

# Journal of the House

FORTY-NINTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Wednesday, March 25, 2015, 8:30 a.m.

The House met pursuant to adjournment with Speaker pro tem Mast in the chair.

The roll was called with 124 members present.

Rep. Kelley was excused on excused absence by the Speaker.

Present later: Rep. Kelley.

Prayer by guest chaplain, Sean A. Phillips, Chaplain (Major), US Army, First Infantry Division, Fort Riley:

As your faith permits, I invite you to pray with me. Almighty God, my heart is filled with gratitude for this opportunity to call upon you while representing this humble, yet august gathering of legislators. While we who bravely fight and decisively win our nation's battles do so in austere conditions, these men and women labor no less bravely under conditions few dare to engage.

Their responsibilities seem enormous to me – to discern right from wrong and good from evil, bringing a sense of fairness and justice to nearly three million Kansans. Their task is to make Kansas the best state in the nation to call home. So I humbly ask for personal courage to step boldly into their various roles; for harmony in their families and relationships as they endure the stressors of public service; and for constituents who support their noble efforts.

Walk closely with them today, O God. May we all know your loving presence, for in these tasks there is no mission too difficult and no sacrifice too great. Amen.

The Pledge of Allegiance was led by Rep. Doll.

## PERSONAL PRIVILEGE

Reps. Carlin and Lusker rose on a point of personal privilege to request consent of the body to change their votes on **SB 154** from aye to nay (see House Journal, page 504). Their requests were granted. The final vote has therefore been corrected and the vote tally is 97-28.

**REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were referred to committees as indicated:

Federal and State Affairs: **SB 278**.

Taxation: **SB 270**.

Transportation: **SB 288**.

**MESSAGES FROM THE SENATE**

Announcing passage of **SB 31, SB 63, SB 64, SB 271, SB 280, SB 290**.

**INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS**

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

**SB 31, SB 63, SB 64, SB 271, SB 280, SB 290**.

**CONSENT CALENDAR**

No objection was made to **SB 8** appearing on the Consent Calendar for the third day. The bill was advanced to Final Action on Bills and Concurrent Resolutions.

**FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

**SB 8**, AN ACT concerning school district performance audits; amending K.S.A. 2014 Supp. 46-1226 and repealing the existing section; also repealing K.S.A. 2014 Supp. 46-1130 and 46-1132, was considered on final action.

Call of the House was demanded.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelly, Kiegerl, Kleebl, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Kelley.

The bill passed.

**HB 2233**, AN ACT concerning utilities; relating to electric generating units and carbon dioxide emission standards; concerning the establishment of state performance

standards; state corporation commission; secretary of health and environment; amending K.S.A. 2014 Supp. 65-3031 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 121; Nays 3; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelly, Kiegerl, KleeB, Kuether, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: Alcala, Henderson, Lane.

Present but not voting: None.

Absent or not voting: Kelley.

The bill passed, as amended.

**HB 2240**, AN ACT concerning taxation; relating to the board of tax appeals; small claims and expedited hearing division, hearing officers; members, qualifications and salary; amending K.S.A. 2014 Supp. 74-2433, 74-2433f and 74-2434 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 2; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, KleeB, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: Carmichael, Ward.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

**HB 2341**, AN ACT concerning wildlife; relating to seizure of wildlife; disposal; amending K.S.A. 2014 Supp. 32-1047 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 82; Nays 43; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Anthimides, Barker, Barton, Billinger, Boldra, Bradford, Bruchman, Brunk, Couture-Lovelady, Carmichael, B. Carpenter, Claeys, Concannon, Corbet, Davis, DeGraaf, Dove, Edmonds, Esau, Estes, Ewy, Francis, Garber, Goico, Grosserode, Hawkins, Hedke, Hemsley, Hibbard, Highland, Hildabrand, Hoffman, Houser, Huebert, Hutchins, Hutton, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kleeb, Lane, Lunn, Macheers, Mason, Mast, McPherson, Merrick, O'Brien, Osterman, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rubin, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Vickrey, Waymaster, Whipple, Whitmer, Williams.

Nays: Ballard, Becker, Bollier, Bridges, Burroughs, Campbell, Carlin, W. Carpenter, Clark, Clayton, Curtis, Dierks, Doll, Finch, Finney, Frownfelter, Gallagher, Gonzalez, Henderson, Henry, Highberger, Hill, Hineman, Houston, Jennings, Kiegerl, Kuether, Lewis, Lusk, Lusker, Moxley, Ousley, Rooker, Ruiz, Sloan, Tietze, Todd, Trimmer, Victors, Ward, Wilson, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

**HB 2391**, AN ACT concerning state employees; relating to classified and unclassified service; amending K.S.A. 2014 Supp. 75-2935 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 74; Nays 51; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alford, Barker, Barton, Becker, Billinger, Bradford, Bruchman, Brunk, Couture-Lovelady, Campbell, B. Carpenter, W. Carpenter, Claeys, Concannon, Corbet, Davis, DeGraaf, Dove, Edmonds, Esau, Estes, Francis, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Highland, Hildabrand, Hoffman, Houser, Huebert, Hutton, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Lewis, Lunn, Macheers, Mason, Mast, McPherson, Merrick, O'Brien, Osterman, Peck, Phillips, Powell, Read, Rhoades, Rubin, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Seiwert, Smith, Suellentrop, Sutton, Thimesch, Thompson, Todd, Vickrey, Waymaster, Whitmer, Williams.

Nays: Alcalá, Anthimides, Ballard, Boldra, Bollier, Bridges, Burroughs, Carlin, Carmichael, Clark, Clayton, Curtis, Dierks, Doll, Ewy, Finch, Finney, Frownfelter, Gallagher, Hemsley, Henderson, Henry, Hibbard, Highberger, Hill, Hineman, Houston, Hutchins, Jennings, Kuether, Lane, Lusk, Lusker, Moxley, Ousley, Patton, Pauls, Proehl, Rooker, Ruiz, Sawyer, Sloan, Swanson, Tietze, Trimmer, Victors, Ward, Whipple, Wilson, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

## EXPLANATIONS OF VOTE

MR. SPEAKER: I am voting no on **HB 2391** because the state of Kansas cannot afford the consequences. Several of the grants the state receives from the federal government require the state employees administering them to be classified. Declassifying such employees risks losing vitally necessary federal funds during a time when Kansas is facing one the largest budget deficits in its history. — PONKA-WE VICTORS, JOHN ALCALA, BRODERICK HENDERSON

MR. SPEAKER: It is with great certainty that I vote NO on HB 2391. The needs of Kansans are not partisan, and its employment practices shouldn't be either. By nature, classified employees are insulated from partisan and political pressures. Changing their classified status removes such protections and risks reverting state employment practices to a political patronage system rather than a merit-based system. The state deserves the best possible employees, regardless of their political affiliation or beliefs.-- TOM SAWYER, STAN FROWNELTER, ED TRIMMER, KATHY WOLFE MOORE, PAM CURTIS, JOHN WILSON, BARBARA BALLARD, TOM BURROUGHS

MR. SPEAKER: A hundred years ago the Republican Party led the campaign to eradicate corruption, cronyism, nepotism and favoritism from state employment and fought for a merit-based civil service system. Today we take the first step in dismantling the legacy of honest, open government that has been left to us by our predecessors. I regret that we have taken one more step in our long march back to the nineteenth century. I vote no on **HB 2391**. — DENNIS “BOOG” HIGHBERGER, JIM WARD, CAROLYN BRIDGES, JOHN CARMICHAEL, JARROD OUSLEY

MR. SPEAKER: The conversion from classified to unclassified positions in the Regents system took place on each campus independently after the employees had months to deliberate and then vote on whether their campus would make the change. As the effects of these changes have been evaluated reviews are mixed but encouraging. HB2391 takes a different approach to conversion which I believe is heavy handed and basically unfair. At a time when we should be affirming dedicated state employees this bill does the opposite. I vote no on **HB 2391**. — DON HILL

**H Sub for SB 36**, AN ACT concerning the department of health and environment; creating the local conservation lending program, was considered on final action.

On roll call, the vote was: Yeas 125; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcala, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick,

Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The substitute bill passed.

**SB 76**, AN ACT concerning insurance; relating to assessments; enacting the risk management and own risk and solvency assessment act; sanctions, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 2; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claey's, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: McPherson, Sutton.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

**SB 101**, AN ACT concerning insurance; relating to the health care provider insurance availability act; definitions; self-insurance; health care systems; amending K.S.A. 2014 Supp. 40-3401 and 40-3414 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 125; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claey's, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton,

Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

**SB 120**, AN ACT concerning wildlife, parks and tourism; relating to land purchases; amending K.S.A. 2014 Supp. 32-833 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 98; Nays 27; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Carlin, Carmichael, W. Carpenter, Claeys, Clark, Clayton, Concannon, Curtis, Davis, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Goico, Gonzalez, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Hill, Hineman, Hoffman, Houston, Huebert, Hutton, Jennings, Johnson, D. Jones, Kahrs, Kelly, Kleeb, Kuether, Lane, Lewis, Lusk, Lusker, Mast, Merrick, Moxley, O'Brien, Osterman, Patton, Pauls, Phillips, Proehl, Read, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwartz, Seiwert, Smith, Suellentrop, Swanson, Thimesch, Thompson, Tietze, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Williams, Wilson, Winn, Wolfe Moore.

Nays: Campbell, B. Carpenter, Corbet, DeGraaf, Garber, Grosserode, Highberger, Highland, Hildabrand, Houser, Hutchins, K. Jones, Kelley, Kiegerl, Lunn, Macheers, Mason, McPherson, Ousley, Peck, Powell, Rhoades, Schwab, Sloan, Sutton, Todd, Whitmer.

Present but not voting: None.

Absent or not voting: None.

The bill passed.

**SB 156**, AN ACT concerning the department of agriculture; relating to water conservation areas; agricultural liming materials; the Arkansas river gaging fund; amending K.S.A. 2-2907 and K.S.A. 2014 Supp. 2-2903 and 74-5,133 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 125; Nays 0; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode,

Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Sawyer, Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

**SB 189**, AN ACT concerning animal care; relating to the Kansas veterinary practice act; licensure; providing for an institutional license to practice veterinary medicine; the Kansas pet animal act; euthanasia; amending K.S.A. 47-815, 47-817, 47-829 and 47-1718 and K.S.A. 2014 Supp. 47-822, 47-830 and 76-4,112 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 112; Nays 13; Present but not voting: 0; Absent or not voting: 0.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Mason, Mast, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Phillips, Proehl, Read, Rooker, Ruiz, Ryckman, Ryckman Sr., Sawyer, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Williams, Wilson, Winn, Wolfe Moore.

Nays: B. Carpenter, DeGraaf, Garber, K. Jones, Kahrs, Macheers, McPherson, Peck, Powell, Rhoades, Rubin, Scapa, Whitmer.

Present but not voting: None.

Absent or not voting: None.

The bill passed, as amended.

On motion of Rep. Vickrey, the House resolved into the Committee of the Whole, with Rep. Rhoades in the chair.

#### COMMITTEE OF THE WHOLE

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

Recommended that **HB 2074** be passed.



On motion of Rep. Bollier to amend **SB 95**, the motion did not prevail; and the bill be passed..

On motion of Rep. Sloan to amend **HB 2088**, Rep. Hemsley requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane.

Also, on motion of Rep. Scapa to amend **HB 2088**, Rep. Hildabrand requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment germane. The question reverted back to the motion of Rep. Scapa, and **HB 2088** be amended on page 1, following line 34, by inserting:

"New Sec. 2. (a) No form of powdered alcohol shall be sold or offered for sale by any person licensed under the Kansas liquor control act.

(b) This section shall be a part of and supplemental to the Kansas liquor control act.

Sec. 3. K.S.A. 2014 Supp. 41-102 is hereby amended to read as follows: 41-102. As used in this act, unless the context clearly requires otherwise:

(a) "Alcohol" means the product of distillation of any fermented liquid, whether rectified or diluted, whatever its origin, and includes synthetic ethyl alcohol but does not include denatured alcohol or wood alcohol.

