wanted more beef in their diet. Cowboys on horseback – called drovers at the time – moved those cattle hundreds of miles north through the wilderness to railheads in Kansas. That route in central Kansas would become known as the Chisholm Trail.

But those Texas longhorns brought something deadly along with them. It was called Texas fever, which caused high mortality rates when exposed to domestic cattle. The Kansas Legislature established a quarantine line past which Texas cattle could not cross. As the population grew around places like Abilene and Ellsworth, the quarantine line moved west. A new route was needed.

The year was 1874. Enterprising ranchers pioneered a new route to bring longhorns north through western Kansas, to places like Dodge City and Ellis and Hays and on to Nebraska. The Western Cattle Trail was born.

The post-Civil War cattle drives were part of the largest domestic cattle migration in history. The cattle moved northward on the Western Cattle Trail had several benefits. Not only did they respond to consumer demand for beef, they provided needed breeding stock to northern ranchers and provided needed food supplies to hungry native American Indian tribes. In time, the Western Trail would carry more cattle for a greater distance than any other cattle trail.

Some people may base their understanding of western history on popular culture or reruns of the Gunsmoke TV show. Marshall Matt Dillon was not real, but characters such as Wyatt Earp and Bat Masterson really were. They walked the streets of frontier Dodge City. Dodge City would earn its titles as Cowboy Capitol and Queen of the Cowntowns.

Fast forward to modern times. Not only does this cowboy history help attract tourism, it set the stage for the modern day cattle feeding industry. Cattle in the former Western Trail region are still being moved to where they can be finished, in order to help respond to the protein needs of consumers today.

According to the Kansas Department of Agriculture, beef cattle production is the largest single sector of our state's farm economy, generating 8.93 billion dollars in cash receipts. In fact, 55 percent of ag cash receipts come from cattle production.

Those cattle are also processed in western Kansas. Livestock processing produced another 8.8 billion in cash receipts. Kansas ranks 1st in the nation in commercial cattle production, processing over 8 million head annually. In 2019, Kansas produced 6 billion pounds of red meat, or nearly 11 percent of the nation's total beef supply. The legacy of the Western Trail lives on.

It has been a century and a half since pioneering cattlemen first blazed this trail across Kansas. It is fitting that the State of Kansas should recognize the 150th anniversary of the Western Trail.

Joining me today to commemorate “The 150th Anniversary of the Western Trail” are...

- Representative Gary White - Ashland
- Joel Herndon – Dighton
- Keith Wondra – Dodge City
- Gary & Margaret Krisinger – Newton
- Ron Wilson – Manhattan

Please join me in honoring these great Kansans’ & the Western Trail.

On motion of Rep. Croft, the House resolved into the Committee of the Whole, with Rep. Hoffman in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. Hoffman, Committee of the Whole report, as follows, was adopted:

Recommended that **HB 2562, HB 2604, HB 2661, HB 2679, HB 2682, HB 2698, HB 2614** be passed.

On motion of Rep. Hoheisel, **HB 2577** be amended on page 4, in line 19, by striking "statute book" and inserting "Kansas register"; and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2512** be adopted;

Also, on motion of Rep. V. Miller, **Sub HB 2512** be amended on page 8, in line 17, after the first "election" by inserting ", except a county election officer may allow in-person voting until 12 noon Monday for any person for good cause";

On page 1, in the title, in line 6, after "election" by inserting "; exception"

Also, roll call was demanded on further motion of Rep. V. Miller to amend **Sub HB 2512** on page 4, in line 9, after "(i)" by inserting "Any person who does not have a permanent disability or illness is authorized to make an application for permanent advance voting status. Applications for permanent advance voting status under this subsection shall clearly state that if the person who makes such application does not vote in two consecutive elections, or if the clerk receives a notice that the mail of the person who makes such application is undeliverable, such person shall be removed from the permanent advance voter status.

(j)";

Also on page 4, in line 33, by striking "(j)" and inserting "(k)";

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

On page 6, by striking all in lines 9 through 43;

By striking all on pages 7 through 9;

On page 10, by striking all in lines 1 through 42; following line 42, by inserting:

"Sec. 2. On and after January 1, 2025, K.S.A. 2023 Supp. 25-1122, as amended by section 1 of this act, is hereby amended to read as follows: 25-1122. (a) Any registered voter may file with the county election officer where such person is a resident, or where such person is authorized by law to vote as a former precinct resident, an application for an advance voting ballot. The signed application shall be transmitted only to the county election officer by personal delivery, mail, facsimile or as otherwise provided by law.

(b) If the registered voter is applying for an advance voting ballot to be transmitted

in person, the voter shall provide identification pursuant to K.S.A. 25-2908, and amendments thereto.

(c) If the registered voter is applying for an advance voting ballot to be transmitted by mail, the voter shall provide with the application for an advance voting ballot the voter's current and valid Kansas driver's license number, nondriver's identification card number or a photocopy of any other identification provided by K.S.A. 25-2908, and amendments thereto.

(d) A voter may vote a provisional ballot according to K.S.A. 25-409, and amendments thereto, if:

(1) The voter is unable or refuses to provide current and valid identification; or
(2) the name and address of the voter provided on the application for an advance voting ballot do not match the voter's name and address on the registration book. The voter shall provide a valid form of identification as defined in K.S.A. 25-2908, and amendments thereto, to the county election officer in person or provide a copy by mail or electronic means before the meeting of the county board of canvassers. At the meeting of the county board of canvassers the county election officer shall present copies of identification received from provisional voters and the corresponding provisional ballots. If the county board of canvassers determines that a voter's identification is valid and the provisional ballot was properly cast, the ballot shall be counted.

(e) No county election officer shall provide an advance voting ballot to a person who is requesting an advance voting ballot to be transmitted by mail unless:

(1) The county election official verifies that the signature of the person matches that on file in the county voter registration records, except that verification of the voter's signature shall not be required if a voter has a disability preventing the voter from signing. Signature verification may occur by electronic device or by human inspection. In the event that the signature of a person who is requesting an advance voting ballot does not match that on file, the county election officer shall attempt to contact the person and shall offer the person another opportunity to provide the person's signature for the purposes of verifying the person's identity. If the county election officer is unable to reach the person, the county election officer may transmit a provisional ballot, however, such provisional ballot may not be counted unless a signature is included therewith that can be verified; and

(2) the person provides such person's full Kansas driver's license number, Kansas nondriver's identification card number issued by the division of vehicles, or submits such person's application for an advance voting ballot and a copy of identification provided by K.S.A. 25-2908, and amendments thereto, to the county election officer for verification. If a person applies for an advance voting ballot to be transmitted by mail but fails to provide identification pursuant to this subsection or the identification of the person cannot be verified by the county election officer, the county election officer shall provide information to the person regarding the voter rights provisions of subsection (d) and shall provide the person an opportunity to provide identification pursuant to this subsection. For the purposes of this act, Kansas state offices and offices of any subdivision of the state will allow any person seeking to vote by an advance voting ballot the use of a photocopying device to make one photocopy of an identification document at no cost.

