

# Journal of the House

SEVENTY-THIRD DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Thursday, May 28, 2015, 11:00 a.m.

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

The roll was called with 117 members present.

Reps. Estes and Sloan were excused on legislative business.

Reps. Barker, Bollier, Hawkins, Moxley, Suellentrop and Thompson were excused on excused absence by the Speaker.

Rep. Edmonds was excused later in the day on excused absence by the Speaker.

Prayer by Chaplain Brubaker:

All-knowing God,  
As we come before You this morning,  
thankful for this day You have given us,  
it is quite evident that our leaders  
are in a standstill – frustrated as to what to do.  
In times like this, it is good to remember to do three things:  
First, help them to STOP and recognize that You are good  
and will not leave them frustrated for Your Word promises,  
“I will instruct you and teach you the way you should go...”  
Secondly, help them to intentionally SEEK You in this situation.  
Your Word encourages us that  
“if any of them are lacking in wisdom, ask God,  
who gives to all generously and ungrudgingly,  
and it will be given them.”  
Lastly, help them to SUBMIT their desires to You,  
and place their trust in You for Your Word says,  
“...my thoughts are not your thoughts,  
neither are your ways my ways, declares the Lord.  
As the heavens are higher than the earth,  
so are my ways higher than your ways  
and my thoughts than your thoughts.”  
I ask that You help them to remember these words  
as they work throughout the day to bring  
resolution to the issues at hand.  
In Christ’s Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Lunn.

**COMMITTEE ASSIGNMENT CHANGES**

Speaker pro tem Mast announced the appointment of Rep. Pauls to replace Rep. Barker as Chair of the Committee on Rules and Regulations effective immediately which will expire at the end of the day on June 1.

Also, the appointment of Rep. Burroughs to replace Rep. Whipple on Committee on Taxation on May 28.

On motion of Rep. Vickrey, the House recessed until 2:30 p.m.

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**AFTERNOON SESSION**

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

**MESSAGES FROM THE GOVERNOR**

**HB 2106, Sub HB 2159, S Sub for Sub HB 2170, HB 2395** approved on May 27, 2015.

Also, **HB 2233** approved on May 28, 2015.

**INTRODUCTION OF ORIGINAL MOTIONS**

On motion of Rep. Vickrey, pursuant to subsection (k) of Joint Rule 4 of the Joint Rules of the Senate and House of Representatives, the rules were suspended for the purpose of considering **S Sub for HB 2353, H Sub for SB 29**.

**MOTIONS TO CONCUR AND NONCONCUR**

On motion of Rep. Ryckman, the House concurred in Senate amendments to **S Sub for HB 2353**, AN ACT concerning education; relating to the financing and instruction thereof; making and concerning appropriations for the fiscal years ending June 30, 2016, and June 30, 2017, for the department of education; amending K.S.A. 72-5423 and K.S.A. 2014 Supp. 72-1046b, as amended by section 29 of 2015 House Substitute for Senate Bill No. 7, 72-3715, as amended by section 36 of 2015 House Substitute for Senate Bill No. 7, 72-5413, 72-6434, as amended by section 38 of 2015 House Substitute for Senate Bill No. 7, 72-8814, as amended by section 63 of 2015 House Substitute for Senate Bill No. 7, 75-2319, as amended by section 72 of 2015 House Substitute for Senate Bill No. 7 and Sections 5 and 6 of 2015 House Substitute for Senate Bill No. 7 and repealing the existing sections; also repealing K.S.A. 2014 Supp. 72-6434, as amended by section 7 of this act, and 72-8814, as amended by section 8 of this act (see further action, HJ p. 915).

On roll call, the vote was: Yeas 113; Nays 3; Present but not voting: 0; Absent or not voting: 9.

Yeas: Alcalá, Alford, Anthimides, Ballard, Barton, Becker, Billinger, Boldra, 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, Esau, Ewy, Finch, Finney, Francis, Frownfelter, Gallagher, Garber, Goico, Gonzalez, Grosserode, Hedke, Hemsley,

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

Nays: Highberger, Lane, Ward.

Present but not voting: None.

Absent or not voting: Barker, Bollier, Edmonds, Estes, Hawkins, Moxley, Sloan, Suellentrop, Thompson.

### INTRODUCTION OF ORIGINAL MOTIONS

On emergency motion of Rep. Vickrey to advance **H Sub for SB 29** to Final Action on Bills and Concurrent Resolutions, subject to amendment, debate and roll call, the motion failed to receive the required 2/3 vote of the members present.

### COMMITTEE ASSIGNMENT CHANGES

Speaker pro tem Mast announced the appointment of Rep. Ward to replace Rep. Lusker on Joint Committee on State Building Construction on May 29 only.

Also, the appointment of Rep. Whipple to replace Rep. Burroughs on Committee on Taxation on May 28.

Also, the appointment of Rep. W. Carpenter to replace Rep. Edmonds on Committee on Taxation through the end of the day on May 31.

### REPORT ON ENROLLED RESOLUTIONS

**HCR 5019, HR 6028** reported correctly enrolled and properly signed on May 28, 2015.

On motion of Rep. Vickrey, the House adjourned until 9:00 a.m., Friday, May 29, 2015.

CHARLENE SWANSON, *Journal Clerk.*

SUSAN W. KANNARR, *Chief Clerk.*