(b) "Alcoholic liquor" means alcohol, spirits, wine, beer and every liquid or solid, patented or not, containing alcohol, spirits, wine or beer and capable of being consumed as a beverage by a human being, but shall not include any cereal malt beverage.

(c) "Beer" means a beverage, containing more than 3.2% alcohol by weight, obtained by alcoholic fermentation of an infusion or concoction of barley, or other grain, malt and hops in water and includes beer, ale, stout, lager beer, porter and similar beverages having such alcoholic content.

(d) "Caterer" has the meaning provided by K.S.A. 41-2601, and amendments thereto.

(e) "Cereal malt beverage" has the meaning provided by K.S.A. 41-2701, and amendments thereto.

(f) "Club" has the meaning provided by K.S.A. 41-2601, and amendments thereto.

(g) "Director" means the director of alcoholic beverage control of the department of revenue.

(h) "Distributor" means the person importing or causing to be imported into the state, or purchasing or causing to be purchased within the state, alcoholic liquor for sale or resale to retailers licensed under this act or cereal malt beverage for sale or resale to retailers licensed under K.S.A. 41-2702, and amendments thereto.

(i) "Domestic beer" means beer which contains not more than 10% alcohol by weight and which is manufactured in this state.

(j) "Domestic fortified wine" means wine which contains more than 14%, but not more than 20% alcohol by volume and which is manufactured in this state.

(k) "Domestic table wine" means wine which contains not more than 14% alcohol by volume and which is manufactured without rectification or fortification in this state.

(l) "Drinking establishment" has the meaning provided by K.S.A. 41-2601, and amendments thereto.

(m) "Farm winery" means a winery licensed by the director to manufacture, store and sell domestic table wine and domestic fortified wine.

(n) "Manufacture" means to distill, rectify, ferment, brew, make, mix, concoct, process, blend, bottle or fill an original package with any alcoholic liquor, beer or cereal

malt beverage.

(o) (1) "Manufacturer" means every brewer, fermenter, distiller, rectifier, wine maker, blender, processor, bottler or person who fills or refills an original package and others engaged in brewing, fermenting, distilling, rectifying or bottling alcoholic liquor, beer or cereal malt beverage.

(2) "Manufacturer" does not include a microbrewery, microdistillery or a farm winery.

(p) "Microbrewery" means a brewery licensed by the director to manufacture, store and sell domestic beer.

(q) "Microdistillery" means a facility which produces spirits from any source or substance that is licensed by the director to manufacture, store and sell spirits.

(r) "Minor" means any person under 21 years of age.

(s) "Nonbeverage user" means any manufacturer of any of the products set forth and described in K.S.A. 41-501, and amendments thereto, when the products contain alcohol or wine, and all laboratories using alcohol for nonbeverage purposes.

(t) "Original package" means any bottle, flask, jug, can, cask, barrel, keg, hogshead or other receptacle or container whatsoever, used, corked or capped, sealed and labeled by the manufacturer of alcoholic liquor, to contain and to convey any alcoholic liquor. Original container does not include a sleeve.

(u) "Person" means any natural person, corporation, partnership, trust or association.

(v) "Powdered alcohol" means alcohol that is prepared in a powdered or crystal form for either direct use or for reconstitution in a nonalcoholic liquid.

~~(w)~~ (w) "Primary American source of supply" means the manufacturer, the owner of alcoholic liquor at the time it becomes a marketable product or the manufacturer's or owner's exclusive agent who, if the alcoholic liquor cannot be secured directly from such manufacturer or owner by American wholesalers, is the source closest to such manufacturer or owner in the channel of commerce from which the product can be secured by American wholesalers.

~~(x)~~ (x) (1) "Retailer" means a person who sells at retail, or offers for sale at retail, alcoholic liquors.

(2) "Retailer" does not include a microbrewery, microdistillery or a farm winery.

~~(y)~~ (y) "Sale" means any transfer, exchange or barter in any manner or by any means whatsoever for a consideration and includes all sales made by any person, whether principal, proprietor, agent, servant or employee.

~~(z)~~ (z) "Salesperson" means any natural person who:

(1) Procures or seeks to procure an order, bargain, contract or agreement for the sale of alcoholic liquor or cereal malt beverage; or

(2) is engaged in promoting the sale of alcoholic liquor or cereal malt beverage, or in promoting the business of any person, firm or corporation engaged in the manufacturing and selling of alcoholic liquor or cereal malt beverage, whether the seller resides within the state of Kansas and sells to licensed buyers within the state of Kansas, or whether the seller resides without the state of Kansas and sells to licensed buyers within the state of Kansas.

~~(aa)~~ (aa) "Secretary" means the secretary of revenue.

~~(bb)~~ (bb) (1) "Sell at retail" and "sale at retail" refer to and mean sales for use or consumption and not for resale in any form and sales to clubs, licensed drinking

establishments, licensed caterers or holders of temporary permits.

(2) "Sell at retail" and "sale at retail" do not refer to or mean sales by a distributor, a microbrewery, a farm winery, a licensed club, a licensed drinking establishment, a licensed caterer or a holder of a temporary permit.

~~(bb)~~ (cc) "To sell" includes to solicit or receive an order for, to keep or expose for sale and to keep with intent to sell.

~~(ee)~~ (dd) "Sleeve" means a package of two or more 50-milliliter (3.2-fluid-ounce) containers of spirits.

~~(dd)~~ (ee) "Spirits" means any beverage which contains alcohol obtained by distillation, mixed with water or other substance in solution, and includes brandy, rum, whiskey, gin or other spirituous liquors, and such liquors when rectified, blended or otherwise mixed with alcohol or other substances.

~~(ee)~~ (ff) "Supplier" means a manufacturer of alcoholic liquor or cereal malt beverage or an agent of such manufacturer, other than a salesperson.

~~(ff)~~ (gg) "Temporary permit" has the meaning provided by K.S.A. 41-2601, and amendments thereto.

~~(gg)~~ (hh) "Wine" means any alcoholic beverage obtained by the normal alcoholic fermentation of the juice of sound, ripe grapes, fruits, berries or other agricultural products, including such beverages containing added alcohol or spirits or containing sugar added for the purpose of correcting natural deficiencies.

Sec. 4. K.S.A. 2014 Supp. 41-2640 is hereby amended to read as follows: 41-2640.

(a) No club, drinking establishment, caterer or holder of a temporary permit, nor any person acting as an employee or agent thereof, shall:

(1) Offer or serve any free cereal malt beverage or alcoholic liquor in any form to any person;

(2) offer or serve to any person an individual drink at a price that is less than the acquisition cost of the individual drink to the licensee or permit holder;

(3) sell, offer to sell or serve to any person an unlimited number of individual drinks during any set period of time for a fixed price, except at private functions not open to the general public or to the general membership of a club;

(4) encourage or permit, on the licensed premises, any game or contest which involves drinking alcoholic liquor or cereal malt beverage or the awarding of individual drinks as prizes;

~~(5) sell, offer to sell or serve free of charge any form of powdered alcohol, as defined in K.S.A. 41-102, and amendments thereto; or~~

~~(5)~~ (6) advertise or promote in any way, whether on or off the licensed premises, any of the practices prohibited under subsections (a)(1) through ~~(4)~~ (5).

(b) No public venue, nor any person acting as an employee or agent thereof, shall:

(1) Offer or serve any free cereal malt beverage or alcoholic liquor in any form to any person;

(2) offer or serve to any person a drink or original container of alcoholic liquor or cereal malt beverage at a price that is less than the acquisition cost of the drink or original container of alcoholic liquor or cereal malt beverage to the licensee;

(3) sell or serve alcoholic liquor in glass containers to customers in the general admission area;

(4) sell or serve more than two drinks per customer at any one time in the general admission area;

(5) encourage or permit, on the licensed premises, any game or contest which involves drinking alcoholic liquor or cereal malt beverage or the awarding of drinks as prizes;

(6) sell, offer to sell or serve free of charge any form of powdered alcohol, as defined in K.S.A. 41-102, and amendments thereto; or

~~(6)~~ (7) advertise or promote in any way, whether on or off the licensed premises, any of the practices prohibited under subsections (b)(1) through ~~(5)~~ (6).

(c) A public venue club, drinking establishment, caterer or holder of a temporary permit may:

(1) Offer free food or entertainment at any time;  
 (2) sell or deliver wine by the bottle or carafe;  
 (3) sell, offer to sell and serve individual drinks at different prices throughout any day;

(4) sell or serve beer or cereal malt beverage in a pitcher capable of containing not more than 64 fluid ounces;

(5) offer samples of alcohol liquor free of charge as authorized by this act; or

(6) sell or serve margarita, sangria, daiquiri, mojito or other mixed alcoholic beverages as approved by the director in a pitcher containing not more than 64 fluid ounces.

(d) A hotel of which the entire premises is licensed as a drinking establishment may, in accordance with rules and regulations adopted by the secretary, distribute to its guests coupons redeemable on the hotel premises for drinks containing alcoholic liquor. The hotel shall remit liquor drink tax in accordance with the provisions of the liquor drink tax act, K.S.A. 79-41a01 et seq., and amendments thereto, on each drink served based on a price which is not less than the acquisition cost of the drink.

(e) A hotel of which the entire premises is not licensed as a drinking establishment may, in accordance with rules and regulations adopted by the secretary, through an agreement with one or more clubs or drinking establishments, distribute to its guests coupons redeemable at such clubs or drinking establishments for drinks containing alcoholic liquor. Each club or drinking establishment redeeming coupons issued by a hotel shall collect from the hotel the agreed price, which shall be not less than the acquisition cost of the drink plus the liquor drink tax for each drink served. The club or drinking establishment shall collect and remit the liquor drink tax in accordance with the provisions of the liquor drink tax act, K.S.A. 79-41a01 et seq., and amendments thereto.

(f) Violation of any provision of this section is a misdemeanor punishable as provided by K.S.A. 41-2633, and amendments thereto.

(g) Violation of any provision of this section shall be grounds for suspension or revocation of the licensee's license as provided by K.S.A. 41-2609, and amendments thereto, and for imposition of a civil fine on the licensee or temporary permit holder as provided by K.S.A. 41-2633a, and amendments thereto.";

Also on page 1, in line 35, by striking "is" and inserting "and K.S.A. 2014 Supp. 41-102 and 41-2640 are";

And by renumbering sections accordingly;

On page 1, in the title, in line 2, after the semicolon by inserting "relating to sales of powdered alcohol;"; also in line 2, after "41-106" by inserting "and K.S.A. 2014 Supp. 41-102 and 41-2640"; in line 3, by striking "section" and inserting "sections";

Also, on motion of Rep. Todd, **HB 2088** be amended on page 1, in line 10, by striking "licensee's agent or employee" and inserting "a person in charge of the licensed premises"; in line 17, by striking all after the first "or"; in line 18, by striking "employee" and inserting "a person in charge of the licensed premises"; in line 25, after "licensee" by inserting "or a person in charge of the licensed premises";

Also on page 1, following line 34, by inserting:

"(e) For purposes of this section, the term "person in charge" means any individual or employee present on the licensed premises at the time of the alleged violation who is responsible for the operation of the licensed premises. If no designated individual or employee is a person in charge, then any employee present is the person in charge."; and **HB 2088** be passed as amended.

Committee report to **HB 2087** be adopted; and the bill be passed as amended.

Committee report to **SB 45** be adopted; also, on motion of Rep. Curtis to amend **SB 45**, the motion did not prevail.

Also, on motion of Rep. Wilson to amend **SB 45**, Rep. Brunk requested a ruling on the amendment being germane to the bill. The Rules Vice Chair ruled the amendment not germane.