(f) (1) Applications for advance voting ballots to be transmitted to the voter by mail

shall be filed only at the following times:

(A) For the primary election occurring on the first Tuesday in August in both even-numbered and odd-numbered years, between April 1 of such year and the Tuesday of the week preceding such primary election;

(B) for the general election occurring on the Tuesday following the first Monday in November in both even-numbered and odd-numbered years, between 90 days prior to such election and the Tuesday of the week preceding such general election;

(C) for the presidential preference primary election held pursuant to K.S.A. 25-4501a, and amendments thereto, between January 1 of the year in which such election is held and 30 days prior to the day of such election;

(D) for question submitted elections occurring on the date of a primary or general election, the same as is provided for ballots for election of officers at such election;

(E) for question submitted elections not occurring on the date of a primary or general election, between the time of the first published notice thereof and the Tuesday of the week preceding such question submitted election, except that if the question submitted election is held on a day other than a Tuesday, the final date for mailing of advance voting ballots shall be one week before such election; and

(F) for any special election of officers, at such time as is specified by the secretary of state.

(2) The county election officer of any county may receive applications prior to the time specified in this subsection and hold such applications until the beginning of the prescribed application period. Such applications shall be treated as filed on that date.

(g) (1) Unless an earlier date is designated by the county election office, applications for advance voting ballots transmitted to the voter in person shall be filed on the Tuesday next preceding the election and on each subsequent business day until not later than ~~12 noon~~ 7:00 p.m. on the ~~day~~ Sunday preceding such election. If the county election officer so provides, applications for advance voting ballots transmitted to the voter in person also may be filed on the Saturday or Sunday preceding the election, except that such election officer shall provide at least four hours of in-person voting on the Saturday preceding an election. Upon receipt of any such properly executed application, the county election officer shall deliver to the voter such ballots and instructions as are provided for in this act.

(2) An application for an advance voting ballot filed by a voter who has a temporary illness or disability or who is not proficient in reading the English language or by a person rendering assistance to such voter may be filed during the regular advance ballot application periods until the close of the polls on election day.

(3) The county election officer may designate places other than the central county election office as satellite advance voting sites. At any satellite advance voting site, a registered voter may obtain an application for advance voting ballots. Ballots and instructions shall be delivered to the voter in the same manner and subject to the same limitations as otherwise provided by this subsection.

(h) Any person having a permanent disability or an illness that has been diagnosed as a permanent illness is hereby authorized to make an application for permanent advance voting status. Applications for permanent advance voting status shall be in the form and contain such information as is required for application for advance voting ballots and also shall contain information that establishes the voter's right to permanent advance voting status.

(i) Any person who does not have a permanent disability or illness is authorized to make an application for permanent advance voting status. Applications for permanent advance voting status under this subsection shall clearly state that if the person who makes such application does not vote in two consecutive elections, or if the clerk receives a notice that the mail of the person who makes such application is undeliverable, such person shall be removed from the permanent advance voter status.

(j) On receipt of any application filed under the provisions of this section, the county election officer shall prepare and maintain in such officer's office a list of the names of all persons who have filed such applications, together with their correct post office address and the precinct, ward, township or voting area in which the persons claim to be registered voters or to be authorized by law to vote as former precinct residents and the present resident address of each applicant. Names and addresses shall remain so listed until the day of such election. The county election officer shall maintain a separate listing of the names and addresses of persons qualifying for permanent advance voting status. All such lists shall be available for inspection upon request in compliance with this subsection by any registered voter during regular business hours. The county election officer upon receipt of the applications shall enter upon a record kept by such officer the name and address of each applicant, which record shall conform to the list above required. Before inspection of any advance voting ballot application list, the person desiring to make the inspection shall provide to the county election officer identification in the form of driver's license or other reliable identification and shall sign a log book or application form maintained by the officer stating the person's name and address and showing the date and time of inspection. All records made by the county election officer shall be subject to public inspection, except that the voter identification information required by subsections (b) and (c) and the identifying number on ballots and ballot envelopes and records of such numbers shall not be made public.

(k) If a person on the permanent advance voting list fails to vote in four consecutive general elections, the county election officer may mail a notice to such voter. The notice shall inform the voter that the voter's name will be removed from the permanent advance voting list unless the voter renews the application for permanent advance voting status within 30 days after the notice is mailed. If the voter fails to renew such application, the county election officer shall remove the voter's name from the permanent advance voting list. Failure to renew the application for permanent advance voting status shall not result in removal of the voter's name from the voter registration list.

(l) (1) Any person who solicits by mail a registered voter to file an application for an advance voting ballot and includes an application for an advance voting ballot in such mailing shall include on the exterior of such mailing, and on each page contained therein, except the application, a clear and conspicuous label in 14-point font or larger that includes:

(A) The name of the individual or organization that caused such solicitation to be mailed;

(B) if an organization, the name of the president, chief executive officer or executive director of such organization;

(C) the address of such individual or organization; and

(D) the following statement: "Disclosure: This is not a government mailing. It is

from a private individual or organization."

(2) The application for an advance voting ballot included in such mailing shall be the official application for advance ballot by mail provided by the secretary of state. No portion of such application shall be completed prior to mailing such application to the registered voter.

(3) An application for an advance voting ballot shall include an envelope addressed to the appropriate county election office for the mailing of such application. In no case shall the person who mails the application to the voter direct that the completed application be returned to such person.

(4) The provisions of this subsection shall not apply to:

(A) The secretary of state or any election official or county election office; or

(B) the official protection and advocacy for voting access agency for this state as designated pursuant to the federal help America vote act of 2002, public law 107-252, or any other entity required to provide information concerning elections and voting procedures by federal law.

(5) A violation of this subsection is a class C nonperson misdemeanor.

(m) (1) No person shall mail or cause to be mailed an application for an advance voting ballot, unless such person is a resident of this state or is otherwise domiciled in this state.

(2) Any individual may file a complaint in writing with the attorney general alleging a violation of this subsection. Such complaint shall include the name of the person alleged to have violated this subsection and any other information as required by the attorney general. Upon receipt of a complaint, the attorney general shall investigate and may file an action against any person found to have violated this subsection.

(3) Any person who violates the provisions of this subsection is subject to a civil penalty of \$20. Each instance in which a person mails an application for an advance voting ballot in violation of this section shall constitute a separate violation.

(n) A county election officer shall not mail a ballot to a voter unless such voter has submitted an application for an advance voting ballot, except that a ballot may be mailed to a voter if such voter has permanent advance voting ballot status pursuant to subsection (h) or if the election is conducted pursuant to the mail ballot election act, K.S.A. 25-431 et seq., and amendments thereto.

(o) The secretary of state may adopt rules and regulations in order to implement the provisions of this section and to define valid forms of identification.

Sec. 3. K.S.A. 25-1122d is hereby amended to read as follows: 25-1122d. (a) The application for an advance voting ballot to be transmitted by mail shall be accompanied by an affirmation in substance as follows:

Affirmation of an Elector of the County of _____ and State of Kansas Desiring to Vote an Advance Voting Ballot State of _____, County of _____, ss:

I, _____

_____(Please print name)

do solemnly affirm under penalty of perjury that I am a qualified elector of the _____ precinct of the _____ ward, residing at number _____ on _____ street, city of _____, or in the township of _____, county of _____, and state of Kansas. My date of birth is _____ (month/day/year).

