

# Journal of the House

## EIGHTH DAY

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HALL OF THE HOUSE OF REPRESENTATIVES,  
TOPEKA, KS, Thursday, January 21, 2016, 11:00 a.m.

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

The roll was called with 119 members present.

Rep. Seiwert was excused on verified illness.

Rep. Doll was excused on legislative business.

Reps. Goico, Hedke, Johnson and Mason were excused on excused absence by the Speaker.

Prayer by guest chaplain, the Rev. Dave Froese, pastor, Koerner Heights Church, Newton, and guest of Rep. Schroeder:

Wonderful Counselor, Almighty God, Everlasting Father, Prince of Peace; I come to you in humble gratitude this morning. We are blessed in so many ways. We live in a state of magnificent grandeur and bountiful provision. We are blessed with opportunity and freedom. We have been given a wonderful state in which to live and nurture our families. Thank you!

However, the challenges and opportunities before the people of Kansas and our leaders are significant. We have been given the opportunity to protect and nurture the blessings we enjoy but we are inadequate on our own to make the best decisions. There are times we struggle to make the right choices and walk in unity.

Lord, God, I have always been able to trust you with the challenges of each day. Your love and compassion has strengthened me. Through Jesus, I have always been able to walk into your presence with confidence. It is in Your presence that I have been able to receive mercy and find grace to help me in my time of need. You have been my way, my truth, and my life.

Therefore, I pray for each representative and their staff this morning. Thank you so much for their willingness to serve our state. Open up their minds and hearts to an understanding of the issues that enable them to see truth. Take them deeper than the presenting problems so that

they can solve the issues at the deepest level. Give them wisdom to know the right decisions to make, courage to make the right decisions, and cooperation to implement in unity.

I ask for Your hand of blessing on this House this day!  
In Jesus' Name I pray, Amen.

The Pledge of Allegiance was led by Rep. Schroeder.

### INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were introduced and read by title:

**HB 2500**, AN ACT concerning the citizens' utilities ratepayers board; enacting the Kansas ratepayers protection act; amending K.S.A. 66-1222 and 66-1223 and repealing the existing sections, by Representatives Ward and Kuether.

**HB 2501**, AN ACT Concerning crimes, punishment and criminal procedure; relating to jurisdiction and venue; crime committed with an electronic device; amending K.S.A. 2015 Supp. 22-2619 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2502**, AN ACT concerning civil procedure; relating to habeas corpus; time limitations in motion to attack sentence; amending K.S.A. 60-1507 and repealing the existing section, by Committee on Corrections and Juvenile Justice.

**HB 2503**, AN ACT concerning motor vehicles; relating to vehicle registration, fees; creating the Kansas highway patrol staffing and training fund; amending K.S.A. 2015 Supp. 8-145 and repealing the existing section, by Committee on Transportation.

**HB 2504**, AN ACT concerning school districts; relating to the realignment thereof; amending K.S.A. 2015 Supp. 72-1923 and repealing the existing section, by Committee on Federal and State Affairs.

### REFERENCE OF BILLS AND CONCURRENT RESOLUTIONS

The following bills were referred to committees as indicated:

Agriculture and Natural Resources: **HB 2490, HB 2491, HB 2492.**

Education: **HB 2486.**

Federal and State Affairs: **HB 2484.**

General Government Budget: **HB 2487.**

Insurance and Financial Institutions: **HB 2485.**

Pensions and Benefits: **HB 2488, HB 2489.**

Taxation: **HB 2493, HB 2494, HB 2495, HB 2496, HB 2497, HB 2498, HB 2499.**

### CHANGE OF REFERENCE

Speaker Merrick announced the withdrawal of **HB 2199** from Committee on Appropriations and rereferral to Committee on Education.

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

**COMMITTEE OF THE WHOLE**

On motion of Rep. Kleeb, Committee of the Whole report, as follows, was adopted:  
Recommended that **HB 2449** be passed.