Also, roll call was demanded on motion of Rep. Wilson to amend **SB 45** on page 2, in line 25, before "in" by inserting "by a person who holds a valid license issued under the personal and family protection act, K.S.A. 2014 Supp. 75-7c01 et seq., and amendments thereto, or holds a document evidencing satisfactory completion of an approved handgun safety and training course as specified in K.S.A. 2014 Supp. 75-7c04(b), and amendments thereto,";

On page 5, in line 41, by striking "is"; in line 43, by striking "not";

On page 6, in line 1, by striking all before the period and inserting "holds a valid license issued under the personal and family protection act, K.S.A. 2014 Supp. 75-7c01 et seq., and amendments thereto, or holds a document evidencing satisfactory completion of an approved handgun safety and training course as specified in K.S.A. 2014 Supp. 75-7c04(b), and amendments thereto";

On page 7, in line 6, by striking "if"; in line 7, by striking all before the comma; in line 8, before the semicolon by inserting ", if such person is:

(A) Under 21 years of age; or  
 (B) not carrying a document evidencing satisfactory completion of an approved handgun safety and training course as specified in K.S.A. 2014 Supp. 75-7c04(b), and amendments thereto";

On page 8, following line 24, by inserting:

"(d) Subsection (a)(4) shall not apply to:

(1) Watchmen, while actually engaged in the performance of the duties of their employment;

(2) licensed hunters or fishermen, while engaged in hunting or fishing;

(3) private detectives licensed by the state to carry the firearm involved, while actually engaged in the duties of their employment;

(4) detectives or special agents regularly employed by railroad companies or other corporations to perform full-time security or investigative service, while actually engaged in the duties of their employment;

(5) the state fire marshal, the state fire marshal's deputies or any member of a fire department authorized to carry a firearm pursuant to K.S.A. 31-157, and amendments

thereto, while engaged in an investigation in which such fire marshal, deputy or member is authorized to carry a firearm pursuant to K.S.A. 31-157, and amendments thereto;

(6) special deputy sheriffs described in K.S.A. 19-827, and amendments thereto, who have satisfactorily completed the basic course of instruction required for permanent appointment as a part-time law enforcement officer under K.S.A. 74-5607a, and amendments thereto;

(7) the United States attorney for the district of Kansas, the attorney general, any district attorney or county attorney, any assistant United States attorney if authorized by the United States attorney for the district of Kansas, any assistant attorney general if authorized by the attorney general, or any assistant district attorney or assistant county attorney if authorized by the district attorney or county attorney by whom such assistant is employed. The provisions of this paragraph shall not apply to any person not in compliance with K.S.A. 2014 Supp. 75-7c19, and amendments thereto;

(8) any law enforcement officer, as that term is defined in K.S.A. 2014 Supp. 75-7c22, and amendments thereto, who satisfies the requirements of K.S.A. 2014 Supp. 75-7c22(a) or (b), and amendments thereto; or

(9) any person carrying a concealed handgun as authorized by K.S.A. 2014 Supp. 75-7c01 et seq., and amendments thereto.";

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

On page 11, in line 25, before the semicolon by inserting ". The provisions of this paragraph shall not apply to any person not in compliance with K.S.A. 2014 Supp. 75-7c19, and amendments thereto"; in line 30, by striking all after "handgun"; by striking all in line 31; in line 32, by striking all before the period and inserting "as authorized under the personal and family protection act, K.S.A. 2014 Supp. 75-7c01 et seq., and amendments thereto";

On page 13, in line 12, by striking "(3)"; following line 15, by inserting:

"(3) any person who holds a valid license issued under the personal and family protection act, K.S.A. 2014 Supp. 75-7c01 et seq., and amendments thereto, or holds a document evidencing satisfactory completion of an approved handgun safety and training course as specified in K.S.A. 2014 Supp. 75-7c04(b), and amendments thereto"; in line 16, before "any" by inserting "(4)" in line 19, by striking "(4)" and inserting "(5)"; in line 36, after the period by inserting "Except as otherwise provided by law,";

On page 14, in line 4, before the period by inserting ". At all times when an individual is in actual possession of a concealed handgun, the individual shall carry either a valid license issued under this act or a document evidencing satisfactory completion of an approved handgun safety and training course as specified in K.S.A. 2014 Supp. 75-7c04(b), and amendments thereto";

On page 21, in line 24, before "to" by inserting "who holds a valid license issued under this act or holds a document evidencing satisfactory completion of an approved handgun safety and training course as specified in K.S.A. 2014 Supp. 75-7c04(b), and amendments thereto,";

On page 22, in line 13, before the period by inserting ". The provisions of this paragraph shall not apply to any person who is not in compliance with K.S.A. 2014 Supp. 75-7c19, and amendments thereto";

On page 23, following line 40, by inserting:

"Sec. 13. K.S.A. 2014 Supp. 75-7c19 is hereby amended to read as follows: 75-7c19. Any person not subject to the provisions of ~~subsection (a) of K.S.A. 21-4201(a),~~ prior to its repeal, or ~~subsections (a)(1) through (a)(6) of K.S.A. 2014 Supp. 21-6301(a) (1) through (a)(6) or subsections (a)(1) through (a)(5) of K.S.A. 2014 Supp. 21-6302(a) (1) through (a)(5),~~ and amendments thereto, under the authority of ~~paragraph (7) of subsection (e) of K.S.A. 21-4201(c)(7),~~ prior to its repeal, or ~~subsection (d)(7) of K.S.A. 2014 Supp. 21-6302(d)(7),~~ and amendments thereto, shall ~~obtain at their own expense, and maintain a license to carry concealed handguns as authorized by K.S.A. 2014 Supp. 75-7c01 et seq., and amendments thereto.~~ In addition, such person shall complete a handgun training course as determined by the director of police training of the law enforcement training center.";

On page 24, in line 11, before "from" by inserting "who holds a valid license issued under this act or holds a document evidencing satisfactory completion of an approved handgun safety and training course as specified in K.S.A. 2014 Supp. 75-7c04(b), and amendments thereto," in line 18, before "has" by inserting "who holds a valid license issued under this act or holds a document evidencing satisfactory completion of an approved handgun safety and training course as specified in K.S.A. 2014 Supp. 75-7c04(b), and amendments thereto,"

On page 26, by striking all in line 43.

On page 27, by striking all in line 1; in line 2, by striking all before the period and inserting "in accordance with the provisions of K.S.A. 2014 Supp. 75-7c01 et seq., and amendments thereto";

And by renumbering sections accordingly;

On page 1, in the title, in line 4, after "75-7c17," by inserting "75-7c19,"; in line 5, by striking all after "sections"; in line 6, by striking all before the period;

On roll call, the vote was: Yeas 22; Nays 86; Present but not voting: 0; Absent or not voting: 17.

Yeas: Ballard, Bollier, Burroughs, Carmichael, Curtis, Finney, Henderson, Henry, Highberger, Houston, Kuether, Ousley, Ruiz, Schroeder, Swanson, Tietze, Trimmer, Victors, Ward, Wilson, Winn, Wolfe Moore.

Nays: Alcalá, Alford, Anthimides, Barker, Barton, Becker, Billinger, Boldra, Bradford, Bridges, Bruchman, Brunk, Couture-Lovelady, Campbell, B. Carpenter, W. Carpenter, Claeys, Clayton, Concannon, Corbet, Davis, DeGraaf, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Francis, Frownfelter, Gallagher, Garber, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Hibbard, Hildabrand, Hineman, Houser, Huebert, Hutchins, Hutton, Jennings, D. Jones, K. Jones, Kahrs, Kelly, Kiegerl, Kleebl, Lane, Lewis, Lunn, Lusker, Macheers, Mason, Mast, McPherson, Merrick, O'Brien, Osterman, Pauls, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ryckman Sr., Sawyer, Scapa, Schwab, Schwartz, Smith, Suellentrop, Sutton, Thimesch, Thompson, Todd, Vickrey, Waymaster, Whipple, Williams.

Present but not voting: None.

Absent or not voting: Carlin, Clark, Dierks, Goico, Highland, Hill, Hoffman, Johnson, Kelley, Lusk, Moxley, Patton, Peck, Ryckman, Seiwert, Sloan, Whitmer.

The motion of Rep. Wilson did not prevail.

Also, on motion of Rep. Ballard to amend **SB 45**, Rep. Brunk requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment

germane.

The question reverted back to the motion of Rep. Ballard to amend **SB 45** on page 27, following line 11, by inserting:

"New Sec. 15. (a) Sections 15 through 20 shall be known and may be cited as the gun violence restraining order act.

(b) As used in the gun violence restraining order act:

(1) "Gun seizure warrant" means a court order regarding a person who is subject to a gun violence restraining order and who is known to own or possess one or more firearms, rifles or shotguns that directs a law enforcement officer to seize any firearms, rifles or shotguns in the possession of the person and to bring the unloaded firearms, rifles or shotguns before the judge issuing the order; and

(2) "gun violence restraining order" means a court order prohibiting a person from purchasing, owning, possessing or controlling a firearm, rifle or shotgun for a period of up to one year.

New Sec. 16. (a) Any person may file a petition with the court setting forth the facts and circumstances necessitating the issuance of a gun violence restraining order. The court may prescribe the manner and form of the petition. A gun violence restraining order shall be issued to prohibit a person from possessing a firearm, rifle or shotgun if an affidavit, signed by the petitioner under oath, and any additional information provided to the court demonstrates to the satisfaction of the court that the person poses a significant risk of personal injury to himself or others by possessing a firearm, rifle or shotgun.

(b) In determining whether to issue a gun violence restraining order, the court may examine under oath the petitioner and any witnesses the petitioner produces. In determining whether grounds for a gun violence restraining order exists, the court shall consider all of the following:

(1) Any recent threat or act of violence by the person directed toward others;

(2) any recent threat or act of violence by the person directed toward himself;

(3) any recent violation of a restraining order; and

(4) any conviction for a crime involving a weapon under the Kansas criminal code.

(c) In determining whether grounds for a gun violence restraining order exists, the court may consider any of the following:

(1) The reckless use, display or brandishing of a firearm, rifle or shotgun by the person;

(2) the history of use, attempted use or threatened use of physical force by the person against another person;

(3) any prior arrest of the person for a felony offense;

(4) any history of a violation by the person of a protection order issued under the protection from abuse act, K.S.A. 60-3101 et seq., and amendments thereto;

(5) evidence of recent or ongoing abuse of alcohol or a controlled substance or controlled substance analog, as such terms are defined in K.S.A. 2014 Supp. 21-5701, and amendments thereto; or

(6) evidence of recent acquisition of a firearm, rifle, shotgun or other deadly weapon.

(d) The affidavit shall set forth the facts establishing the grounds of the petition or probable cause for believing that such grounds exist. In lieu of a written affidavit, the



court may take an oral statement under oath. If the court finds that the grounds of the petition exist or that there is probable cause to believe in its existence, the court shall issue a gun violence restraining order.

- (e) A gun violence restraining order shall include:
    - (1) A statement of the grounds asserted for the order;
    - (2) the date and time the order expires;
    - (3) the address of the court for the county in which the restrained party resides;
- and
- (4) a statement to the restrained person stating:
    - (A) The time and date that the order expires;
    - (B) that the person shall not own, possess, purchase or receive or attempt to purchase or receive a firearm, rifle or shotgun while such order is in effect;
    - (C) that the person is entitled to submit one written request for a hearing at any time during the effective period of the order for an order permitting the person to own, possess, purchase, or receive a firearm, rifle or shotgun;
    - (D) that the person may seek legal advice from an attorney as to any matter connected with the order; and
    - (E) that if legal advice is sought, the attorney should be consulted promptly so that the attorney may assist the person in any matter connected with the order.

(f) When serving a gun violence restraining order, the law enforcement officer shall inform the person that such person may submit one written request for a hearing pursuant to section 18, and amendments thereto, at any time during the effective period of the order and provide such person with a form to request the hearing.

New Sec. 17. (a) If there is probable cause to believe that a person who has been issued a gun violence restraining order possesses or owns a firearm, rifle or shotgun, the court shall issue a gun seizure warrant to the appropriate law enforcement officer directing the officer to seize any specified firearm, rifle or shotgun and to retain such firearm, rifle or shotgun subject to the order of the court. A gun seizure warrant shall be issued upon probable cause, supported by an affidavit, naming or describing with reasonable specificity the facts and circumstances justifying the court order and listing any firearm, rifle or shotgun to be seized under the court order. A firearm, rifle or shotgun described in the gun seizure warrant may be taken from any place or from any person in whose possession the firearm, rifle or shotgun may be.