I understand that a current and valid Kansas driver's license number or Kansas

nondriver's identification card number must be provided in order to receive a ballot. If I do not have a current and valid Kansas driver's license number or Kansas nondriver's identification card number, I must provide one of the following forms of identification with this application in order to receive a ballot:

A copy of any one of the following types of photographic identification: A driver's license issued by Kansas or by another state or district of the United States, a state identification card issued by Kansas or by another state or district of the United States, a concealed carry of handgun license issued by Kansas or a concealed carry of handgun or weapon license issued by another state or district of the United States, a United States passport, an employee badge or identification document issued by a municipal, county, state, or federal government office or agency, a military identification document issued by the United States, a student identification card issued by an accredited post secondary institution of education in the state of Kansas, or a public assistance identification card issued by a municipal, county, state, or federal government office or agency.

I am entitled to vote an advance voting ballot and I have not voted and will not otherwise vote at the election to be held on _____ (date). My political party is _____ (to be filled in only when requesting primary election ballots). I desire my ballots to be sent to the following address:

Signature of voter.

Note: False statement on this affirmation is a severity level 9, nonperson felony.

(b) The application for an advance voting ballot to be transmitted in person shall be accompanied by an affirmation in substance as follows:

Affirmation of an Elector of the County of _____ and State of Kansas Desiring to Vote an Advance Voting Ballot State of _____, County of _____, ss:

I, _____
_____ (Please print name)

do solemnly affirm under penalty of perjury that I am a qualified elector of the _____ precinct of the _____ ward, residing at number _____ on _____ street, city of _____, or in the township of _____, county of _____, and state of Kansas. My date of birth is _____ (month/day/year).

I am entitled to vote an advance voting ballot and I have not voted and will not otherwise vote at the election to be held on _____ (date). My political party is _____ (to be filled in only when requesting primary election ballots).

Signature of voter.

Note: False statement on this affirmation is a severity level 9, nonperson felony.

(c) (1) An application for permanent advance voting status shall be on a form prescribed by the secretary of state for this purpose. Such application shall contain an

affirmation concerning substantially the same information required in subsection (a) and in addition thereto a statement regarding the permanent character of such illness or disability.

(2) Any person may apply for permanent advance voting status who does not have a permanent disability or illness on a form prescribed by the secretary of state, which shall state the requirements for maintaining such permanent advance voting status as required in K.S.A. 25-1122, and amendments thereto.

(d) Any application by a former precinct resident shall state both the former and present residence, address, precinct and county of such former precinct resident and the date of change of residence.

(e) The secretary of state may adopt rules and regulations in order to implement the provisions of this section.;

On page 12, in line 12, by striking "3" and inserting "4";

On page 13, in line 22, after the first "K.S.A." by inserting "25-1122d and"; in line 25, by striking "3" and inserting "4";

And by renumbering sections accordingly;

On page 1, in the title, in line 6, after the semicolon by inserting "authorizing permanent advance voting status to any person;"; also in line 6, after "K.S.A." by inserting "25-1122d,"; in line 7, by striking "3" and inserting "4"

On roll call, the vote was: Yeas 37; Nays 83; Present but not voting: 1; Absent or not voting: 4.

Yeas: Alcala, Amyx, Ballard, Carlin, Carmichael, Carr, Curtis, Featherston, Haskins, Haswood, Helgerson, Hougland, Hoye, Martinez, McDonald, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Clayton, Schlingensiepen, Stogsdill, Vaughn, Weigel, Woodard, Xu.

Nays: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Collins, Concannon, Corbet, Croft, Delperdang, Dodson, M., Droge, Ellis, Eplee, Essex, Estes, Fairchild, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Hill, Hoffman, Hoheisel, Houser, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, McNorton, Minnix, Moser, Murphy, Neelly, Owens, Penn, Pickert, Poetter, Proctor, Resman, Rhiley, Roth, Sanders, Schmoie, Schreiber, Seiwert, Smith, A., Smith, C., Smith, E., Sutton, Tarwater, Thomas, Thompson, Titus, Turk, Turner, Underhill, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Present but not voting: Robinson.

Absent or not voting: Donohoe, Highberger, Rahjes, Winn.

The motion of Rep. V. Miller to amend did not prevail and **Sub HB 2512** be passed as amended.

Committee report to **HB 2516** be adopted; and the bill be passed as amended.

On motion of Rep. Concannon, **HB 2549** be amended on page 1, following line 7, by inserting:

"Section 1. K.S.A. 2023 Supp. 59-2133 is hereby amended to read as follows: 59-2133. (a) Upon filing the petition, the court shall fix the time and place for the hearing. The time fixed for the hearing ~~may be any time not more than~~ shall be within 60 days

from the date the petition is filed. The time fixed for the hearing may be extended by the court for good cause.

(b) ~~In independent and stepparent adoptions, Notice of the hearing on the petition shall be given to the parents or possible parents persons entitled to notice at least 10 calendar days before the hearing, unless waived by the party entitled to notice or unless parental rights have been previously terminated, and to any person who has physical custody of the child, unless waived by the person entitled to notice. Notice also shall be given in an independent adoption to a legal guardian of the child, unless waived by the party entitled to notice. Persons who receive notice pursuant to this section shall not be made a party or granted standing based solely on the provision of such notice.~~

(c) ~~In an agency adoption~~Except as provided in subsection (d), notice of the hearing on the petition shall be given:

(1) In an independent or stepparent adoption, to:

(A) to the consenting agency, The parents, presumed parents or possible parents;

(B) , any relinquishing party and any person who has physical custody of the child at least 10 calendar days before the hearing, unless waived by the person entitled to notice; and

(C) any legal guardian of the child;

(2) in a private agency adoption, to:

(A) The consenting agency;

(B) the parents, presumed parents or possible parents;

(C) any relinquishing person;

(D) any person who has physical custody of the child; and

(E) any legal guardian of the child; and

(3) in a public agency adoption, to the consenting agency.

(d) Notice of the hearing on the petition is not required to be given to:

(1) A person whose parental rights have been terminated by an order of a court of competent jurisdiction; or

(2) a person or agency that has waived in writing the right to receive notice.

(e) Notice of the hearing shall be by personal service, certified mail return receipt requested or in any other manner the court may direct. Notice given pursuant to this section shall not include a copy of the petition."

On page 4, in line 4, after "Supp." by inserting "59-2133 and"; also in line 4, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "to" by inserting "the Kansas adoption and relinquishment act, adoption,"; in line 2, after "requiring" by inserting "notice of a hearing on a petition for adoption,"; in line 4, after "Supp." by inserting "59-2133 and"; in line 5, by striking "section" and inserting "sections"

and the bill be passed as amended.

Committee report to **HB 2523** be adopted.

Also, on motion of Rep. Blew to amend **HB 2523**, the motion did not prevail, and the bill be passed as amended.

Committee report to **HB 2353** be adopted; and the bill be passed as amended.

Committee report to **HB 2487** be adopted; and the bill be passed as amended.