**INTRODUCTION OF ORIGINAL MOTIONS**

On emergency motion of Rep. Vickrey pursuant to House Rule 2311, **HB 2449** was advanced to Final Action on Bills and Concurrent Resolutions.

**FINAL ACTION ON BILLS AND CONCURRENT RESOLUTIONS**

**HB 2449**, AN ACT concerning the judicial branch; relating to severability of the provisions of 2015 House Bill No. 2005, chapter 81 of the 2015 Session Laws of Kansas; repealing K.S.A. 2015 Supp. 20-1a18, was considered on final action.

On roll call, the vote was: Yeas 119; Nays 0; Present but not voting: 0; Absent or not voting: 6.

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

Nays: None.

Present but not voting: None.

Absent or not voting: Doll, Goico, Hedke, Johnson, Mason, Seiwert.

The bill passed.

**REPORT OF STANDING COMMITTEE**

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

**Request No. 8**, by Representative Virgil Peck Jr., congratulating Melvin "Bud" Betts on his 90<sup>th</sup> birthday;

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.

Upon unanimous consent, the House referred back to the regular business, Introduction of Bills and Concurrent Resolutions.

**INTRODUCTION OF BILLS AND CONCURRENT RESOLUTIONS**

The following bills were introduced and read by title:

**HB 2505**, AN ACT concerning income taxation; relating to the low income exclusion; qualification; modifications to non-wage business income exemption; amending K.S.A. 2015 Supp. 79-32,110 and repealing the existing section, by Committee on Taxation.

**HB 2506**, AN ACT concerning governmental ethics; relating to false statements against candidates for elected state office; enacting the political accountability in campaigning act, by Committee on Elections.

**HB 2507**, AN ACT concerning elections; relating to ballots; removing city of residence from candidate information; amending K.S.A. 25-613 and 25-617 and K.S.A. 2015 Supp. 25-616 and repealing the existing sections, by Committee on Elections.

**HB 2508**, AN ACT concerning insurance; relating to financial examinations; requirements; amending K.S.A. 40-2912 and K.S.A. 2015 Supp. 12-2620 and 44-584 and repealing the existing sections, by Committee on Insurance and Financial Institutions.

**HB 2509**, AN ACT concerning state agencies, relating to the office of information technology services, executive chief information technology officer; concerning agency budgets for information technology security; amending K.S.A. 2015 Supp. 75-7205 and repealing the existing section, by Committee on Vision 2020.

**HB 2510**, AN ACT concerning water; relating to the state water plan; amending K.S.A. 70a-102, 70a-105 and 82a-951 and K.S.A. 2015 Supp. 2-2204, 65-166a, 82a-903 and 82a-2101 and repealing the existing sections, by Committee on Vision 2020.

**HB 2511**, AN ACT concerning water; relating to lakes and reservoirs; municipal water suppliers; municipal water wells; state fishing lakes; amending K.S.A. 82a-951 and 82a-1205 and K.S.A. 2015 Supp. 32-991 and 82a-2101 and repealing the existing sections, by Committee on Vision 2020.

**HB 2512**, AN ACT relating to accountants; concerning professional licensure requirements; early access to the certified public accountant examination; amending K.S.A. 2015 Supp. 1-302a and repealing the existing section, by Committee on Commerce, Labor and Economic Development.

**HB 2513**, AN ACT concerning the legislature; relating to length of regular session, by Committee on Appropriations.

**HB 2514**, AN ACT concerning pet animals; relating to the Kansas pet animal act; amending K.S.A. 47-1704 and K.S.A. 2015 Supp. 47-1701 and 47-1725 and repealing the existing sections, by Committee on Federal and State Affairs.

On motion of Rep. Vickrey the House adjourned pro forma until 8:00 a.m. on Friday, January 22, 2016.

BECKIE HENDRICKS, JENNY HAUGH, *Journal Clerks*

SUSAN W. KANNARR, *Chief Clerk*.