(b) When a law enforcement officer takes property under a gun seizure warrant, the officer shall give a receipt for the property taken, specifying such property in detail, to the person from whom the property was taken. In the absence of such person, the officer shall leave the receipt in the place where the property was found. If the location to be searched during the execution of a gun seizure warrant is jointly occupied by multiple parties, and a firearm, rifle or shotgun located during the execution of a gun seizure warrant is owned by a person other than the person in the gun seizure warrant, the firearm, rifle or shotgun shall not be seized if such firearm, rifle or shotgun is stored in a manner such that the person named in the gun seizure warrant does not have access to or control of the firearm, rifle or shotgun, and there is no evidence of unlawful possession of the firearm, rifle or shotgun by the owner.

(c) If the location to be searched during the execution of a gun seizure warrant is jointly occupied by multiple parties, and a gun safe owned by a person other than the person named in the gun seizure warrant is located therein, the contents of the gun safe

shall not be searched, except in the owner's presence or with the owner's consent, or unless a valid search warrant has been obtained.

New Sec. 18. (a) Except as provided in subsection (c), no later than 14 days after the execution of a gun violence restraining order and a gun seizure warrant, if applicable, the court that issued the gun violence restraining order and gun seizure warrant shall hold a hearing to determine whether the person who is the subject of the order may possess, own, purchase or receive a firearm, rifle or shotgun and, when applicable, whether a seized firearm, rifle or shotgun shall be returned to the person named in the warrant.

(b) At the hearing, the state shall have the burden of proving by clear and convincing evidence that the person poses a significant risk of personal injury to themselves or others by owning or possessing a firearm, rifle or shotgun. If, at the hearing, the person is found to pose a significant risk of personal injury to themselves or others by purchasing, owning, possessing or controlling a firearm, rifle or shotgun, such firearm, rifle or shotgun seized under the gun seizure warrant shall be retained by the law enforcement agency for a period not to exceed one year. The person shall be prohibited from purchasing, owning, possessing or controlling a firearm, rifle or shotgun for a period not to exceed one year. If the court finds that the state has not met the required standard of proof, the firearm, rifle or shotgun seized under the gun seizure warrant shall be returned to the person. If the person is prohibited by law from purchasing, owning, possessing or controlling a firearm, rifle or shotgun for a period of one year or more by any other provision of state or federal law, a hearing under this section shall not be required and the court shall issue an order to hold the firearm, rifle or shotgun until either the person is no longer prohibited from owning a firearm, rifle or shotgun or the law enforcement agency disposes of the firearm, rifle or shotgun to a properly licensed federal firearms dealer. If any other person claims title to a firearm, rifle or shotgun seized under the gun seizure warrant, the firearm, rifle or shotgun shall be returned to the lawful owner.

(c) A person who is the subject of a court order under this section may submit one written request at any time during the effective period of the order for a hearing for an order permitting the person to possess, own, purchase or receive a firearm, rifle or shotgun. The request shall be submitted in a form and manner as prescribed by the court.

New Sec. 19. (a) If a law enforcement agency has probable cause to believe that a person subject to a gun violence restraining order continues to pose a significant risk of personal injury to themselves or others by purchasing, owning, possessing or controlling a firearm, rifle or shotgun, the law enforcement agency may initiate a request for a renewal of the order, setting forth the facts and circumstances necessitating the request. The request shall be submitted in a form and manner as prescribed by the court.

(b) A hearing held under this section shall be held in the same court that issued the initial order to determine if a request for renewal of the order shall be issued. The person named in the gun violence restraining order shall be given written notice and an opportunity to be heard.

(c) The court may, upon its own motion or upon request of another person, issue a renewal of a gun violence restraining order when there is probable cause to believe that a person subject to the order continues to pose a significant risk of personal injury to themselves or others by purchasing, owning, possessing or controlling a firearm, rifle or

shotgun after written notice to the person named in the restraining order and after the person was given an opportunity for a hearing.

New Sec. 20. (a) When a law enforcement officer is at the scene of a domestic violence incident involving a threat to human life or a physical assault, is serving a protection from abuse order issued under the protection from abuse act, K.S.A. 60-3101 et seq., and amendments thereto, or is serving a gun violence restraining order under the gun violence restraining order act, section 15 et seq., and amendments thereto, such officer shall take temporary custody of any firearm or other deadly weapon in plain sight or discovered under a consensual or other lawful search as necessary for the protection of the law enforcement officer or other persons present if the law enforcement officer has probable cause to believe that an act of domestic violence has occurred.

(b) If a firearm or other deadly weapon is removed from the scene under subsection (a), the law enforcement officer shall:

(1) Provide to the owner of the firearm or other deadly weapon information on the process for retaking possession of the firearm or other deadly weapon; and

(2) provide for the safe storage of the firearm or other deadly weapon during the pendency of any proceeding related to the alleged act of domestic violence.

(c) Within 14 days of the conclusion of a proceeding on the alleged act of domestic violence, the owner of the firearm or other deadly weapon may retake possession of the firearm or other deadly weapon unless otherwise ordered under law to surrender the firearm or other deadly weapon.

Sec. 21. K.S.A. 2014 Supp. 21-6303 is hereby amended to read as follows: 21-6303. (a) Criminal distribution of firearms to a felon is knowingly:

(1) Selling, giving or otherwise transferring any firearm to any person who, within the preceding five years, has been convicted of a felony, other than those specified in subsection (c), under the laws of this or any other jurisdiction or has been released from imprisonment for a felony and was not found to have been in possession of a firearm at the time of the commission of the felony;

(2) selling, giving or otherwise transferring any firearm to any person who, within the preceding 10 years, has been convicted of a felony to which this subsection applies, but was not found to have been in possession of a firearm at the time of the commission of the felony, or has been released from imprisonment for such a felony, and has not had the conviction of such felony expunged or been pardoned for such felony; or

(3) selling, giving or otherwise transferring any firearm to any person who has been convicted of a felony under the laws of this or any other jurisdiction and was found to have been in possession of a firearm at the time of the commission of the felony.

(b) Criminal distribution of firearms to a domestic batterer is knowingly:

(1) Selling, giving or otherwise transferring any firearm to any person who, within the preceding five years, has been convicted of domestic battery pursuant to K.S.A. 21-3412a, prior to its repeal, or K.S.A. 2014 Supp. 21-5414, and amendments thereto, or a similar law in any other jurisdiction, or any crime with a domestic violence designation on the criminal case and the defendant was subject to the provisions of K.S.A. 2014 Supp. 21-6604(p), and amendments thereto, or has been released from imprisonment for such crime, and has not had the conviction of such crime expunged or been pardoned for such crime; or

(2) selling, giving or otherwise transferring any firearm to any person who is subject to an unexpired protection from abuse order issued pursuant to the protection from abuse act, K.S.A. 60-3101 et seq., and amendments thereto, or a similar law in any other jurisdiction, if such order was issued after a hearing of which the person received proper notice and an opportunity to be heard.

(c) (1) Criminal distribution of firearms to a felon is a class A nonperson misdemeanor.

(2) Criminal distribution of firearms to a domestic batterer is a class A nonperson misdemeanor.

(e) (d) Subsection (a)(2) shall apply to a felony under K.S.A. 2014 Supp. 21-5402, 21-5403, 21-5404, 21-5405, 21-5408, ~~subsection (b) or (d) of 21-5412(b) or (d), subsection (b) or (d) of 21-5413(b) or (d), subsection (a) or (b) of 21-5415(a) or (b), subsection (b) of 21-5420(b), 21-5503, subsection (b) of 21-5504(b), subsection (b) of 21-5505(b), and subsection (b) of 21-5807(b),~~ and amendments thereto, K.S.A. 2014 Supp. 21-5705 or 21-5706, and amendments thereto, or K.S.A. 21-3401, 21-3402, 21-3403, 21-3404, 21-3410, 21-3411, 21-3414, 21-3415, 21-3419, 21-3420, 21-3421, 21-3427, 21-3442, 21-3502, 21-3506, 21-3518, 21-3716, 65-4127a, 65-4127b or 65-4160 through 65-4165, prior to their repeal, or a crime under a law of another jurisdiction which is substantially the same as such felony.

(d) (e) It is not a defense that the distributor did not know or have reason to know:

- (1) The precise felony the recipient committed;
- (2) that the recipient was in possession of a firearm at the time of the commission of the recipient's prior felony; or
- (3) that the convictions for such felony have not been expunged or pardoned; or
- (4) that the protection from abuse order had not yet expired or been dismissed by the court.

New Sec. 22. (a) Criminal possession of a firearm by a domestic batterer is possession of any firearm by a person who:

(1) Within the preceding five years, has been convicted of domestic battery pursuant to K.S.A. 21-3412a, prior to its repeal, or K.S.A. 2014 Supp. 21-5414, and amendments thereto, or a similar law in any other jurisdiction, or any crime with a domestic violence designation on the criminal case and the defendant was subject to the provisions of K.S.A. 2014 Supp. 21-6604(p), and amendments thereto, or has been released from imprisonment for such crime, and has not had the conviction of such crime expunged or been pardoned for such crime; or

(2) is subject to an unexpired protection from abuse order issued pursuant to the protection from abuse act, K.S.A. 60-3101 et seq., and amendments thereto, or a similar law in any other jurisdiction, if such order was issued after a hearing of which the person received proper notice and an opportunity to be heard.

(b) Criminal possession of a firearm by a domestic batterer is a severity level 8, nonperson felony.

(c) This section shall be part of and supplemental to the Kansas criminal code.

Sec. 23. K.S.A. 2014 Supp. 60-3107 is hereby amended to read as follows: 60-3107. (a) The court may approve any consent agreement to bring about a cessation of abuse of the plaintiff or minor children or grant any of the following orders:

(1) Restraining the defendant from abusing, molesting or interfering with the privacy or rights of the plaintiff or of any minor children of the parties. Such order shall

contain a statement that if such order is violated, such violation may constitute assault as defined in ~~subsection (a)~~ of K.S.A. 2014 Supp. 21-5412(a), and amendments thereto, battery as defined in ~~subsection (a)~~ of K.S.A. 2014 Supp. 21-5413(a), and amendments thereto, domestic battery as defined in K.S.A. 2014 Supp. 21-5414, and amendments thereto, and violation of a protective order as defined in K.S.A. 2014 Supp. 21-5924, and amendments thereto.

(2) Granting possession of the residence or household to the plaintiff to the exclusion of the defendant, and further restraining the defendant from entering or remaining upon or in such residence or household, subject to the limitation of subsection (d). Such order shall contain a statement that if such order is violated, such violation shall constitute criminal trespass as defined in ~~subsection (a)(1)(C)~~ of K.S.A. 2014 Supp. 21-5808(a)(1)(C), and amendments thereto, and violation of a protective order as defined in K.S.A. 2014 Supp. 21-5924, and amendments thereto. The court may grant an order, which shall expire 60 days following the date of issuance, restraining the defendant from cancelling utility service to the residence or household.

(3) Requiring defendant to provide suitable, alternate housing for the plaintiff and any minor children of the parties.

(4) Awarding temporary custody and residency and establishing temporary parenting time with regard to minor children.

(5) Ordering a law enforcement officer to evict the defendant from the residence or household.

(6) Ordering support payments by a party for the support of a party's minor child, if the party is the father or mother of the child, or the plaintiff, if the plaintiff is married to the defendant. Such support orders shall remain in effect until modified or dismissed by the court or until expiration and shall be for a fixed period of time not to exceed one year. On the motion of the plaintiff, the court may extend the effect of such order for 12 months.

(7) Awarding costs and attorney fees to either party.

(8) Making provision for the possession of personal property of the parties and ordering a law enforcement officer to assist in securing possession of that property, if necessary.

(9) Requiring any person against whom an order is issued to seek counseling to aid in the cessation of abuse.