On motion of Rep. Howerton, **HB 2615** be amended on page 2, in line 3, by striking ", upon request by such new member of the legislature,";

On page 3, in line 36, by striking all after "Annotated"; by striking all in line 37; in line 38, by striking "supplements";

Also on page 3, in line 38, after the first comma by inserting:

"by delivering a set to each returning member of the legislature at each regular session, upon request by such member of the legislature. The secretary of state shall send an email to each returning member of the legislature to such member's official legislative email account asking the member whether such member requests a set of supplements. If the secretary of state does not receive a response to any such email, the secretary of state shall attempt to contact such member at least two more times via such member's official legislative email account to determine whether the member requests a set of supplements.

Third," and the bill be passed as amended.

Committee report recommending a substitute bill to **HB 2570** be adopted.

Also, on motion of Rep. Carr to amend **Sub HB 2570**, the motion did not prevail; and the substitute bill be passed.

REPORTS OF STANDING COMMITTEES

Committee on **Agriculture and Natural Resources** recommends **HB 2542** be amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2542," as follows:

"Substitute for HOUSE BILL NO. 2542

By Committee on Agriculture and Natural Resources

"AN ACT concerning agriculture; relating to the Kansas pet animal act; requiring the Kansas department of agriculture to maintain records of inspections for not less than five years and removing the requirement that the commissioner only apply federal rules and regulations to United States department of agriculture licensed animal distributors and animal breeders; amending K.S.A. 47-1701, 47-1709 and 47-1712 and repealing the existing sections.";

And the substitute bill be passed.

(**Sub Bill for HB 2542** was thereupon introduced and read by title.)

Committee on **Agriculture and Natural Resources Budget** recommends **HB 2672** be amended on page 3, in line 18, after the second "each" by inserting "contiguous"; in line 19, after "80" by inserting "deeded"; also in line 19, by striking "10" and inserting "two"; in line 21, by striking "a copy of each property deed necessary" and inserting "evidence of ownership, if requested,"; in line 26, by striking all after "may"; by striking all in lines 27 through 30; in line 31, by striking all before the period and inserting "hunt on any land owned by the landowner"; in line 33, by striking "deeded"; in line 35, by striking "deeded"; in line 38, by striking "deeded"; in line 42, by striking ", except that such permit may not be sold"; also in line 42, after the period by inserting "A landowner appreciation permit may be sold to a Kansas resident or nonresident.";

On page 7, in line 24, by striking "\$0" and inserting "maximum \$25";

On page 1, in the title, in line 3, after "every" by inserting "contiguous"; also in line 3, after "80" by inserting "deeded"; in line 4, by striking "10" and inserting "two"; in line 5, by striking "for no-fee applications therefor" and inserting "a fee of not to exceed \$25 for such permits"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2745** be amended on page 1, in line 10, after "is" by inserting ":

(A)";

Also on page 1, also in line 10, by striking the comma and inserting "or"; in line 11, after "servicemember" by inserting "who resides or plans to reside in this state due to the assigned military station of the individual or the individual's spouse;"; also in line 11, after the first "or" by inserting:

"(B)";

On page 7, in line 42, after "body" by inserting "to obtain an occupational credential in Kansas and renew such credential"; also in line 42, after "including" by inserting "initial or renewal"; in line 43, after "certification" by inserting ", endorsement, reciprocity"; also in line 43, after "fees" by inserting "and any criminal background report fees, whether assessed by the licensing body or another agency"; and the bill be passed as amended.

Committee on **Corrections and Juvenile Justice** recommends **HB 2741** be amended on page 3, in line 12, by striking "submit" and inserting "be subject"; in line 13, by striking the first "or" and inserting "and"; also in line 13, by striking "the defendant's supervision officer" and inserting "a court services officer, community correctional services officer"; also in line 13, after "any" by inserting "other"; in line 15, by striking "supervision" and inserting "probation";

On page 4, in line 35, by striking "conducting" and inserting "who conducts"; in line 37, by striking "no" and inserting "not"; in line 38, by striking "the next business day" and inserting "business the next day"; also in line 38, after "search" by inserting "is conducted";

On page 16, in line 38, by striking "inmate's"; also in line 38, by striking the first comma and inserting "and the person's"; in line 39, by striking the first "or" and inserting "and"; also in line 39, by striking "the inmate's supervision" and inserting "a parole"; also in line 39, by striking all after the second "or"; by striking all in line 40; in line 41, by striking all before the semicolon and inserting "a department of corrections enforcement, apprehension and investigation officer, at any time of the day or night, with or without a search warrant and with or without cause, except that nothing in this paragraph shall be construed to authorize such officers to conduct arbitrary or capricious searches or searches for the sole purpose of harassment";

Also on page 16, in line 42, after "(11)" by inserting "submit to searches of the person and the person's effects, vehicle, residence and property by any law enforcement officer based on reasonable suspicion of the person violating conditions of parole or postrelease supervision or reasonable suspicion of criminal activity;

(12)";

Also on page 16, also in line 42, by striking "court" and inserting "board";

On page 17, in line 31, by striking all after "(n)"; by striking all in lines 32; in line 33 by striking all before the period and inserting "Any law enforcement officer who conducts a search pursuant to subsection (m)(11) shall submit a written report to the inmate's parole officer not later than the close of business the next day after such search is conducted. The written report shall include the facts leading to such search, the scope of such search and any findings resulting from such search";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Education** recommends **HB 2703** be passed.

Committee on **Education** recommends **HB 2539** be amended on page 2, following line 5, by inserting:

"Sec. 2. K.S.A. 2023 Supp. 74-32,274 is hereby amended to read as follows: 74-32,274. (a) Subject to appropriations, the amount of a Kansas promise scholarship for a student for each academic year shall be determined as follows:

(1) For a student enrolled in a promise eligible program offered by an eligible public postsecondary educational institution described in K.S.A. 2023 Supp. 74-32,271(b)(1)(A) or (B), and amendments thereto, the scholarship amount shall be the aggregate amount of tuition, required fees and the cost of books and required materials for the promise eligible program at the eligible postsecondary educational institution for the academic year in which the student is enrolled and receiving the scholarship for a Kansas resident minus the aggregate amount of all other aid awarded to such student for such academic year.

(2) For a student enrolled in a promise eligible program offered by an eligible private postsecondary educational institution described in K.S.A. 2023 Supp. 74-32,271(b)(1)(C), and amendments thereto, the scholarship amount shall be the aggregate amount of tuition, required fees and the cost of books and materials for such program for the academic year in which the student is enrolled and receiving the scholarship for a Kansas resident minus the aggregate amount of all other aid awarded to such student for such academic year, except that a scholarship awarded pursuant to this paragraph shall not exceed the average cost of tuition, required fees and the cost of books and required materials for such promise eligible program when offered by an eligible public postsecondary educational institution described in K.S.A. 2023 Supp. 74-32,271(b)(1)(A) or (B), and amendments thereto.

(b) Kansas promise scholarships shall only be awarded to an eligible student whose family household income equals \$100,000 or less for a family of one or two, \$150,000 or less for a family of three and, for household sizes above three, a household income that is equal to or less than the family of three amount plus \$4,800 for each additional family member.

(c) (1) Kansas promise scholarship awards shall be used only to pay for up to a total of 68 promise scholarship funded credit hours or a total of \$20,000 in Kansas promise scholarship awards, whichever occurs first, over the lifetime of the student who received the Kansas promise scholarship award regardless of the eligible postsecondary educational institution such student attended.

(2) Kansas promise scholarship awards shall not be used to fund:

(A) Prerequisite classes required for a promise eligible program unless such classes are a designated course within the eligible program; or

(B) any remedial course, as defined in K.S.A. 76-7,151, and amendments thereto, unless such course is offered in a corequisite format.

(d) For each fiscal year, the appropriation made for the Kansas promise scholarship program shall not exceed \$10,000,000.

(e) The state board of regents shall disburse funds based on reimbursement requests from eligible postsecondary educational institutions. Reimbursement requests shall be based on the actual amount of Kansas promise scholarship amounts awarded by an eligible postsecondary educational institution for the appropriate academic period. Any

eligible postsecondary educational institution seeking reimbursement shall submit a reimbursement request to the state board of regents on or before September 1, December 1, March 1 and June 1 of each year. The state board of regents shall disburse the appropriate amount of funds to eligible postsecondary educational institutions on September 15, December 15, March 15 and June 15 each year.

(f) As used in this section, "aid" includes any grant, scholarship or financial assistance awards that do not require repayment. "Aid" does not include any military financial educational benefits or any family postsecondary savings account or other qualified tuition program established pursuant to section 529 of the internal revenue code of 1986, as amended.";

Also on page 2, in line 11, before "(A)" by inserting "be a Kansas resident;

(3)";

Also on page 2, also in line 11, by striking "Kansas"; in line 16, by striking "Kansas"; in line 19, after the semicolon by inserting "or"; by striking all in lines 24 through 27; in line 28, by striking "(E)";

On page 5, in line 41, after "74-32,271," by inserting "74-32,274,";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, by striking "removing" and inserting "modifying"; in line 3, by striking "; modifying" and inserting "and"; in line 4, after "74-32,271," by inserting "74-32,274,"; and the bill be passed as amended.

Committee on **Education** recommends **HB 2645** be amended on page 2, in line 7, after "(b)" by inserting "'Mental health or treatment facility" means:

(1) Any private treatment facility as such term is defined in K.S.A. 59-29b46, and amendments thereto;

(2) any public treatment facility as such term is defined in K.S.A. 59-29b46, and amendments thereto;

(3) any community mental health center organized pursuant to the provisions of K.S.A. 19-4001 through 19-4015, and amendments thereto, and licensed pursuant to K.S.A. 39-2001 et seq., and amendments thereto;

(4) any mental health clinic organized pursuant to the provisions of K.S.A. 65-211 through 65-215, and amendments thereto, and licensed pursuant to K.S.A. 39-2001 et seq., and amendments thereto;

(5) any psychiatric hospital, psychiatric residential treatment facility or residential care facility as such terms are defined in K.S.A. 39-2002, and amendments thereto;

(6) any hospital as defined in K.S.A. 65-425, and amendments thereto, provided:

(A) The hospital has a psychiatric unit; and

(B) the scholarship recipient is required to fulfill the nursing service scholarship's employment obligations as an employee in the psychiatric unit of the hospital; or

(7) Osawatomie state hospital, Rainbow mental health facility, Larned state hospital, Parsons state hospital and training center or the Kansas neurological institute.

(c)";

Also on page 2, following line 24, by inserting:

"(d) "Sponsor" means any of the following that is located in a rural opportunity zone as defined in K.S.A. 74-50,222, and amendments thereto:

(1) An adult care home licensed under the adult care home licensure act, K.S.A. 39-923 et seq., and amendments thereto;

(2) a medical care facility licensed under K.S.A. 65-425 et seq., and amendments

thereto;

(3) a home health agency licensed under K.S.A. 65-5101 et seq., and amendments thereto;

(4) a local health department as defined in K.S.A. 65-241, and amendments thereto;

(5) a mental health or treatment facility; or

(6) a state agency that employs licensed practical nurses or licensed professional nurses.";

On page 3, in line 31, after "(c)" by inserting "(1) Except as provided in paragraph (2),";

Also on page 3, following line 43, by inserting:

"(2) If the nursing student has a sponsor, then the amount of the scholarship for such nursing student shall not exceed the amount established under paragraph (1) multiplied by 125%.";

On page 4, in line 7, by striking "and"; in line 11, after the stricken material by inserting "the name and address of the sponsor of the applicant and a verified copy of the agreement entered into by the applicant and the sponsor; and"; in line 12, before "any" by inserting "(4)"; in line 38, after "provided" by inserting ". If the scholarship recipient has a sponsorship agreement, then the scholarship recipient shall engage in the practice of nursing in the employment of such sponsor in accordance with such sponsorship agreement for the period of time required under this paragraph, except as provided in K.S.A. 74-3296, and amendments thereto";

On page 5, in line 5, after "thereto" by inserting "and with the sponsor, if any"; in line 9, after "agreement" by inserting "with the state board of regents";

On page 6, in line 24, before "An" by inserting "Except as otherwise specified in an agreement with the sponsor,";

On page 7, in line 28, after the stricken material by inserting "Except for paragraphs (1)(A), (1)(F), (1)(H) and (1)(I), an obligation under any agreement entered into as provided in the nursing service scholarship program shall not be postponed unless the postponement is approved by the scholarship recipient's sponsor, if any, or is otherwise provided for in an agreement with a sponsor.";

On page 8, following line 4, by inserting:

"(c) (1) An obligation under any sponsorship agreement shall be satisfied if:

(A) Because of bankruptcy, loss of licensure or certification or other failure in the operations of the sponsor, such sponsor cannot or will not employ the person obligated; or

(B) the sponsor releases the person obligated from employment with such sponsor.

(2) Notwithstanding the provisions of paragraph (1), the person obligated shall still be required to complete the terms, conditions and obligations of the agreement with the state board of regents by engaging in the practice of nursing in Kansas."; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2535** be amended on page 3, following line 7, by inserting:

"(3) No candidate or candidate committee shall hold any campaign asset in cryptocurrency."; and the bill be passed as amended.

Committee on **Federal and State Affairs** recommends **HB 2783** be passed.

Committee on **Financial Institutions and Pensions** recommends **HB 2711** be amended on page 4, in line 34, by striking "\$50,000" and inserting "\$40,000"; in line 35, by striking "\$50,000" and inserting "\$40,000";

On page 5, in line 34, by striking "\$50,000" and inserting "\$40,000"; in line 36, by striking "\$50,000" and inserting "\$40,000";

On page 6, in line 2, by striking "or"; in line 4, after "program" by inserting "; or

(x) employed as a licensed professional nurse, licensed practical nurse or in a direct support position of an affiliated employer organized under K.S.A. 19-4001, and amendments thereto, and defined under K.S.A. 39-1803, and amendments thereto";

On page 9, in line 12, by striking "\$50,000" and inserting "\$40,000"; in line 14, by striking "\$50,000" and inserting "\$40,000";

On page 11, in line 28, by striking "\$50,000" and inserting "\$40,000"; in line 30, by striking "\$50,000" and inserting "\$40,000";

On page 15, following line 30, by inserting:

"Sec. 3. K.S.A. 74-4957 is hereby amended to read as follows: 74-4957. (1) The normal retirement date for a member of the system who is appointed or employed prior to July 1, 1989, and who does not make an election pursuant to K.S.A. 74-4955a, and amendments thereto, shall be the first day of the month coinciding with or following termination of employment not followed by employment with any participating employer within 30 days, and the attainment of age 55 and the completion of 20 years of credited service or the completion of 32 years of credited service regardless of the age of the member. Any member may retire on such member's normal retirement date or on the first day of any month thereafter.