(10) Ordering or restraining any other acts deemed necessary to promote the safety of the plaintiff or of any minor children of the parties.

(b) No protection from abuse order shall be entered against the plaintiff unless:

(1) The defendant properly files a written cross or counter petition seeking such a protection order;

(2) the plaintiff had reasonable notice of the written cross or counter petition by personal service as provided in ~~subsection (d)~~ of K.S.A. 60-3104(d), and amendments thereto; and

(3) the issuing court made specific findings of abuse against both the plaintiff and the defendant and determined that both parties acted primarily as aggressors and neither party acted primarily in self-defense.

(c) Any order entered under the protection from abuse act shall not be subject to modification on ex parte application or on motion for temporary orders in any action filed pursuant to K.S.A. 60-1601 et seq., prior to their transfer or repeal, or article 22 or

27 of chapter 23 of the Kansas Statutes Annotated, and amendments thereto, or K.S.A. 38-1101 et seq., and amendments thereto. Orders previously issued in an action filed pursuant to K.S.A. 60-1601 et seq., prior to their transfer or repeal, or article 22 or 27 of chapter 23 of the Kansas Statutes Annotated, and amendments thereto, or K.S.A. 38-1101 et seq., and amendments thereto, shall be subject to modification under the protection from abuse act only as to those matters subject to modification by the terms of K.S.A. 2014 Supp. 23-3201 through 23-3207 and 23-3218 and article 27 of chapter 23 of the Kansas Statutes Annotated, and amendments thereto, and on sworn testimony to support a showing of good cause. Immediate and present danger of abuse to the plaintiff or minor children shall constitute good cause. If an action is filed pursuant to K.S.A. 2014 Supp. 23-3201 through 23-3207 or 23-3218 or article 22 or 27 of chapter 23 of the Kansas Statutes Annotated, and amendments thereto, during the pendency of a proceeding filed under the protection from abuse act or while an order issued under the protection from abuse act is in effect, the court, on final hearing or on agreement of the parties, may issue final orders authorized by K.S.A. 2014 Supp. 23-3201 through 23-3207 and 23-3218 and articles 22 and 27 of chapter 23 of the Kansas Statutes Annotated, and amendments thereto, that are inconsistent with orders entered under the protection from abuse act. Any inconsistent order entered pursuant to this subsection shall be specific in its terms, reference the protection from abuse order and parts thereof being modified and a copy thereof shall be filed in both actions. The court shall consider whether the actions should be consolidated in accordance with K.S.A. 60-242, and amendments thereto. Any custody or parenting time order, or order relating to the best interests of a child, issued pursuant to the revised Kansas code for care of children or the revised Kansas juvenile justice code, shall be binding and shall take precedence over any such custody or parenting order involving the same child issued under the protection from abuse act, until jurisdiction under the revised Kansas code for care of children or the revised Kansas juvenile justice code is terminated. Any inconsistent custody or parenting order issued in the revised Kansas code for care of children case or the revised Kansas juvenile justice code case shall be specific in its terms, reference any preexisting protection from abuse order and the custody being modified, and a copy of such order shall be filed in the preexisting protection from abuse case.

(d) If the parties to an action under the protection from abuse act are not married to each other and one party owns the residence or household, the court shall not have the authority to grant possession of the residence or household under subsection (a)(2) to the exclusion of the party who owns it.

(e) Subject to the provisions of subsections (b), (c) and (d), a protective order or approved consent agreement shall remain in effect until modified or dismissed by the court and shall be for a fixed period of time not to exceed one year, except as provided in subsection (e)(1) and (e)(2).

(1) Upon motion of the plaintiff, such period may be extended for one additional year.

(2) Upon verified motion of the plaintiff and after the defendant has been personally served with a copy of the motion and has had an opportunity to present evidence and cross-examine witnesses at a hearing on the motion, if the court determines by a preponderance of the evidence that the defendant has violated a valid protection order or (A) has previously violated a valid protection order, or (B) has been convicted of a person felony or any conspiracy, criminal solicitation or attempt thereof,

under the laws of Kansas or the laws of any other jurisdiction which are substantially similar to such person felony, committed against the plaintiff or any member of the plaintiff's household, the court shall extend a protective order for not less than two additional years and may extend the protective order up to the lifetime of the defendant. No service fee shall be required for a motion filed pursuant to this subsection.

(f) The court may amend its order or agreement at any time upon motion filed by either party.

(g) Any order entered under the protection from abuse act shall include notice to the defendant that section 16, and amendments thereto, prohibits the defendant from possession of a firearm for the duration of the protective order.

~~(g)~~ (h) No order or agreement under the protection from abuse act shall in any manner affect title to any real property.

~~(h)~~ (i) If a person enters or remains on premises or property violating an order issued pursuant to subsection (a)(2), such violation shall constitute criminal trespass as defined in ~~subsection (a)(1)(C) of K.S.A. 2014 Supp. 21-5808(a)(1)(C), and amendments thereto, and violation of a protective order as defined in K.S.A. 2014 Supp. 21-5924, and amendments thereto.~~ If a person abuses, molests or interferes with the privacy or rights of another violating an order issued pursuant to subsection (a)(1), such violation may constitute assault as defined in ~~subsection (a) of K.S.A. 2014 Supp. 21-5412(a), and amendments thereto, battery as defined in subsection (a) of K.S.A. 2014 Supp. 21-5413(a), and amendments thereto, domestic battery as defined in K.S.A. 2014 Supp. 21-5414, and amendments thereto, and violation of a protective order as defined in K.S.A. 2014 Supp. 21-5924, and amendments thereto.~~;

Also on page 27, in line 12, after the third comma by inserting "21-6303,"; in line 13, after the second comma by inserting "60-3107,";

And by renumbering sections accordingly:

On page 1, in the title, in line 1, by striking "carrying of concealed" and inserting "possession of"; in line 2, by striking "; relating to the personal and family protection act"; in line 3, after the third comma, by inserting "21-6303," in line 4, after the first comma, by inserting "60-3107,";

Roll call was demanded.

On roll call, the vote was: Yeas 40; Nays 83; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Ballard, Bollier, Bridges, Burroughs, Campbell, Carlin, Clayton, Curtis, Dierks, Finney, Frownfelter, Gallagher, Gonzalez, Henderson, Henry, Highberger, Hill, Houston, Kiegerl, Kleeb, Kuether, Lane, Lusk, Lusker, Ousley, Rooker, Ruiz, Sawyer, Sloan, Swanson, Tietze, Todd, Trimmer, Victors, Ward, Whipple, Wilson, Winn, Wolfe Moore.

Nays: Alford, Anthimides, Barker, Barton, Becker, Billinger, Boldra, Bradford, Bruchman, Brunk, Couture-Lovelady, Carmichael, B. Carpenter, W. Carpenter, Claey's, Clark, Concannon, Corbet, Davis, DeGraaf, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Francis, Garber, Grosserode, Hawkins, Hedke, Hemsley, Hibbard, Highland, Hildabrand, Hineman, Hoffman, Houser, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Lewis, Lunn, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rubin, Ryckman, Ryckman Sr., Schroeder, Schwab, Schwartz, Seiwert, Smith, Suellentrop, Sutton, Thimesch, Thompson, Vickrey, Waymaster,

Whitmer, Williams.

Present but not voting: None.

Absent or not voting: Goico, Scapa.

The motion of Rep. Ballard did not prevail; and **SB 45** be passed as amended.

On motion of Rep. Sloan to amend **SB 252**, Rep. Finch requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment germane.

The question reverted back to the motion of Rep. Sloan and **SB 252** be amended (see further action, page 546) on page 1, following line 5, by inserting:

"Section 1. K.S.A. 2014 Supp. 21-5510 is hereby amended to read as follows: 21-5510. (a) Sexual exploitation of a child is engaging in any of the following acts with intent to arouse or satisfy the sexual desires or appeal to the prurient interest of the offender or any other person:

(1) Employing, using, persuading, inducing, enticing or coercing a child under 18 years of age, or a person whom the offender believes to be a child under 18 years of age, to engage in sexually explicit conduct with the intent to promote any performance;

(2) possessing any visual depiction of a child under 18 years of age shown or heard engaging in sexually explicit conduct ~~with intent to arouse or satisfy the sexual desires or appeal to the prurient interest of the offender or any other person;~~

(3) being a parent, guardian or other person having custody or control of a child under 18 years of age and knowingly permitting such child to engage in, or assist another to engage in, sexually explicit conduct for any purpose described in subsection (a)(1) or (a)(2); or

(4) promoting any performance that includes sexually explicit conduct by a child under 18 years of age, or a person whom the offender believes to be a child under 18 years of age, knowing the character and content of the performance.

(b) (1) Sexual exploitation of a child as defined in:

(A) Subsection (a)(2) or (a)(3) is a severity level 5, person felony; and

(B) subsection (a)(1) or (a)(4) is a severity level 5, person felony, except as provided in subsection (b)(2).

(2) Sexual exploitation of a child as defined in subsection (a)(1) or (a)(4) or attempt, conspiracy or criminal solicitation to commit sexual exploitation of a child as defined in subsection (a)(1) or (a)(4) is an off-grid person felony, when the offender is 18 years of age or older and the child is under 14 years of age.

(c) If the offender is 18 years of age or older and the child is under 14 years of age, the provisions of:

(1) ~~Subsection (c) of K.S.A. 2014 Supp. 21-5301(c)~~, and amendments thereto, shall not apply to a violation of attempting to commit the crime of sexual exploitation of a child as defined in subsection (a)(1) or (a)(4);

(2) ~~subsection (c) of K.S.A. 2014 Supp. 21-5302(c)~~, and amendments thereto, shall not apply to a violation of conspiracy to commit the crime of sexual exploitation of a child as defined in subsection (a)(1) or (a)(4); and

(3) ~~subsection (d) of K.S.A. 2014 Supp. 21-5303(d)~~, and amendments thereto, shall not apply to a violation of criminal solicitation to commit the crime of sexual exploitation of a child as defined in subsection (a)(1) or (a)(4).

(d) As used in this section:

(1) "Sexually explicit conduct" means actual or simulated: Exhibition in the nude; appearance in the nude, with or without the knowledge of the child; sexual intercourse



or sodomy, including genital-genital, oral-genital, anal-genital or oral-anal contact, whether between persons of the same or opposite sex; masturbation; ~~sado-masochistic~~ sadomasochistic abuse with the intent of sexual stimulation; or lewd exhibition of the genitals, female breasts or pubic area of any person;

(2) "promoting" means procuring, transmitting, distributing, circulating, presenting, producing, directing, manufacturing, issuing, publishing, displaying, exhibiting or advertising:

(A) ~~For pecuniary profit; or~~

(B) ~~with intent to arouse or gratify the sexual desire or appeal to the prurient interest of the offender or any other person;~~

(3) "performance" means any film, photograph, negative, slide, book, magazine or other printed or visual medium, any audio tape recording or any photocopy, video tape, video laser disk, computer hardware, software, floppy disk or any other computer related equipment or computer generated image that contains or incorporates in any manner any film, photograph, negative, photocopy, video tape or video laser disk or any play or other live presentation;

(4) "nude" means any state of undress in which the human genitals, pubic region, buttock or female breast, at a point below the top of the areola, is less than completely and opaquely covered; and

(5) "visual depiction" means any photograph, film, video picture, digital or computer-generated image or picture, whether made or produced by electronic, mechanical or other means.";

On page 2, in line 8, after "Supp." by inserting "21-5510 and"; also in line 8, by striking "is" and inserting "are";

And by renumbering sections accordingly;

On page 1, in the title, in line 1, after "to" by inserting "sexual exploitation of a child"; in line 2, after "Supp." by inserting "21-5510 and"; in line 3, by striking "section" and inserting "sections";

Having voted on the prevailing side, Rep. Rubin offered a motion to reconsider the adoption of the Sloan amendment (see previous action, page 545). The motion prevailed. The question reverted back to the motion of Rep. Sloan.

Roll call was demanded.

On roll call, the vote was: Yeas 61; Nays 62; Present but not voting: 0; Absent or not voting: 2.