(2) *Early retirement.* Any member who is appointed or employed prior to July 1, 1989, and who does not make an election pursuant to K.S.A. 74-4955a, and amendments thereto, may retire before such member's normal retirement date on the first day of any month coinciding with or following termination of employment not followed by employment with any participating employer within 30 days and the attainment of age 50 and the completion of 20 years of credited service.

(3) Notwithstanding the provisions of subsections (1) and (2) ~~of this section~~ and K.S.A. 74-4955a, 74-4957a, 74-4958a, 74-4960a, 74-4963a and 74-4964a, and amendments thereto, the normal retirement date for any member who was, up to the entry date of such member's employer, covered by a pension system under the provisions of K.S.A. 13-14a01 ~~to through~~ 13-14a14, ~~inclusive~~, or 14-10a01 ~~to through~~ 14-10a15, ~~inclusive~~, and amendments thereto, shall be the first day of the month coinciding with or following the attainment of age 50 and the completion of 25 years of credited service.

(4) In no event shall a member be eligible to retire until such member has been a contributing member of the system for 12 months of participating service, and shall have given such member's employer prior notice of retirement.

(5) If a retirant who retired on or after July 1, 1994, is employed, elected or appointed in or to any position or office for which compensation for service is paid in an amount equal to ~~\$25,000~~ \$40,000 or more in any one such calendar year, by the same state agency or the same police or fire department of any county, city, township or special district or the same sheriff's office of a county during the final two years of such retirant's participation, such retirant shall not receive any retirement benefit for any month for which such retirant serves in such position or office. The participating

employer shall report to the system within 30 days of when the compensation paid to the retirant is equal to or exceeds any limitation provided by this section. Any retirant employed by a participating employer in the Kansas police and firemen's retirement system shall not make contributions nor receive additional credit under such system for such service except as provided by this section. Upon request of the executive director of the system, the secretary of revenue shall provide such information as may be needed by the executive director to carry out the provisions of this act.

Sec. 4. K.S.A. 74-4957a is hereby amended to read as follows: 74-4957a. (1) The normal retirement date for a member of the system who is appointed or employed on or after July 1, 1989, or who makes an election pursuant to K.S.A. 74-4955a, and amendments thereto, to be covered by the provisions of this act shall be the first day of the month coinciding with or following termination of employment not followed by employment with any participating employer within 30 days and the attainment of age 55 and the completion of 20 years of credited service, age 50 and the completion of 25 years of credited service or age 60 with the completion of 15 years of credited service. Any such member may retire on such member's normal retirement date or on the first day of any month thereafter.

(2) Any member may retire before such member's normal retirement date on the first day of any month coinciding with or following termination of employment not followed by employment with any participating employer within 30 days and the attainment of age 50 and the completion of 20 years of credited service.

(3) In no event shall a member be eligible to retire until such member has been a contributing member of the system for 12 months of participating service, and shall have given such member's employer prior notice of retirement.

(4) If a retirant who retired on or after July 1, 1996, is employed, elected or appointed in or to any position or office for which compensation for service is paid in an amount equal to ~~\$25,000~~ \$40,000 or more in any one such calendar year, by the same state agency or the same police or fire department of any county, city, township or special district or the same sheriff's office of a county during the final two years of such retirant's participation, such retirant shall not receive any retirement benefit for any month for which such retirant serves in such position or office. The participating employer shall report to the system within 30 days of when the compensation paid to the retirant is equal to or exceeds any limitation provided by this section. Any retirant employed by a participating employer in the Kansas police and firemen's retirement system shall not make contributions nor receive additional credit under such system for such service except as provided by this section. Upon request of the executive director of the system, the secretary of revenue shall provide such information as may be needed by the executive director to carry out the provisions of this act.

(5) The provisions of this section shall be effective on and after July 1, 1989, and shall apply only to members who were appointed or employed prior to July 1, 1989, and who made an election pursuant to K.S.A. 74-4955a, and amendments thereto; and persons appointed or employed on or after July 1, 1989.";

Also on page 15, in line 31, after "74-4937" by inserting ", 74-4957 and 74-4957a";
And by renumbering sections accordingly;

professional nurse, licensed practical nurse or direct support position; increasing the earnings limit for members of the Kansas police and firemen's retirement system;"; also in line 4, after "74-4937" by inserting ", 74-4957 and 74-4957a"; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2749** be amended on page 1, in line 19, by striking "in which" and inserting "where"; in line 32, by striking "pregnant woman" and inserting "patient";

On page 2, in line 2, by striking "pregnant woman" and inserting "patient"; in line 3, by striking "woman's" and inserting "patient's"; in line 4, by striking "woman's" and inserting "patient's"; in line 5, by striking all after "abortion"; in line 6, by striking all before the colon; in line 7, by striking "woman's" and inserting "patient's"; also in line 7, after education, by inserting ", employment or career"; in line 8, by striking all after "(2)"; by striking all in line 9; in line 10, by striking "(3)"; also in line 10, by striking "woman" and inserting "patient"; also in line 10, by striking "afford" and inserting "provide for"; by striking all in lines 11 and 12; in line 13, by striking "woman" and inserting "patient"; in line 14, by striking "woman's" and inserting "patient's"; also in line 14, by striking "woman" and inserting "patient"; in line 15, by striking "woman's" and inserting "patient's"; in line 16, by striking "woman's" and inserting "patient's"; also in line 16, by striking "woman" and inserting "patient"; by striking all in lines 18 and 19; in line 20, by striking "woman" and inserting "patient"; by striking all in lines 22 through 25; in line 28, by striking "woman's" and inserting "patient's"; in line 29, by striking "woman's" and inserting "patient's"; in line 32, by striking "woman" and inserting "patient"; in line 36, by striking all after the first "important"; in line 37, by striking all before the semicolon; in line 38, by striking "pregnant woman" and inserting "patient";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Health and Human Services** recommends **HB 2784** be amended on page 1, in line 16, by striking ", continuing care retirement community";

On page 3, in line 13, by striking "and" and inserting "or"; in line 16, by striking "within" and inserting "as part of"; in line 26, before "multiple" by inserting "includes";

On page 10, in line 12, after "care" by inserting a quote; in line 13, by striking "within" and inserting "as part of";

On page 13, in line 9, after the period by inserting "If certification is not issued or renewed, the provider may appeal such decision in accordance with the Kansas administrative procedure act. Judicial review under this act shall be in accordance with the Kansas judicial review act."; by striking all in lines 13 through 43;

By striking all on pages 14 through 19;

On page 20, by striking all in lines 1 through 4; in line 6, by striking "and 75-7435";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, by striking all after the semicolon; in line 5, by striking all before "amending"; in line 7, by striking "and 75-7435"; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2754** be passed.