Yeas: Alcalá, Alford, Ballard, Becker, Bollier, Bridges, Burroughs, Campbell, Carlin, Carmichael, Clark, Clayton, Concannon, Curtis, Dierks, Doll, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Grosserode, Henderson, Henry, Hibbard, Highberger, Hildabrand, Hill, Hineman, Houston, Huebert, Jennings, Kelly, Kuether, Lane, Lewis, Lusk, Lusker, Moxley, Ousley, Patton, Phillips, Proehl, Rooker, Ruiz, Sawyer, Schroeder, Sloan, Swanson, Thompson, Tietze, Todd, Trimmer, Victors, Ward, Waymaster, Whipple, Wilson, Winn, Wolfe Moore.

Nays: Anthimides, Barker, Barton, Billinger, Boldra, Bradford, Brunk, Couture-Lovelady, B. Carpenter, W. Carpenter, Claeys, Corbet, Davis, DeGraaf, Dove, Edmonds, Esau, Estes, Garber, Goico, Gonzalez, Hawkins, Hedke, Hemsley, Highland, Hoffman, Houser, Hutchins, Hutton, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kiegerl, Lunn, Macheers, Mason, Mast, McPherson, Merrick, O'Brien, Osterman, Pauls, Peck, Powell, Read, Rhoades, Rubin, Ryckman, Ryckman Sr., Scapa, Schwab,

Schwartz, Seiwert, Smith, Suellentrop, Sutton, Thimesch, Vickrey, Whitmer, Williams.

Present but not voting: None.

Absent or not voting: Bruchman, Kleeb.

The motion of Rep. Sloan did not prevail.

Also, on motion of Rep. Carlin to amend **SB 252**, Rep. Gonzalez requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed.

Committee report to **SB 52** be adopted; and the bill be passed as amended.

Committee report to **HB 2395** be adopted; also, on motion of Rep. Brunk to amend, the motion was withdrawn; and the bill be passed as amended.

Committee reports to **HB 2095** be adopted; also, on motion of Rep. Lunn to amend, Rep. Ward requested a ruling on the amendment being germane to the bill. The Rules Chair ruled the amendment not germane; and the bill be passed as amended.

Committee report to **SB 240** be adopted; also, on motion of Rep. DeGraaf be amended on page 14, in line 10, after the second "deposit" by inserting "that"; also in line 10, by striking "that"; in line 12, by striking "that"; in line 14, by striking "that"; in line 17, by striking "that"; in line 20, by striking "that";

On page 38, in line 6, by striking the first comma; and **SB 240** be passed as amended.

Committee report recommending a substitute bill to **H Sub for SB 117** be adopted; also, on motion of Rep. Gonzalez to amend **H Sub for SB 117**, the motion did not prevail.

Also, on motion of Rep. Proehl, **H Sub for SB 117** be amended on page 6, in line 22, by striking "and"; in line 24, after "individual" by inserting "; and

(4) require the individual, if such individual's personal vehicle is subject to a lien, to provide proof of comprehensive and collision insurance coverage for such personal vehicle that covers the period when the individual is logged on to a TNC's digital network but not engaged in a prearranged ride and when the individual is engaged in a prearranged ride to the lien holder of such personal vehicle and to the TNC";

Also, on motion of Rep. Grosserode to amend **H Sub for SB 117**, Rep. DeGraaf offered a motion to refer the bill to Committee on Appropriations. The motion did not prevail.

The question referred back to the motion of Rep. Grosserode to amend, which did not prevail; and **H Sub for SB 117** be passed as amended.

## INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Vickrey pursuant to House Rule 2311, **SB 95**, **HB 2088**, **HB 2074**, **HB 2087**, **SB 45**, **SB 252**, **SB 52**, **HB 2395**, **HB 2095**, **SB 240**, **H Sub for SB 117** were advanced to Final Action on Bills and Concurrent Resolutions.

**SB 95**, AN ACT concerning abortion; creating the Kansas unborn child protection from dismemberment abortion act, was considered on final action.

On roll call, the vote was: Yeas 98; Nays 26; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Anthimides, Barker, Barton, Becker, Billinger, Boldra, Bradford, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, B. Carpenter, W. Carpenter, Claeys, Clark, Concannon, Corbet, Davis, DeGraaf, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Francis, Frownfelter, Garber, Goico, Gonzalez, Grosserode,

Hawkins, Hedke, Hemsley, Henry, Hibbard, Highland, Hildabrand, Hineman, Hoffman, Houser, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Lewis, Lunn, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rubin, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Seiwert, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Todd, Trimmer, Vickrey, Waymaster, Whipple, Whitmer, Williams, Wolfe Moore.

Nays: Ballard, Bollier, Bridges, Carlin, Carmichael, Clayton, Curtis, Dierks, Finney, Gallagher, Henderson, Highberger, Hill, Houston, Kuether, Lane, Lusk, Ousley, Rooker, Ruiz, Sloan, Tietze, Victors, Ward, Wilson, Winn.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed.

#### EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **SB 95**. Our focus on abortion today and over the past decade is the wrong focus. We need to put our time, energy, and focus on preventing unintended pregnancies. A focus on abortion is easy. A focus on prevention is harder – but worth it. What would the state look like if the same groups pushing this bill directed their time, talent, money and members towards policies that are proven to reduce unintended pregnancies and policies that give kids what they need to become happy, healthy, and successful adults. – JOHN WILSON

MR. SPEAKER: I vote yes on **SB 95**. However, to be frank, it leaves a foul smell in my nostrils, a bitter taste in my mouth and a queasy feeling in my stomach. I object to only passing incremental legislation which sends a subliminal message, that it is okay to kill an unborn human being, just don't do it this way. I look forward to the day we end the killing of the unborn and appeal to all pro-life organizations to either support a PERSONHOOD constitutional amendment or at the least remain neutral as other profilers attempt to end abortion. – RANDY GARBER, PETE DEGRAAF, KEVIN JONES, VIRGIL PECK, JR., TONY BARTON, MIKE KIEGERL, RANDY POWELL, JOHN BRADFORD, WILLIE DOVE

MR. SPEAKER: Abortion is a legal medical procedure in Kansas with the intent that it be well-regulated and safe. **SB 95** takes away a physician's right to choose what is often deemed the safest procedure to terminate a pregnancy during the second trimester. Putting a woman at risk for infection, uterine rupture, and possible death is a tragic overreach in an attempt to impose one moral ideology on all women. As a physician, I vote NO on **SB 95**. – BARBARA BOLLIER

MR. SPEAKER: Kansas already has the most restrictive policies on abortions, and this bill would further regulate a woman's right to make independent decisions about her body. I am voting NO on **SB 95** because it places unnecessary constraints on women's healthcare, and limits a doctor's ability to provide safe abortions. By prohibiting this procedure, Kansas will remove a scientifically proven means of terminating a pregnancy that are proven to be one of the safest options for women. – CAROLYN BRIDGES

MR. SPEAKER: Abortion is a choice best made between a woman, her doctor, and her

God. I am voting NO on SB 95 because it unnecessarily places the government between a woman and her right to make an independent healthcare decision. I am also gravely concerned about the consequences of the bill because there are no exceptions for rape and incest. It is for these reasons that I vote NO on **SB 95**. – GAIL FINNEY, HAROLD LANE, JARROD OUSLEY, PONKA-WE VICTORS

MR. SPEAKER: **SB 95** establishes a dangerous legal precedent in the state of Kansas, and therefore I am voting NO. The bill risks unnecessarily criminalizing Kansas healthcare providers and exposing them to baseless or politically motivated prosecution. This bill also raises serious constitutional concerns and will likely be challenged, forcing the state to spend hundreds of thousands of dollars in court costs. In a time when Kansas faces a several million dollar revenue shortfall taxpayers need us to prioritize fiscal solutions, rather than exposing the state to the legal consequences of this bill. – TOM SAWYER, BARBARA BALLARD, BRODERICK HENDERSON, DENNIS “BOOG” HIGHBERGER, RODERICK HOUSTON, SYDNEY CARLIN, PAM CURTIS, LOUIS RUIZ

Mr. Speaker: Yesterday, we talked about the horrible method of putting animals down with carbon dioxide. Some of the animals cry, cough, and bleed. We heard it is “inhumane”. Today I have to ask is it “humane” to rip apart babies? Jeremiah 1:5 says, “Before I formed you in the womb I knew you.” We have heard very little about the babies. And that is what they are, “babies”. I want to speak for the babies today. I voted and supported SB 95, but we should also be working to protect all “little persons” and pass a personhood amendment to our constitution. – Joseph B. Scapa

**HB 2088**, AN ACT concerning alcoholic beverages; relating to the issuance of citations for statutory violations; relating to sales of powdered alcohol; amending K.S.A. 41-106 and K.S.A. 2014 Supp. 41-102 and 41-2640 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 112; Nays 12; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Campbell, Carlin, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hill, Hineman, Hoffman, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleebl, Kuether, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Williams, Wilson, Winn, Wolfe Moore.

Nays: Couture-Lovelady, Carmichael, Corbet, Edmonds, Grosserode, Hildabrand, Houser, Lane, McPherson, Schwab, Sutton, Whitmer.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed, as amended.

**HB 2074**, AN ACT concerning firearms; relating to the possession of firearms; amending K.S.A. 2014 Supp. 75-7c04 and 75-7c17 and repealing the existing sections; also repealing K.S.A. 2014 Supp. 21-6309, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 5; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Wolfe Moore.

Nays: Carlin, Henderson, Kuether, Tietze, Winn.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed.

**HB 2087**, AN ACT concerning firearms; relating to the sale of firearms; amending K.S.A. 2014 Supp. 12-16,124 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 100; Nays 24; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Anthimides, Barker, Barton, Becker, Billinger, Boldra, Bradford, Bruchman, Brunk, Couture-Lovelady, Campbell, B. Carpenter, W. Carpenter, Claeys, Clark, Concannon, Corbet, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Francis, Frownfelter, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henry, Hibbard, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rubin, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Todd, Vickrey, Waymaster, Whipple, Whitmer, Williams, Wilson, Wolfe Moore.

Nays: Alcalá, Ballard, Bollier, Bridges, Burroughs, Carlin, Carmichael, Clayton, Curtis, Finney, Gallagher, Henderson, Highberger, Houston, Kuether, Lane, Ousley, Rooker, Ruiz, Tietze, Trimmer, Victors, Ward, Winn.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed, as amended.

## EXPLANATION OF VOTE

Mr. Speaker: I vote no on **HB 2087** because the bill is poorly drawn and arguably allows Federal Firearm Licensees to disregard laws applicable to other businesses, such as zoning laws. I support neither favoritism towards, nor discrimination against, gun dealers and believe they should be subject to the same laws applicable to any other business. I therefore reluctantly vote no on **HB 2087**. – JOHN CARMICHAEL

**SB 45**, AN ACT concerning firearms; relating to the carrying of concealed firearms; relating to the personal and family protection act; amending K.S.A. 2014 Supp. 21-5914, 21-6301, 21-6302, 21-6308, 21-6309, 32-1002, 75-7c01, 75-7c03, 75-7c04, 75-7c05, 75-7c10, 75-7c17, 75-7c20 and 75-7c21 and repealing the existing sections; also repealing K.S.A. 2014 Supp. 75-7c19, was considered on final action.

On roll call, the vote was: Yeas 85; Nays 39; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Anthimides, Barton, Becker, Billinger, Boldra, Bradford, Bruchman, Brunk, Couture-Lovelady, Campbell, B. Carpenter, W. Carpenter, Claeyes, Clark, Concannon, Corbet, Davis, DeGraaf, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Francis, Frownfelter, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Hibbard, Highland, Hildabrand, Hineman, Hoffman, Houser, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Lewis, Lunn, Lusker, Macheers, Mason, McPherson, Merrick, O'Brien, Osterman, Patton, Pauls, Peck, Powell, Proehl, Read, Rhoades, Rubin, Ryckman, Ryckman Sr., Scapa, Schwab, Schwartz, Seiwert, Suellentrop, Sutton, Thimesch, Thompson, Todd, Vickrey, Waymaster, Whipple, Whitmer, Williams.