Committee on **Judiciary** recommends **HB 2755** be amended on page 1, in line 32, after "thereto" by inserting ", with the approval of the municipal judge";

On page 5, in line 20, by striking "may" and inserting "shall"; in line 21, after "any" by inserting "unpaid minimum"; also in line 21, by striking all after "amount"; in line 22, by striking all before the period;

On page 6, in line 2, by striking all after "(ii)"; in line 3, by striking "(iii)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

Committee on **Local Government** recommends **HB 2733, HB 2734** be passed.

Committee on **Transportation** recommends **HB 2680** be amended on page 1, in line 12, after "(a)" by inserting "(1)"; in line 13, by striking "eight" and inserting "six"; in line 15, after the period by inserting "This subsection shall apply to any:

- (A) Highway;
- (B) public property;
- (C) private property open to the public; or
- (D) parking lot or parking facility not otherwise excluded pursuant to paragraph (2).

(2) This subsection shall not apply to a private driveway or any private parking lot or private parking facility of any property used for residential purposes.";

On page 2, in line 10, after "(e)" by inserting "A law enforcement officer shall issue a warning citation to anyone violating the provisions of subsection (a). The provisions of this subsection shall expire and have no effect on and after July 1, 2025.

(f)";

On page 11, following line 40, by inserting:

"(i) For a second violation of section 1(a), and amendments thereto, within five years after a prior conviction of section 1(a), and amendments thereto, such person, upon conviction, shall be fined \$200 for such second violation. For a third and each succeeding violation of section 1(a), and amendments thereto, within five years after two prior convictions of section 1(a), and amendments thereto, such person, upon conviction, shall be fined \$500 for such third violation and each succeeding violation.";

On page 1, in the title, in line 2, by striking "eight" and inserting "six"; and the bill be passed as amended.

Committee on **Welfare Reform** recommends **HB 2673** be amended on page 10, in line 13, after "C.F.R." by inserting "§"; and the bill be passed as amended.

On motion of Rep. Croft, the House recessed until 2:05 p.m.

AFTERNOON SESSION

The House met pursuant to recess with Speaker pro tem Carpenter in the chair.

MESSAGES FROM THE SENATE

Announcing passage of **SB 399, SB 424**.

Announcing passage of **HB 2392**, as amended.

Announcing passage of **SB 381, SB 420, SB 430, SB 431**.

INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bills were thereupon introduced and read by title:

SB 381, SB 399, SB 420, SB 424, SB 430, SB 431.

On motion of Rep. Croft, the House resolved into the Committee of the Whole, with Rep. Mason in the chair.

COMMITTEE OF THE WHOLE

On motion of Rep. Mason, Committee of the Whole report, as follows, was adopted:

Recommended that **HB 2579**, **HB 2591**, **HB 2547**, **HB 2633**, **HB 2557**, **HB 2675**, **HB 2587** be passed.

Committee report to **HB 2751** be adopted; and the bill be passed as amended.

Committee report to **HB 2484** be adopted; and the bill be passed as amended.

Roll call was demanded on motion of Rep. S. Miller to amend **HB 2596**, ton page 12, in line 32, by striking all after "(17)"; in line 33, by striking "(18)";

On page 16, in line 27, by striking all after "(1)"; by striking all in lines 28 through 43;

On page 17, by striking all in lines 1 through 9; in line 10, by striking "(2)";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly

On roll call, the vote was: Yeas 41; Nays 80; Present but not voting: 0; Absent or not voting: 4.

Yeas: Alcalá, Amyx, Ballard, Carlin, Carmichael, Carr, Curtis, Fairchild, Featherston, Haskins, Haswood, Houglan, Houser, Hoye, Martinez, McDonald, Melton, Meyer, Miller, D., Miller, S., Miller, V., Neighbor, Ohaebosim, Oropeza, Osman, Ousley, Poskin, Probst, Ruiz, L., Ruiz, S., Sawyer, Clayton, Schlingensiepen, Stogsdill, Sutton, Underhill, Vaughn, Weigel, Winn, Woodard, Xu.

Nays: Anderson, Awerkamp, Barth, Bergkamp, Bergquist, Blew, Blex, Bloom, Borjon, Bryce, Buehler, Butler, B. Carpenter, W. Carpenter, Clifford, Concannon, Corbet, Croft, Delperdang, Dodson, M., Droge, Ellis, Eplee, Essex, Estes, Francis, Garber, Gardner, Goddard, Goetz, Hawkins, Helgersen, Hill, Hoffman, Hoheisel, Howe, Howell, Howerton, Humphries, Jacobs, T. Johnson, Kessler, Landwehr, Lewis, Mason, Maughan, McNorton, Minnix, Moser, Murphy, Neelly, Owens, Penn, Pickert, Poetter, Proctor, Rahjes, Resman, Rhiley, Robinson, Roth, Sanders, Schmoe, Schreiber, Seiwert, Smith, A., Smith, E., Tarwater, Thomas, Thompson, Titus, Turk, Turner, Waggoner, Wasinger, Waymaster, White, Williams, K., Williams, L., Younger.

Present but not voting: None.

Absent or not voting: Collins, Donohoe, Highberger, Smith, C..

The motion of Rep. S. Miller to amend did not prevail and **HB 2596** be passed.

On motion of Rep. Bryce, **HB 2637** be amended on page 1, in line 20, by striking the comma and inserting ":

(A)";

Also on page 1, in line 23, after "entity" by inserting " and

(B) is located at least 35 miles from an existing hospital as defined in K.S.A. 65-425, and amendments thereto"; and the bill be passed as amended.

Committee report to **HB 2536** be adopted; and the bill be passed as amended.

HB 2504 be passed over and retain a place on the calendar.

Committee report to **HB 2616** be adopted; and the bill be passed as amended.

On motion of Rep. Woodard to amend **HB 2618**, the motion did not prevail and **HB 2618** be passed.

Committee report to **HB 2483** be adopted; and the bill be passed as amended.
HB 2590 be passed over and retain a place on the calendar.

Committee report to **HB 2690** be adopted; and the bill be passed as amended.

Committee report to **HB 2567** be adopted; and the bill be passed as amended.

Committee report to **HB 2634** be adopted; and the bill be passed as amended.

Committee report to **HB 2678** be adopted; and the bill be passed as amended.

Committee report to **HB 2660** be adopted; and the bill be passed as amended.

Committee report to **HB 2654** be adopted; and the bill be passed as amended.

Committee report to **HB 2629** be adopted; and the bill be passed as amended.

On motion of Rep. Helgerson, **HB 2613** be amended on page 1, by striking all in lines 10 through 36;

On page 2, by striking all in lines 1 through 10; by striking all in lines 37 through 43;

On page 3, by striking all in lines 1 and 2; in line 3, by striking "38-2101 and"; also in line 3, by striking "are" and inserting "is";

And by renumbering sections accordingly;

On page 1, in the title, in line 5, by striking all after the first "fund"; in line 6, by striking all before the semicolon; also in line 6, by striking "38-2101 and"; in line 7, by striking "sections" and inserting "section"; and the bill be passed as amended.