Nays: Ballard, Barker, Bollier, Bridges, Burroughs, Carlin, Carmichael, Clayton, Curtis, Dierks, Finney, Gallagher, Henderson, Henry, Highberger, Hill, Houston, Kiegerl, Kleeb, Kuether, Lane, Lusk, Mast, Moxley, Ousley, Phillips, Rooker, Ruiz, Schroeder, Sloan, Smith, Swanson, Tietze, Trimmer, Victors, Ward, Wilson, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed, as amended.

## EXPLANATIONS OF VOTE

MR. SPEAKER: I vote no on **SB 45** because as a gun owner, and concealed carry permit holder, I strongly support the right to keep and bear arms; but rights carry responsibilities, the responsibility to learn and practice gun safety and to learn and know the laws regarding use of deadly force. The bill endangers Kansas law enforcement officers who in the dark of night, often alone, confront armed individuals with concealed weapons. Without a concealed carry permit officers must treat these individuals as criminals until proven otherwise. Because the bill endangers the public safety I vote no on **SB 45**. – JOHN CARMICHAEL

MR. SPEAKER: I vote no on **SB 45**, not because I believe most gun owners are a risk to society, but because the training currently required to receive a concealed carry permit prepares people to safely handle their weapon, especially in a crisis situation; educates

about existing self-defense laws; and permits law enforcement officers to add an additional charge against criminals. I supported unsuccessful amendments to reduce the cost of permits, thereby encouraging more people to take the training, and, with a court order, for law enforcement officers to temporarily remove firearms from suicidal persons and persons threatening violence against another. – TOM SLOAN, BARBARA BOLLIER, MELISSA ROOKER, STEPHANIE CLAYTON, DON HILL, TOM MOXLEY, SUSIE SWANSON, LINDA GALLAGHER

MR. SPEAKER: I vote NO on **SB 45** because concealed carry licenses ensure that certain core public safety standards are preserved when people are carrying hidden, loaded guns in public places. Local law enforcement officials have urged this body to oppose the measure because it eliminates such standards and allows almost anyone to carry a concealed gun. The current licensing process is responsible public policy that provides the necessary training and background checks—we should not abolish it. – HAROLD LANE, TOM BURROUGHS, MIKE KIEGERL

MR. SPEAKER: I'm voting NO on **SB 45** because it dismantles Kansas' permit requirement for concealed carry. As a proponent of the Second Amendment I am in favor of common sense gun laws, but allowing anyone to carry a gun without adequate training or a background check threatens the safety of our communities. **SB 45** would weaken restrictions on who can carry a concealed, loaded gun under Kansas law—to include people with criminal histories and people who have never handled a handgun before. Removing permit requirements is bad public policy, and I do not support it. – ED TRIMMER, VALDENIA WINN, ANNIE TIETZE, GAIL FINNEY, BRODERICK HENDERSON, CAROLYN BRIDGES, SYDNEY CARLIN, JARROD OUSLEY, PAM CURTIS

MR. SPEAKER: I vote no on **SB 45** because this bill goes too far and too fast in removing important and well-considered concealed carry gun policies. I hope we will join West Virginia, Minnesota, Mississippi & Utah in rejecting this type of bill. It will allow people who have never handled a gun before to carry hidden, loaded firearms in public without any training or background check. Supporting the second amendment isn't enough. We must commit to preventing gun violence and promoting gun safety—issues on which we should all be able to agree. – JOHN WILSON

MR. SPEAKER: As legislators, we have taken an oath to uphold the constitution of Kansas and the United States. **SB 45** helps to re-align our constitutional rights to keep and bear arms, a right that is not to be infringed. Unfortunately, we have become conditioned to accept licensing, fees, mandatory classes, and other such restrictions. Government must trust law-abiding and responsible citizens. This right does carry great personal responsibility. My strong exhortation to those choosing to exercise this right is to responsibly learn how to use this tool when availing yourself of your constitutional right to keep and bear arms. I vote yes on **SB 45**. – STEVEN R. BRUNK, JOSEPH SCAPA

MR. SPEAKER: My vote in opposition to **SB 45** is not a vote against the second amendment. It is a vote in support of our law enforcement and the job they do. I respect their willingness to protect and to serve. The second amendment deals with a well-regulated militia as well as the right to bear arms. I believe having sensible

regulations to carry concealed gives a little more safety to our law enforcement who are willing to put their life on the line for others. They deserve our respect. I vote no on **SB 45**. – PEGGY MAST

MR. SPEAKER: I vote no on **SB 45** because as a gun owner, and concealed carry permit holder, I strongly support the right to keep and bear arms; but rights carry responsibilities, the responsibility to learn and practice gun safety and to learn and know the laws regarding use of deadly force. The bill endangers Kansas law enforcement officers who in the dark of night, often alone, confront armed individuals with concealed weapons. Without a concealed carry permit officers must treat these individuals as criminals until proven otherwise. Because the bill endangers the public safety, I vote no on **SB 45**. – CHUCK SMITH

MR. SPEAKER: In 2010, voters overwhelmingly underscored the basic personal unalienable right guaranteed under the state and federal constitutions, that individuals have the right to bear arms for the defense of self, family, home and state and any other lawful purpose. Law abiding Kansans should not require permission from their government to exercise this Constitutional freedom. Government must trust its citizens to exercise personal responsibility while Kansans that choose to carry concealed without a license are accountable for their actions. I vote yes on **SB 45**. – MARK A. KAHRNS

MR. SPEAKER: I vote yes on **SB 45**. Law-abiding citizens who carry firearms are exercising their constitutional right to bear arms and their natural right to defend themselves and their families. In 2006, Kansas passed Conceal and Carry and our citizens have proven trustworthy with no incidences related to this legislation. In addition, the empirical evidence provided by other states with either no training or limited training requirements indicates similar success. Therefore Kansans, like numerous other states' citizenry, are both ready and capable of responsibly handling the benefits provided by Constitutional Carry. – KRISTEY WILLIAMS, STEVEN ANTHIMIDES

**SB 252**, AN ACT concerning crimes and punishment; relating to unlawful abuse of toxic vapors; amending K.S.A. 2014 Supp. 21-5712 and repealing the existing section, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab,



Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed.

**SB 52**, AN ACT concerning water; relating to the diversion of water; chief engineer; multi-year flex accounts; local enhanced management areas; amending K.S.A. 82a-706b and K.S.A. 2014 Supp. 82a-708c, 82a-736 and 82a-1041 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 124; Nays 0; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: None.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed, as amended.

**HB 2395**, AN ACT concerning state building projects; relating to negotiating committees; relating to the alternative procurement; amending K.S.A. 2014 Supp. 75-1253 and repealing the existing sections section, was considered on final action.

On roll call, the vote was: Yeas 120; Nays 4; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcala, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Couture-Lovelady, Campbell, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houser, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien,

Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: Burroughs, Carlin, Carmichael, Ward.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed, as amended.

**HB 2095**, AN ACT concerning retirement and pensions; relating to the Kansas public employees retirement system and systems thereunder; revenue bonds to finance a portion of unfunded actuarial liability of KPERS; requirements and procedures; employer contribution rates; amending K.S.A. 2014 Supp. 74-4914d and 74-4920 and repealing the existing sections, was considered on final action.

On roll call, the vote was: Yeas 67; Nays 57; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alford, Anthimides, Barker, Barton, Billinger, Boldra, Bradford, Bruchman, Brunk, Couture-Lovelady, Campbell, W. Carpenter, Claeys, Concannon, Corbet, Davis, Dove, Edmonds, Esau, Estes, Ewy, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Highland, Hildabrand, Hoffman, Huebert, Hutchins, Hutton, Johnson, D. Jones, Kelly, Kiegerl, Kleeb, Lunn, Macheers, Mason, Mast, McPherson, Merrick, O'Brien, Osterman, Patton, Pauls, Powell, Proehl, Read, Rubin, Ryckman, Ryckman Sr., Schwab, Schwartz, Seiwert, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Todd, Vickrey, Waymaster, Whitmer, Williams.

Nays: Alcala, Ballard, Becker, Bollier, Bridges, Burroughs, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Curtis, DeGraaf, Dierks, Doll, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Henderson, Henry, Hibbard, Highberger, Hill, Hineman, Houser, Houston, Jennings, K. Jones, Kahrs, Kelley, Kuether, Lane, Lewis, Lusk, Lusker, Moxley, Ousley, Peck, Phillips, Rhoades, Rooker, Ruiz, Scapa, Schroeder, Sloan, Smith, Tietze, Trimmer, Victors, Ward, Whipple, Wilson, Winn, Wolfe Moore.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed, as amended.

#### EXPLANATIONS OF VOTE

MR. SPEAKER: I vote NO on **HB 2095**. Borrowing and creating new debt to cover old debt is not fiscally responsible and does not resolve the state's systemic revenue problem. Inevitably Kansas will have to invest more money to meet its obligations to future retirees. Additionally, lowering the actuarial liability threatens the solvency of the system. It is time that Kansas makes common sense fiscal policies a priority and it starts by voting against **HB 2095**. – SYDNEY CARLIN, BRODERICK HENDERSON, CAROLYN BRIDGES, LOUIS RUIZ.

MR. SPEAKER: I vote NO on **HB 2095** because it will cause long term damage to KPERS. Issuing bonds to cover such a large debt makes as much financial sense as

using one credit card to pay off another. This will help cover the budget deficit in the short term, but eventually the debt will have to be paid off with interest. Kansas' public employees deserve better from this body, so I vote no. – PAM CURTIS, STAN FROWNFEILER, DENNIS “BOOG” HIGHBERGER, JARROD OUSLEY, RODERICK HOUSTON, JOHN ALCALA, HAROLD LANE

MR. SPEAKER: This bill is proposed as a way to move KPERS towards actuarial soundness. However the Governor's Budget Report states that “under the proposal, proceeds of the bonds would be used to help reduce future employer contribution rates.” That does nothing to help KPERS. Having maxed out the KDOT credit card we are now applying for a new KPERS credit card. That is neither conservative nor responsible government. We continue to deceive ourselves and the people of Kansas about the true cost of state government and push that cost off on future legislatures and Kansas citizens. I vote no on **HB 2095**. – DON HINEMAN, BARBARA BOLLIER, RUSS JENNINGS, LINDA GALLAGHER, MELISSA ROOKER, STEPHANIE CLAYTON, TOM SLOAN, JOHN DOLL, STEVEN R. BECKER, TOM MOXLEY

MR. SPEAKER: I vote No to **HB 2095**. Placing an additional 1,500,000,000.00 (\$1.5 billion) of debt on current and future Kansans is unconscionable. We already have a plan in place to cover the unfunded liability. We should stay the course with that plan and not kick the can down the road.

The \$89 million annual payment over the next 30 years will total over \$2.65 Billion, which is \$1.15 billion above the original amount bonded. – VIRGIL PECK, JR., KEVIN JONES

**SB 240**, AN ACT concerning the banking code; relating to the state bank commissioner; amending K.S.A. 9-519, 9-520, 9-536, 9-542, 9-701, 9-801, 9-802, 9-803, 9-804, 9-806, 9-808, 9-809, 9-811, 9-812, 9-901a, 9-902, 9-903, 9-904, 9-905, 9-906, 9-907, 9-908, 9-909, 9-910, 9-911, 9-912, 9-1101a, 9-1102, 9-1107, 9-1111b, 9-1112, 9-1116, 9-1119, 9-1122, 9-1123, 9-1124, 9-1125, 9-1127a, 9-1127b, 9-1127c, 9-1130, 9-1132, 9-1133, 9-1137, 9-1138, 9-1201, 9-1204, 9-1205, 9-1207, 9-1213, 9-1214, 9-1301, 9-1304, 9-1403, 9-1405, 9-1501, 9-1502, 9-1503, 9-1504, 9-1505, 9-1506, 9-1602, 9-1603, 9-1604, 9-1607, 9-1609, 9-1611, 9-1612, 9-1701, 9-1708, 9-1709, 9-1712, 9-1714, 9-1715, 9-1716, 9-1717, 9-1719, 9-1720, 9-1724, 9-1807, 9-1901, 9-1902, 9-1902a, 9-1903, 9-1905, 9-1906, 9-1907, 9-1908, 9-1909, 9-1910, 9-1915, 9-1916, 9-2001, 9-2002, 9-2005, 9-2006, 9-2007, 9-2008, 9-2010, 9-2011, 9-2012, 9-2013, 9-2014, 9-2016, 9-2018, 9-2101, 9-2102, 9-2103 and 9-2104 and K.S.A. 2014 Supp. 9-532, 9-533, 9-534, 9-535, 9-1101, 9-1104, 9-1111, 9-1114, 9-1140, 9-1215, 9-1401, 9-1402, 9-1407, 9-1408, 9-1601, 9-1702, 9-1703, 9-1704, 9-1713, 9-1721, 9-1722, 9-1805, 9-2004, 9-2107, 9-2108, 9-2111, 39-709 and 44-314 and repealing the existing sections; also repealing K.S.A. 9-514, 9-515, 9-516, 9-517, 9-518, 9-523, 9-538, 9-539, 9-702, 9-703, 9-807, 9-810, 9-813, 9-1101b, 9-1103, 9-1105, 9-1106, 9-1108, 9-1109, 9-1110, 9-1111d, 9-1113, 9-1301a, 9-1507, 9-1605, 9-1606, 9-1608, 9-1610, 9-1705, 9-1710, 9-1711, 9-1718, 9-1723, 9-1802, 9-1803, 9-1808, 9-1904, 9-1912, 9-1914, 9-1914a, 9-2003, 9-2009, 9-2015, 9-2017 and 9-2105 and K.S.A. 2014 Supp. 9-805, 9-1118, 9-1135, 9-1139, 9-1216, 9-1303, 9-1706, 9-1707, 9-1801, 9-1804 and 9-2106, was considered on final action.

On roll call, the vote was: Yeas 123; Nays 1; Present but not voting: 0; Absent or not

voting: 1.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Billinger, Boldra, Bollier, Bradford, Bridges, Bruchman, Brunk, Burroughs, Couture-Lovelady, Campbell, Carlin, Carmichael, B. Carpenter, W. Carpenter, Claeys, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Esau, Estes, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Highland, Hildabrand, Hill, Hineman, Hoffman, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, K. Jones, Kahrs, Kelley, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, McPherson, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Peck, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Scapa, Schroeder, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Sutton, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: Houser.

Present but not voting: None.

Absent or not voting: Sawyer.

The bill passed, as amended.

**H Sub for SB 117**, AN ACT regulating traffic; relating to transportation network companies, transportation network company services, regulation, was considered on final action.

On roll call, the vote was: Yeas 105; Nays 19; Present but not voting: 0; Absent or not voting: 1.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barker, Barton, Becker, Bollier, Bradford, Bridges, Bruchman, Burroughs, Campbell, Carlin, Carmichael, B. Carpenter, Clark, Clayton, Concannon, Corbet, Curtis, Davis, DeGraaf, Dierks, Doll, Dove, Edmonds, Estes, Ewy, Finch, Finney, Frownfelter, Gallagher, Garber, Goico, Hawkins, Hedke, Hemsley, Henderson, Henry, Hibbard, Highberger, Hill, Hineman, Hoffman, Houston, Huebert, Hutchins, Hutton, Jennings, Johnson, D. Jones, Kahrs, Kelly, Kiegerl, Kleeb, Kuether, Lane, Lewis, Lunn, Lusk, Lusker, Macheers, Mason, Mast, Merrick, Moxley, O'Brien, Osterman, Ousley, Patton, Pauls, Phillips, Powell, Proehl, Read, Rhoades, Rooker, Rubin, Ruiz, Ryckman, Ryckman Sr., Scapa, Schwab, Schwartz, Seiwert, Sloan, Smith, Suellentrop, Swanson, Thimesch, Thompson, Tietze, Todd, Trimmer, Vickrey, Victors, Ward, Waymaster, Whipple, Whitmer, Williams, Wilson, Winn, Wolfe Moore.

Nays: Billinger, Boldra, Brunk, Couture-Lovelady, W. Carpenter, Claeys, Esau, Francis, Gonzalez, Grosserode, Highland, Hildabrand, Houser, K. Jones, Kelley, McPherson, Peck, Schroeder, Sutton.

Present but not voting: None.

Absent or not voting: Sawyer.

The substitute bill passed, as amended.

#### **MOTIONS TO CONCUR AND NONCONCUR**

On motion of Rep. Schwartz, the House nonconcurrent in Senate amendments to **HB 2061** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Schwartz, Boldra and Victors as conferees on the part of the House.

On motion of Rep. Hawkins, the House nonconcurrred in Senate amendments to **S sub for HB 2149** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Hawkins, Concannon and Ward as conferees on the part of the House.

On motion of Rep. Huebert, the House nonconcurrred in Senate amendments to **HB 2165** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Huebert, Phillips and Alcalá as conferees on the part of the House.

On motion of Rep. Kahrs, the House nonconcurrred in Senate amendments to **HB 2183** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Kahrs, Esau and Sawyer as conferees on the part of the House.

On motion of Rep. Hawkins, the House nonconcurrred in Senate amendments to **S Sub for HB 2225** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Hawkins, Concannon and Ward as conferees on the part of the House.

On motion of Rep. Hawkins, the House nonconcurrred in Senate amendments to **S Sub for HB 2281** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Hawkins, Schwab and Ward as conferees on the part of the House.

On motion of Rep. Schwab, the House nonconcurrred in Senate amendments to **HB 2064** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Schwab, Bruchman and Houston as conferees on the part of the House.

On motion of Rep. Schwab, the House nonconcurrred in Senate amendments to **HB 2142** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Schwab, Bruchman and Houston as conferees on the part of the House.

On motion of Rep. Kahrs, the House nonconcurrred in Senate amendments to **HB 2104** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Kahrs, Esau and Sawyer as conferees on the part of the House.

On motion of Rep. Proehl, the House nonconcurrred in Senate amendments to **HB 2013** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Proehl, Ryckman Sr. and Lusker as conferees on the part of the House.

On motion of Rep. Hawkins, the House nonconcurrred in Senate amendments to **S Sub for HB 2042** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Hawkins, Concannon and Ward as conferees on the part of the House.

On motion of Rep. Hawkins, the House nonconcurrred in Senate amendments to **S Sub for HB 2043** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Hawkins, Concannon and Ward as conferees on the part of the House.

On motion of Rep. Rubin, the House nonconcurrred in Senate amendments to **HB 2048** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Rubin, Gonzalez and Highberger as conferees on the part of the House.

On motion of Rep. Rubin, the House nonconcurrred in Senate amendments to **HB 2051** and asked for a conference.

Speaker pro tem Mast thereupon appointed Reps. Rubin, Gonzalez and Highberger as conferees on the part of the House.

#### **REPORTS OF STANDING COMMITTEES**

Committee on **Education** recommends **SB 93** be passed.

#### **REPORT OF STANDING COMMITTEE**

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

**Request No. 63**, by Representative Travis Couture-Lovelady, congratulating Tanner Shaffer in recognition for achievement of Eagle Scout;

**Request No. 64**, by Representative Travis Couture-Lovelady, congratulating Dylan Bretton in recognition for achievement of Eagle Scout;

**Request No. 65**, by Representative Travis Couture-Lovelady, congratulating Alex Atchison in recognition for achievement of Eagle Scout;

**Request No. 66**, by Representative Travis Couture-Lovelady, congratulating Aaron Schmidt in recognition for achievement of Eagle Scout;

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 Rep. Vickrey, the committee report was adopted.

#### **MESSAGES FROM THE SENATE**

Announcing passage of **SB 224, SB 245**.

Announcing passage of **HB 2042**, as amended by **S Sub for HB 2042; HB 2043**, as amended by **S Sub for HB 2043; HB 2101**, as amended by **S Sub for HB 2101**.

Announcing passage of **HB 2013**, as amended; **HB 2048**, as amended; **HB 2051**, as

amended; **HB 2064**, as amended; **HB 2104**, as amended; **HB 2216**, as amended; **HB 2259**, as amended; **HB 2142**, as amended; **HB 2336**, as amended.

Announcing passage of **HB 2009**, **HB 2254**.

Announcing rejection of **S Sub for HB 2326**.

The Senate nonconcur in House amendments to **SB 124**, requests a conference and has appointed Senators Powell, Kerschen and Francisco as conferees on the part of the Senate.

The Senate nonconcur in House amendments to **SB 127**, requests a conference and has appointed Senators Petersen, Wolf and Petty as conferees on the part of the Senate.

### INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

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

**SB 224, SB 245.**

### INTRODUCTION OF ORIGINAL MOTIONS

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 124**.

Speaker pro tem Mast thereupon appointed Reps. Schwartz, Boldra and Victors as conferees on the part of the House.

On motion of Rep. Vickrey, the House acceded to the request of the Senate for a conference on **SB 127**.

Speaker pro tem Mast thereupon appointed Reps. Proehl, Ryckman Sr. and Lusker as conferees on the part of the House.

### CHANGE OF REFERENCE

Speaker pro tem Mast announced the withdrawal of **SB 11, H Sub for SB 12, SB 14, SB 23, SB 34, H Sub for SB 112, SB 149, Sub SB 171, SB 190, SB 215** from the Calendar under the heading General Orders and referral to Committee on Taxation.

### MESSAGES FROM THE SENATE

Announcing passage of **SB 239**.

### INTRODUCTION OF SENATE BILLS AND CONCURRENT RESOLUTIONS

The following Senate bill was thereupon introduced and read by title:

**SB 239.**

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

On motion of Rep. Vickrey, **HCR 5016**, by Reps. Merrick and Burroughs, was introduced and adopted.

**HCR 5016--** A CONCURRENT RESOLUTION relating to the adjournment of the senate and house of representatives for periods during the 2015 regular session of the legislature.

*Be it resolved by the House of Representatives of the State of Kansas, the Senate concurring therein:* That the legislature shall adjourn at the close of business of the

daily session convened on March 25, 2015, and shall reconvene on March 30, 2015, pursuant to adjournment of the daily session convened on March 25, 2015; and

*Be it further resolved:* That the legislature shall adjourn at the close of business of the daily session convened on April 3, 2015, and shall reconvene on April 29, 2015, pursuant to adjournment of the daily session convened on April 3, 2015; and

*Be it further resolved:* That the chief clerk of the house of representatives and the secretary of the senate and employees specified by the director of legislative administrative services for such purpose shall attend to their duties each day during periods of adjournment, Sundays excepted, for the purpose of receiving messages from the governor and conducting such other business as may be required; and

*Be it further resolved:* That members of the legislature shall not receive the per diem compensation and subsistence allowances provided for in K.S.A. 46-137a (a) and (b), and amendments thereto, for any day within a period in which both houses of the legislature are adjourned for more than two days, Sundays excepted; and

*Be it further resolved:* That members of the legislature attending a legislative meeting of whatever nature when authorized pursuant to law, or by the legislative coordinating council, the president of the senate or the speaker of the house of representatives, and members of a conference committee attending a meeting of the conference committee authorized by the president of the senate and the speaker of the house of representatives during any period of adjournment for which members are not authorized compensation and allowances pursuant to K.S.A. 46-137a, and amendments thereto, shall receive compensation and travel expenses or allowances as provided by K.S.A. 75-3212, and amendments thereto.

#### **REPORT ON ENGROSSED BILLS**

**HB 2233, HB 2240, HB 2391** reported correctly engrossed March 24, 2015.

#### **REPORT ON ENROLLED RESOLUTIONS**

**HR 6020, HR 6021** reported correctly enrolled and properly signed on March 25, 2015.

On motion of Rep. Vickrey, the House adjourned until 11:00 a.m., Monday, March 30, 2015.

CHARLENE SWANSON, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