REPORTS OF STANDING COMMITTEES

Committee on **Commerce, Labor and Economic Development** recommends **HB 2648** be amended on page 2, in line 8, by striking "or"; in line 9, after "thereto" by inserting ", or rules and regulations adopted pursuant to K.S.A. 2-3710, and amendments thereto"; in line 26, after "that" by inserting "such policies shall not include the establishment of rules governing future private conduct that have the force of law and";

On page 7, by striking all in lines 33 through 43;

On page 1, in the title, in line 2, after the semicolon by inserting "providing that agency adjudications shall not be used to establish policies that are rules governing future private conduct that have the force of law;"; in line 7, after the semicolon by inserting "removing a requirement that legislative post audit conduct an audit in 2026 pertaining to economic impact statements;"; and the bill be passed as amended.

Committee on **Commerce, Labor and Economic Development** recommends **HB 2790** be amended on page 1, in line 16, before "K.S.A." by inserting "On March 1, 2025,";

On page 4, in line 4, before "K.S.A." by inserting "On March 1, 2025,";

On page 7, in line 23, before "K.S.A." by inserting "On March 1, 2025,";

On page 8, in line 9, before "K.S.A." by inserting "On March 1, 2025,"; in line 37, before "K.S.A." by inserting "On March 1, 2025,";

On page 9, in line 36, before "K.S.A." by inserting "On March 1, 2025,"; in line 41, by striking "44-1702, 44-1704, 44-1705, 44-1706,"; also in line 41, by striking all after "44-1708"; in line 42, by striking all before "hereby" and inserting "is"; following line 42, by inserting:

"Sec. 9. On March 1, 2025, K.S.A. 44-1702, 44-1704, 44-1705, 44-1706, 44-1709 and 44-1710 are hereby repealed.";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, by striking "labor" and inserting "state, effective March 1, 2025"; and the bill be passed as amended.

Committee on **Elections** recommends **HB 2519** be amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2519," as follows:

"Substitute for HOUSE BILL NO. 2519

By Committee on Elections

"AN ACT concerning campaign finance; amending the crimes of corrupt political advertising to expand the crime in the campaign finance act to include constitutional amendment propositions and to delete propositions to amend the constitution from the corrupt political advertising crime that appears in article 24 of chapter 25 of the Kansas statutes annotated; amending K.S.A. 25-2407 and 25-4156 and repealing the existing sections.";

And the substitute bill be passed.

(**Sub Bill for HB 2519** was thereupon introduced and read by title.)

Committee on **Federal and State Affairs** recommends **HB 2667** be amended on page 2, in line 41, by striking "\$12,000,000" and inserting "\$8,000,000"; also in line 41, by striking "2025" and inserting "2027"; following line 42, by inserting:

"(3) During fiscal years 2025 and 2026, on or before the 15th day of each month, the director of accounts and reports shall transfer \$750,000 from the lottery operating fund to the community crisis stabilization centers fund of the Kansas department for aging and disability services and \$250,000 from the lottery operating fund to the clubhouse model program fund of the Kansas department for aging and disability services."; and the bill be passed as amended.

Committee on **Judiciary** recommends **HB 2676** be amended by substituting with a new bill to be designated as "Substitute for HOUSE BILL NO. 2676," as follows:

"Substitute for HOUSE BILL NO. 2676

By Committee on Judiciary

"AN ACT concerning crimes, punishment and criminal procedure; relating to crimes against persons; creating the crime of encouraging suicide and providing criminal penalties therefor.";

And the substitute bill be passed.

(**Sub Bill for HB 2676** was thereupon introduced and read by title.)

Committee on **K-12 Education Budget** recommends **HB 2521** be amended on page 1, in line 8, after "license" by inserting "subject to the requirements of this section"; also in line 8, by striking all after the period; by striking all in lines 9 through 14; in line 18, after "higher" by inserting "from a college or university that has an accreditation recognized by the state board of education"; in line 30, by striking "with a reading endorsement" and inserting "unified"; in line 32, by striking "United States and world"; also in line 32, after "history" by inserting ", government and social studies";

On page 2, in line 2, by striking "and"; in line 3, after "(10)" by inserting "secondary education unified; and

(11) high-incidence and low-incidence";

Also on page 2, in line 4, by striking "Except as provided in paragraph (2)," and inserting "Prior to the granting of an initial teaching license to any applicant pursuant to this section, the state board of education may establish and grant to any such individual

a restricted or probationary teaching license while such individual completes any mentorship program required pursuant to paragraph (3).

(2)";

Also on page 2, in line 5, after "successfully" by inserting "completes a mentorship program under a restricted or probationary teaching license and any individual who"; in line 10, by striking "The state board may require"; also in line 10, after "obtains" by inserting "or seeks to obtain"; in line 11, by striking the second "to" and inserting "shall"; in line 12, by striking "year" and inserting "two years";

And by redesignating subsections, paragraphs, subparagraphs and clauses accordingly; and the bill be passed as amended.

REPORT OF STANDING COMMITTEE

Your Committee on **Calendar and Printing** recommends on requests for resolutions and certificates that

Request No. 14, Representative Ron Bryce, congratulating, Independence, KS High School Girls Tennis Team, 2023 4A Girls Tennis State Champions;

Request No. 15, Representative Ron Bryce, congratulating, Independence, KS High School Boys Tennis Team, 2023 4A Boys Tennis State Champions;

Request No. 16, Representative Pat Proctor, commending, Alliance Against Family Violence, Forty years of serving Leavenworth County;

Requested No. 17, Representative Christina Haswood, congratulating, Pannoquah Wahwassuck, for Miss Potawatomi 2023-2024 for all the Potawatomi Confederacy in the U.S.;

Request No. 18, Representative Christina Haswood, congratulating Alex Red Corn (Ed. D) for receiving the Human Rights Educators USA O'Brien Award and the National Education Association, Wilma Mankiller Memorial Award;

Request No. 19, Representative Christina Haswood, congratulating Madison Waubunsee for holding the title Miss Junior Teen, 2022 National All-American;

Request No. 20, Representative Chuck Smith, commending Ed Hemberger for his Stewardship to Olathe;

Request No. 21, Representative Chuck Smith, commending Jeff Wilbert for his Stewardship to city of Pittsburg;

Request No.22, Representative Tobias Schlingensiepen, honoring J. Alan Ward "Taco Al" and Sandra Ward for providing over 60 years of hospitality and business involvement in the State of Kansas;

Request No. 23, Representative John R. Eplee, commending Reed Levi for selection to the 2023 Allstate and American Football Coaches Association (A.F.C.A.) Good work Team;

Request No. 24, Representative Kenny Titus, congratulating Esther Mayes for 100 years of distinguished service to her family, community, and country;

Request No. 25, Representative Kristey Williams, honoring Emmie Johnston for forming the non-profit S.H.I.E.L.D Foundation of Kansas;

Request No. 26, Representative Stephen Owens, Congratulating Mid-Co-op for being awarded the 2023 Agriculture Retailer of the year;

Request No. 27, Representative Rebecca Schmoe, congratulating Dr. Murle Mordy for his 50th year of employment at Ottawa, University;

be approved and the Chief Clerk of the House be directed to order the printing of said certificates and order drafting of said resolutions.

On motion of Representative Croft the committee report was adopted.

On motion of Rep. Croft, the House adjourned until 9:30 a.m., Thursday, February 22, 2024.

JENNY HAUGH, JULIA WERNER, *Journal Clerks.*

SUSAN W. KANNARR, *Chief Clerk.*

